

City of Phoenix

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



City of Phoenix

Agenda

Wednesday, December 18, 2024

2:30 PM

phoenix.gov

City Council Formal Meeting

*****REVISED December 17, 2024*****

Items Revised: 2 and 26

Item Requested to be Continued, as Corrected: 89

Items Added: 113 and 114

If viewing this packet electronically in PDF, open and use bookmarks to navigate easily from one item to another.

OPTIONS TO ACCESS THIS MEETING

Virtual Request to speak at a meeting:

- Register online by visiting the City Council Meetings page on phoenix.gov at least 2 hours prior to the start of this meeting. Then, click on this link at the time of the meeting and join the Webex to speak:

<https://phoenixcitycouncil.webex.com/phoenixcitycouncil/onstage/g.php?MTID=ecef3cef8d473d2eef112037a3bcbe22b>

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

In-Person Requests to speak at a meeting:

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

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

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

- Members of the public may attend this meeting in person. Physical access to the meeting location will be available starting 1 hour prior to the meeting.

Para nuestros residentes de habla hispana:

- Para registrarse para hablar en español, llame al 602-262-6001 al menos 2 horas antes del inicio de esta reunión e indique el número del tema. El día de la reunión, llame al 602-666-0783 e ingrese el número de identificación de la reunión 2557 112 7388#. El intérprete le indicará cuando sea su turno de hablar.

- Para solamente escuchar la reunión en español, llame a este mismo número el día de la reunión (602-666-0783; ingrese el número de identificación de la reunión 2557 112 7388#). Se proporciona interpretación simultánea para nuestros residentes durante todas las reuniones.

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

- Miembros del público pueden asistir a esta reunión en persona. El acceso físico al lugar de la reunión estará disponible comenzando una hora antes de la reunión.

CALL TO ORDER AND ROLL CALL

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Attachments

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- 105 **Amend City Code - Official Supplementary Zoning Map 1273 (Ordinance G-7341) - District 5** Page 296

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- 106 **Amend City Code - Official Supplementary Zoning Map 1272 (Ordinance G-7335) - District 8** Page 300

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ADD-ON ITEMS

- *113 *****REQUEST TO ADD-ON (SEE ATTACHED MEMO)***** Page 345
Enter Into a Sewer Line Agreement with RD Icon Kierland, L.L.C., Phoenix 71st Street, L.L.C., and PHXAZ/Kierland Commons, L.L.C. (Ordinance S-51562) - District 2

Attachments

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- *114 *****REQUEST TO ADD-ON (SEE ATTACHED MEMO)***** Page 348
Enter into a System Conservation Implementation Agreement with the U.S. Bureau of Reclamation (Ordinance S-51563) - Citywide

Attachments

[Item 114 - Add-On Memo.pdf](#)

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

000 CITIZEN COMMENTS

ADJOURN

City Council Formal Meeting



City of Phoenix

Report

Agenda Date: 12/18/2024, Item No. 1

For Approval or Correction, the Minutes of the Formal Meeting on June 12, 2024

Summary

This item transmits the minutes of the Formal Meeting of June 12, 2024, for review, correction and/or approval by the City Council.

The minutes are available for review in the City Clerk Department, 200 W. Washington Street, 15th Floor.

Responsible Department

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



*****ITEM REVISED (SEE ATTACHED MEMO)*** Mayor and Council Appointments to Boards and Commissions**

Summary

This item transmits recommendations from the Mayor and Council for appointment or reappointment to City Boards and Commissions.

Responsible Department

This item is submitted by the Mayor's Office.

ATTACHMENT A



City of Phoenix

To: City Council
From: Mayor Kate Gallego

Date: December 18, 2024

Subject: *REVISED BOARDS AND COMMISSIONS – APPOINTEES

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

Camelback East Village Planning Committee

Councilman Kevin Robinson recommends the following for appointment:

Blake McClelland

Mr. McClelland is an Associate Teaching Professor at Arizona State University and a resident of District 6. He fills a vacancy for a term to expire November 19, 2026.

Citizens Transportation Commission

Councilman Kevin Robinson recommends the following for appointment:

Jack Leonard

Mr. Leonard is the Owner of Leonard Architects and a resident of District 6. He fills a vacancy for a term to expire June 30, 2027.

North Mountain Village Planning Committee

Councilman Kevin Robinson recommends the following for appointment:

Patrick Edwards

Mr. Edwards is the Senior Vice President and Regional Manager at Burns & McDonnell. He replaces Warren Whitney for a term to expire November 19, 2026.

***ADD Phoenix Business and Workforce Development Board**

I recommend the following for appointment:

Christian Bearden

Mr. Bearden is a consultant at Bearden Consulting and a resident of District 4. He fills a vacancy for a term to expire June 30, 2026.

Neda Boyce

Ms. Boyce is the Principal of Phoenix Union Bioscience High School. She fills a vacancy for a term to expire June 30, 2025.

Mavrick Knoles

Mr. Knoles is the President of Legacy EV. He fills a vacancy for a term to expire June 30, 2025.

Phoenix Employment Relations Board

I recommend the following for appointment as chair:

Dennis Teel

Mr. Teel will serve his second term as chair to expire December 15, 2027.



**(CONTINUED FROM NOVEMBER 13, 2024) - Liquor License - Fire and Fury
Brewing Company - District 3**

Request for a liquor license. Arizona State License Application 306654.

Summary

Applicant

Michael Mathis, Agent

License Type

Series 12 - Restaurant

Location

13825 N. 32nd Street, Ste. 32

Zoning Classification: C-2

Council District: 3

This request is for a new liquor license for a restaurant. This location is currently licensed for liquor sales with a Series 3 - Microbrewery, liquor license and does not have an interim permit. This location requires a Use Permit to allow outdoor dining.

The 60-day limit for processing this application is November 16, 2024.

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

Other Active Liquor License Interest in Arizona

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

Fire and Fury Brewing Company (Series 3)

13825 N. 32nd Street, Ste. 32

Calls for police service: 6

Liquor license violations: In March 2024, a fine of \$500 was paid for producing less than 5,000 gallons of beer in a calendar year.

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 this industry for over 10 years. My brewery has been open for almost 3 years. I believe my knowledge through those years has prepared me for this license."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"As a brewery we have been here nearly 3 years. We have rooted ourselves into the neighbor and maintain strong ties. This license will allow additional families/patrons the option to stay for more than the brewery."

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

Attachment - Fire and Fury Brewing Company - Data

Attachment - Fire and Fury Brewing Company - Map

Responsible Department

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

Liquor License Data: FIRE AND FURY BREWING COMPANY

Liquor License

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	1	1
Bar	6	2	0
Beer and Wine Bar	7	1	1
Liquor Store	9	5	0
Beer and Wine Store	10	5	1
Restaurant	12	3	2
Club	14	2	2

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	57.61	60.5
Violent Crimes	12.31	9.15	9.55

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

Property Violation Data

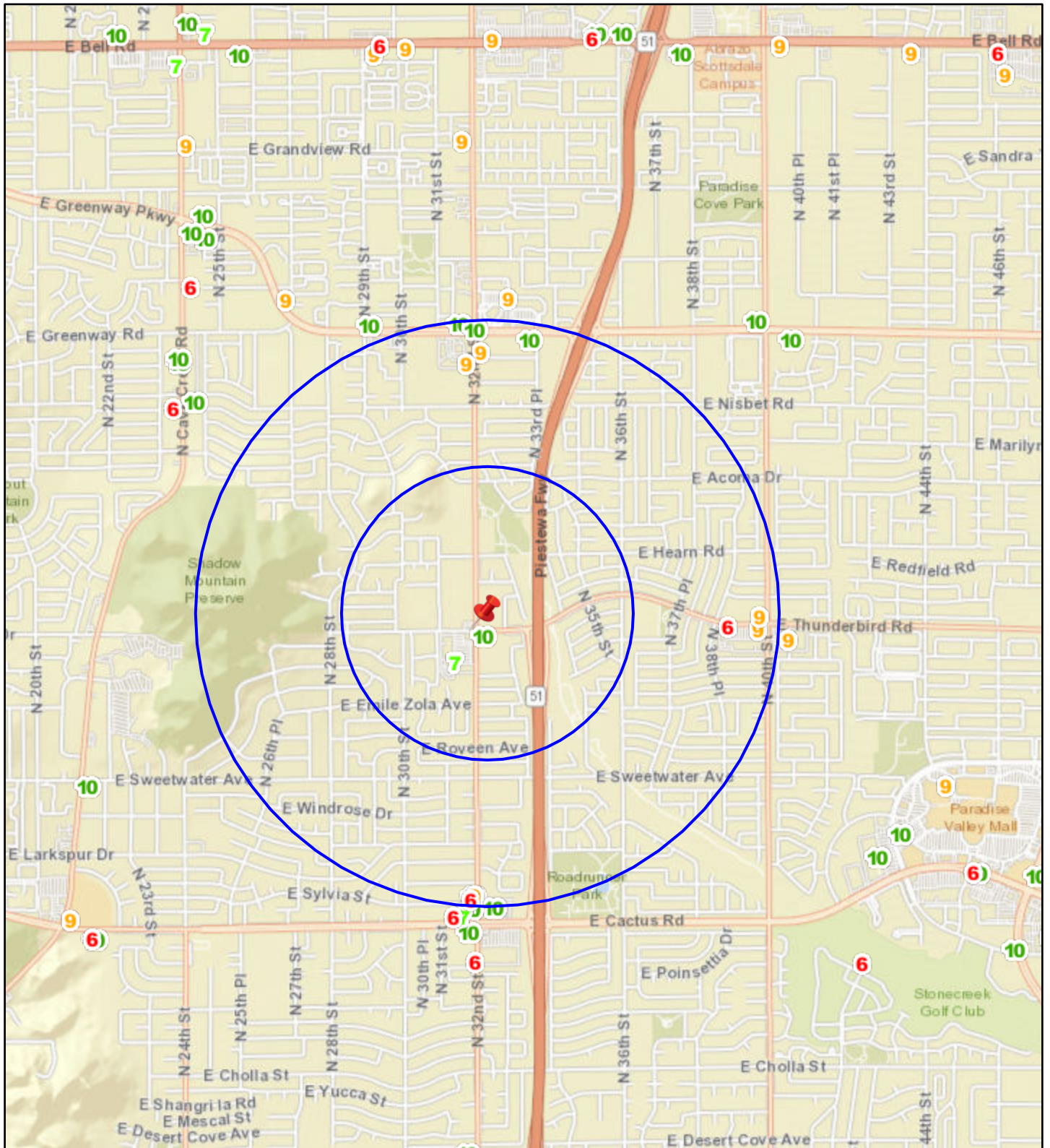
Description	Average	1/2 Mile Average
Parcels w/Violations	43	49
Total Violations	74	79

Census 2010 Data 1/2 Mile Radius

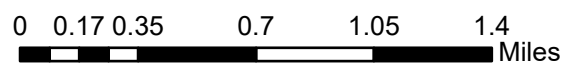
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1033021	1993	86	0	41
1033022	2862	83	0	4
1033023	1946	82	2	19
1034001	1544	82	0	6
1034002	1569	76	4	8
1035012	999	80	8	26
1035013	1038	66	0	40
1035021	1498	61	5	10
1035024	884	66	13	5
Average	0	61	13	19

Liquor License Map: FIRE AND FURY BREWING COMPANY

13825 N 32ND ST



Date: 9/27/2024





Liquor License - Special Event - W.R. Marksman Club, Inc. - District 1

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

Summary

Applicant

Arthur Garcia

Location

4044 W. Black Canyon Boulevard
Council District: 1

Function

Dinner

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

February 26, 2025 - 5 p.m. to 11 p.m. / 250 attendees
February 27, 2025 - 5 p.m. to 11 p.m. / 150 attendees
February 28, 2025 - 5 p.m. to 11 p.m. / 150 attendees
March 1, 2025 - 5 p.m. to 11 p.m. / 400 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

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



Liquor License - AZ Mini Market - District 1

Request for a liquor license. Arizona State License Application 314021.

Summary

Applicant

George Ibrahim, Agent

License Type

Series 10 - Beer and Wine Store

Location

3437 W. Dunlap Avenue, Ste. C

Zoning Classification: C-2

Council District: 1

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 packaged liquor sales.

The 60-day limit for processing this application is December 20, 2024.

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

Other Active Liquor License Interest in Arizona

The ownership of this business has an interest in other active liquor license(s) in the

State of Arizona. This information is listed below and includes liquor license violations on file with the AZ Department of Liquor Licenses and Control and, for locations within the boundaries of Phoenix, the number of aggregate calls for police service within the last 12 months for the address listed.

Quick Food Market (Series 10)
921 W. Main Street, Avondale
Calls for Police Service: N/A - not in Phoenix
Liquor license violations: None

Get It & Go Liquor (Series 9)
3125 W. Buckeye Road, Phoenix
Calls for Police Service: 4
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've been in retail business for almost 16 years. My experience especially with running beer/wine stores lead me to succuss all the time on handling business smoothly with no problems."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"As part of good customer service, having big viriety of items is best for the community as we make it one-stop-shop for all customers when everyone find what they are looking for in one store and save time from going to different one so having beer/wine make shopping easier and faster."

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

Attachment - AZ Mini Market - Data
Attachment - AZ Mini Market - Map

Responsible Department

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

Liquor License Data: AZ MINI MARKET

Liquor License

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

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	224.78	256.26
Violent Crimes	12.31	43.09	63.05

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

Property Violation Data

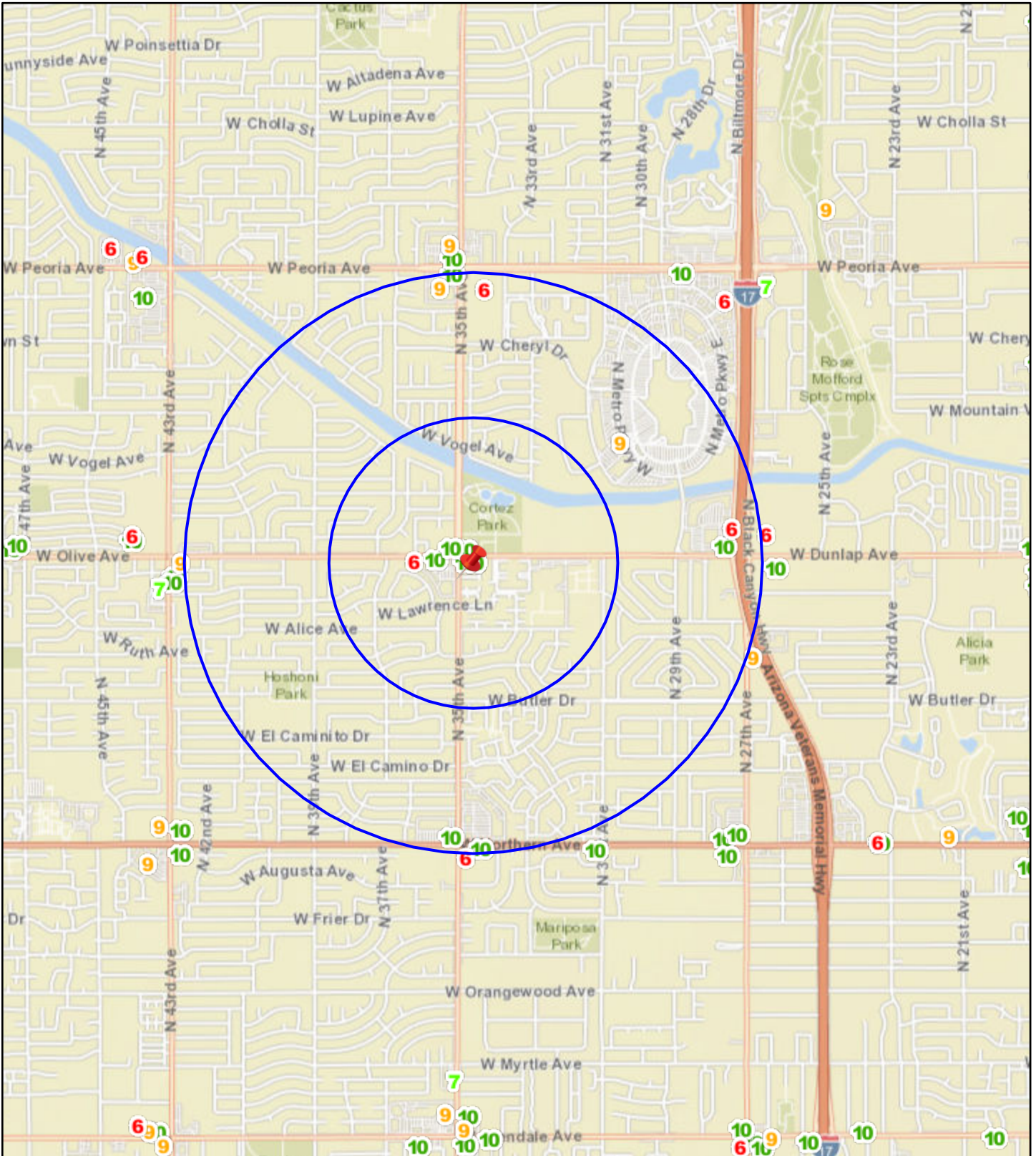
Description	Average	1/2 Mile Average
Parcels w/Violations	43	116
Total Violations	74	214

Census 2010 Data 1/2 Mile Radius

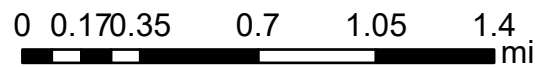
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1042051	1264	61	16	7
1042053	1213	89	9	3
1042054	1577	5	21	30
1042061	1580	92	7	28
1042062	1557	65	6	34
1056011	2072	66	5	23
1056022	2457	38	23	34
1056023	2787	15	21	27
1057021	2725	66	7	22
1057022	1187	68	22	7
Average	0	61	13	19

Liquor License Map: AZ MINI MARKET

3437 W DUNLAP AVE



Date: 11/26/2024





Liquor License - Kodo Sushi Bar - District 2

Request for a liquor license. Arizona State License Application 313575.

Summary

Applicant

Joungsik Cho, Agent

License Type

Series 12 - Restaurant

Location

7000 E. Mayo Boulevard, Ste. 1090

Zoning Classification: PUD PCD

Council District: 2

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and may currently operate with an interim permit. This location requires a Use Permit to allow outdoor dining and outdoor alcohol consumption.

The 60-day limit for processing this application is January 6, 2025.

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

Other Active Liquor License Interest in Arizona

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

Arizona.

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because: "I have been running sushi restaurants for about 15 years, and have been successful without issues. We have two front of house managers that holds Liquor Management License."

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

"We have a great community that comes and supports us regularly. The more successful we get from selling liquor to legal adults, we can have more employees, and pay more taxes to the city."

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

Attachment - Kodo Sushi Bar - Data

Attachment - Kodo Sushi Bar - Map

Responsible Department

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

Liquor License Data: KODO SUSHI BAR

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	3	3
Beer and Wine Bar	7	1	1
Liquor Store	9	2	2
Restaurant	12	17	15

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	22.45	35.35
Violent Crimes	12.31	1.93	1.8

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

Property Violation Data

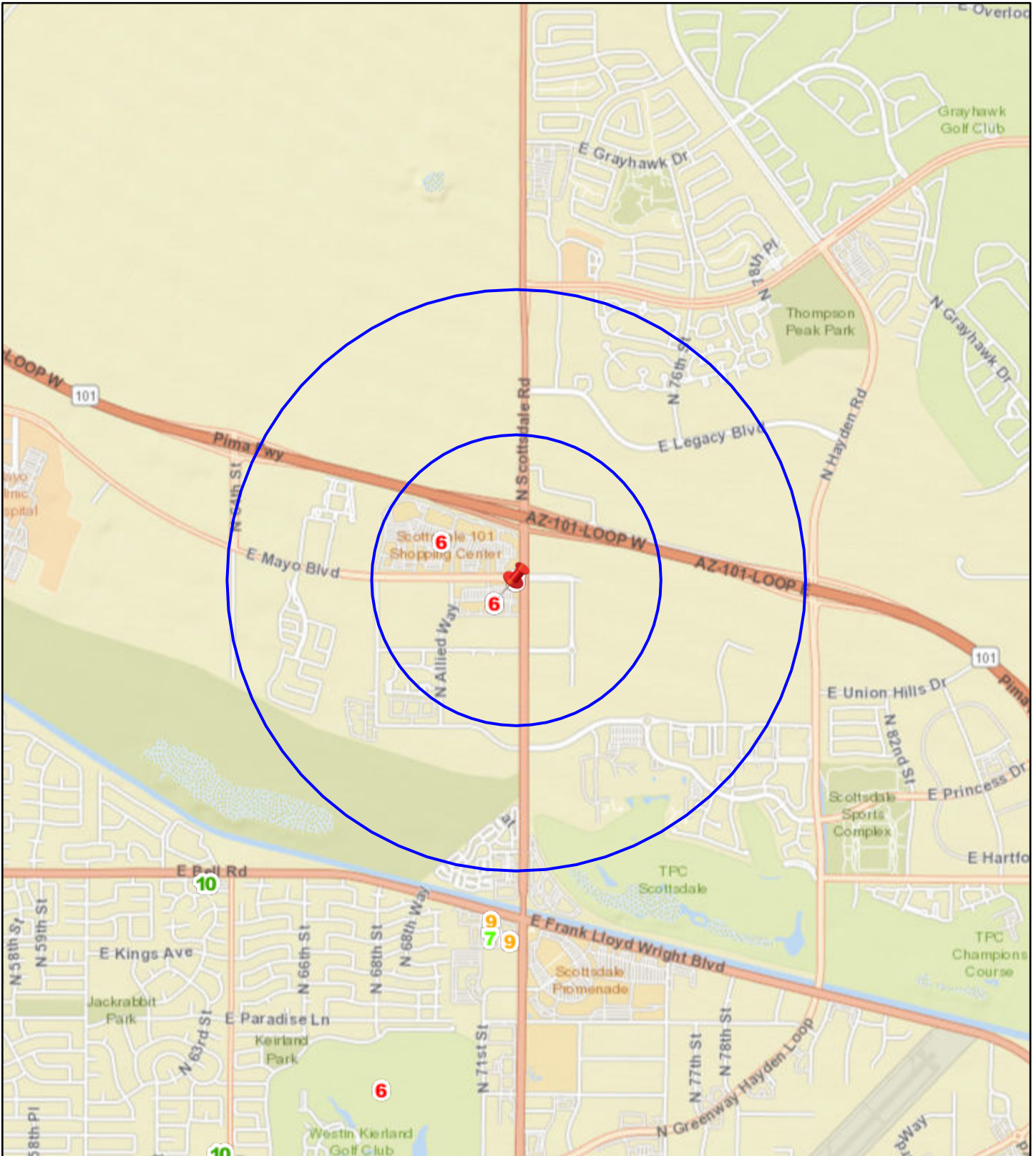
Description	Average	1/2 Mile Average
Parcels w/Violations	43	1
Total Violations	74	1

Census 2010 Data 1/2 Mile Radius

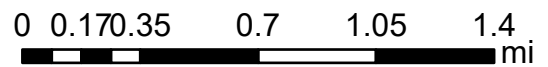
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
2168442	1681	50	43	4
2168452	694	23	38	8
6152001	1993	8	29	12
Average	0	61	13	19

Liquor License Map: KODO SUSHI BAR

7000 E MAYO BLVD



Date: 12/10/2024





Liquor License - Chantilly's - District 3

Request for a liquor license. Arizona State License Application 313381.

Summary

Applicant

Ryan Hawkins, Agent

License Type

Series 6 - Bar

Location

717 W. Union Hills Drive, Ste. 6 & 7

Zoning Classification: C-2

Council District: 3

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

The 60-day limit for processing this application is January 1, 2025.

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

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

applicant on the City Questionnaire.

I have the capability, reliability and qualifications to hold a liquor license because: "I have owned and operated out family business, Billay Farms, for more than 50 years. Billay Farms is a grain farm located in the province of Saskatchewan. In addition to operating a large grain farm, I have also had minor interests in hotels throughout Western Canada. These hotels included bars and restaurants that served beer, wine, and liquor. I have never been cited for any violations of liquor laws in any jurisdiction. I have never been arrested, indicted, or convicted for any criminal law. I have been involved in all aspects of the hospitality industry, including ownership, management, and daily operations for several years."

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

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



Liquor License - Bear and the Honey Specialty Bakery and Coffee Bar - District 3

Request for a liquor license. Arizona State License Application 314107.

Summary

Applicant

Theresa Morse, Agent

License Type

Series 12 - Restaurant

Location

13216 N. 7th Street, Ste. B2

Zoning Classification: PSC

Council District: 3

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

The 60-day limit for processing this application is December 27, 2024.

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

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have worked in the liquor industry for six years. I and all of my staff will be attending the most current Arizona Liquor Law training to ensure valid identification is accepted and to sharpen our skills in identifying obviously intoxicated customers and watch for "pass offs" of alcohol to underage customers. We will abide by all city, state and health department laws and ordinances to operate our business."

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 serving the community with a restaurant previously. Our restaurant will cater to customers in a similar way but with a different menu offering food, bakery items as well as coffee. This restaurant is unique to the area and therefore is expected to provide comfort food to our neighborhood."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Attachment - Bear and the Honey Specialty Bakery and Coffee Bar - Data

Attachment - Bear and the Honey Specialty Bakery and Coffee Bar - Map

Responsible Department

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

Liquor License Data: BEAR AND THE HONEY SPECIALTY BAKERY AND COFFEE BAR

Liquor License

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

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	25.74	63.16
Violent Crimes	12.31	2.17	6.36

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

Property Violation Data

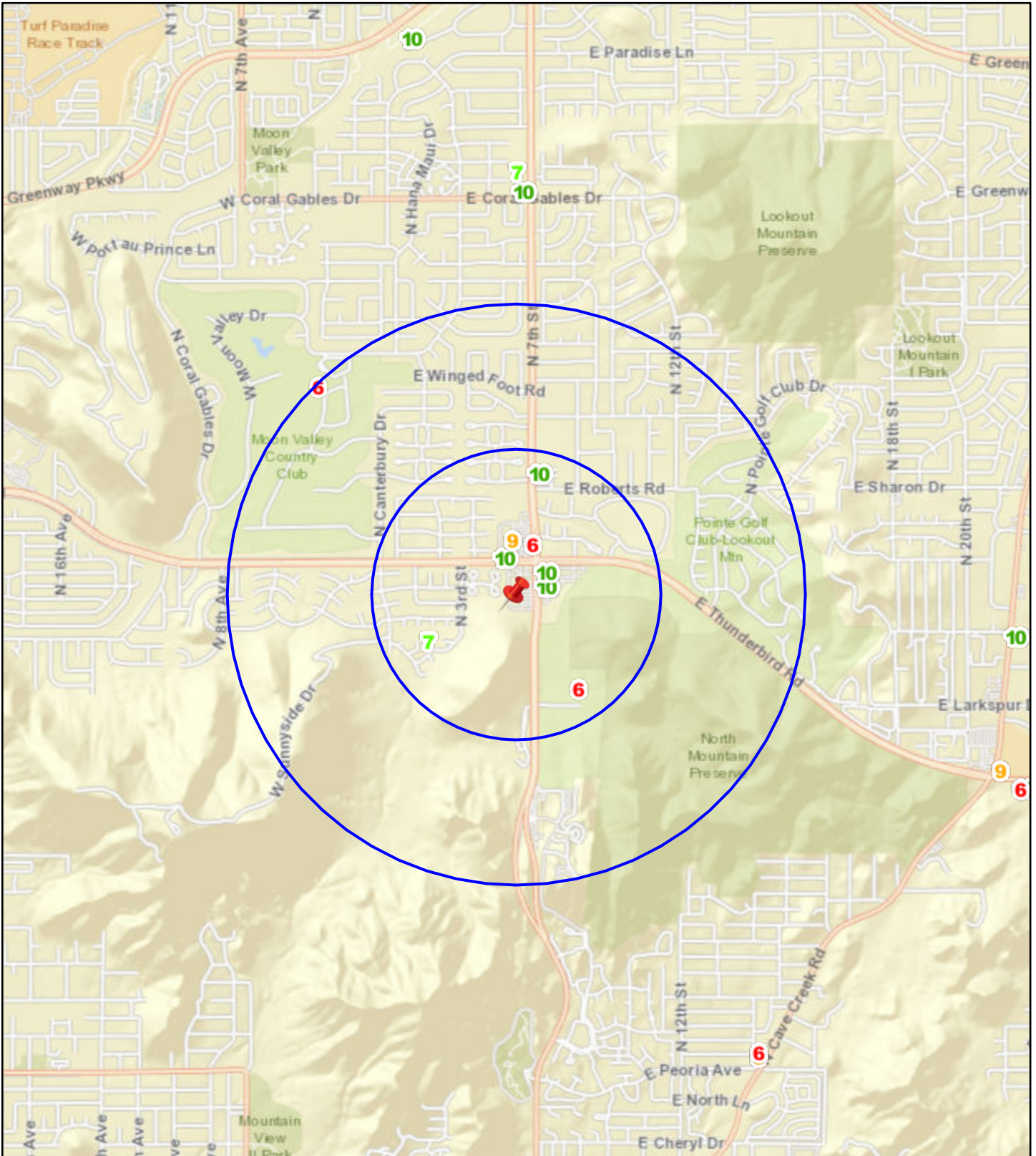
Description	Average	1/2 Mile Average
Parcels w/Violations	43	42
Total Violations	74	67

Census 2010 Data 1/2 Mile Radius

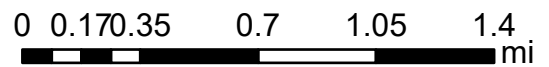
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1036052	2124	92	0	3
1036053	797	92	20	1
1036113	2247	95	0	1
1036142	1037	91	4	2
1036151	906	52	16	12
1037012	1871	58	17	5
1037023	1050	23	4	11
Average	0	61	13	19

Liquor License Map: BEAR AND THE HONEY SPECIALTY BAKERY AND COFFEE BAR

13216 N 7TH ST



Date: 11/22/2024





Liquor License - Pinches Tacos Al Carbon - District 3

Request for a liquor license. Arizona State License Application 314800.

Summary

Applicant

Santiago Zaca Jimenez, Agent

License Type

Series 12 - Restaurant

Location

520 W. Union Hills Drive, Ste. 102

Zoning Classification: C-1

Council District: 3

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 the sale of alcoholic beverages.

The 60-day limit for processing this application is January 11, 2025.

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

Other Active Liquor License Interest in Arizona

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

Arizona.

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"We will attend the Title 4 basic and management liquor law courses. We will ensure our staff abides by the law."

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 an alcoholic beverage while enjoying great tacos."

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

Attachment - Pinches Tacos Al Carbon - Data

Attachment - Pinches Tacos Al Carbon - Map

Responsible Department

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

Liquor License Data: PINCHES TACOS AL CARBON

Liquor License

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

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	55.14	47.23
Violent Crimes	12.31	8.78	7.32

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

Property Violation Data

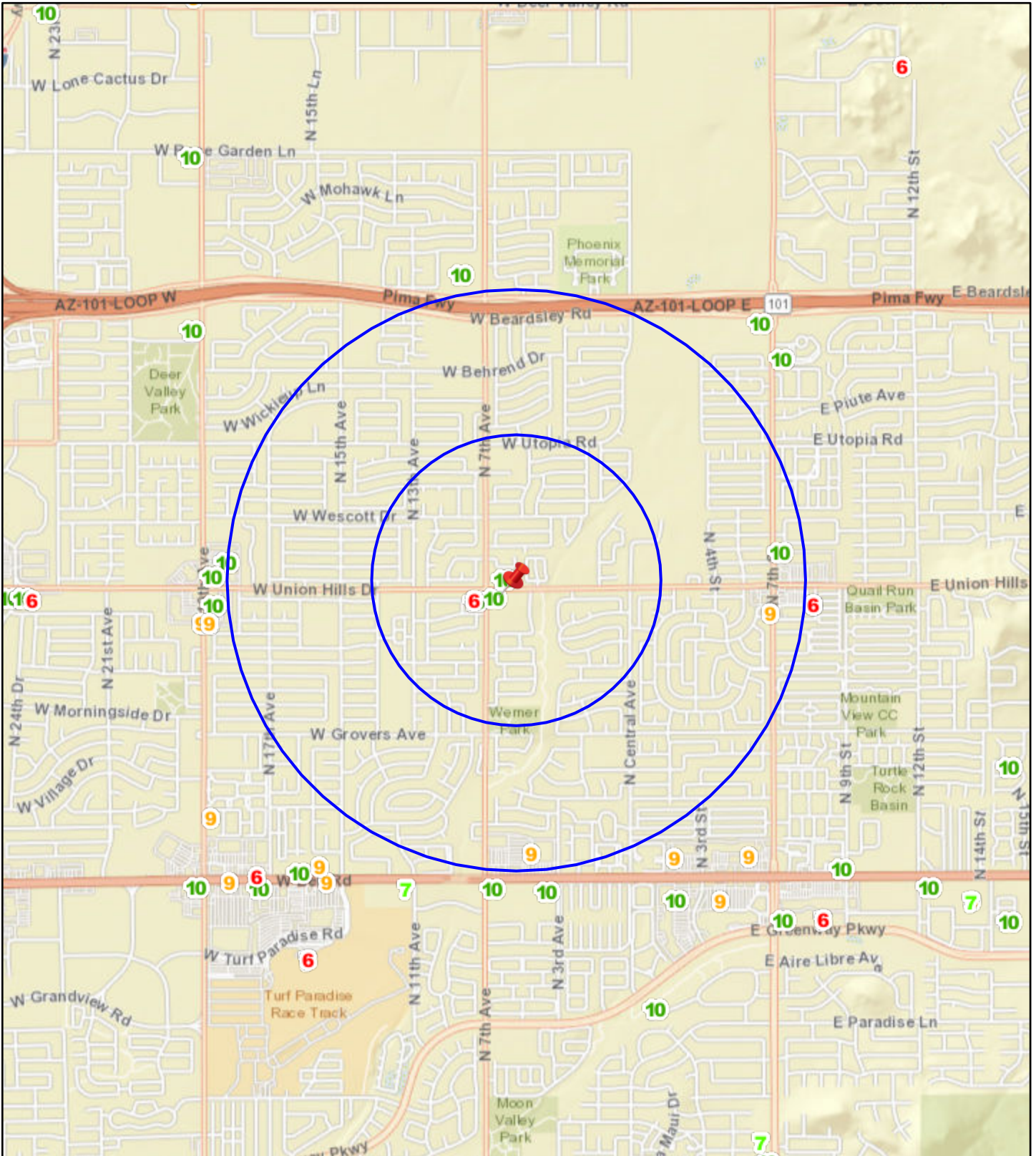
Description	Average	1/2 Mile Average
Parcels w/Violations	43	78
Total Violations	73	142

Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
6166003	1312	81	10	21
6166004	1427	89	3	4
6167001	2030	75	6	6
6167002	1270	90	13	4
6167003	1329	89	3	5
6187001	1478	79	7	13
6189002	1451	82	0	28
6189003	741	93	0	0
6189004	1183	83	15	1
Average	0	61	13	19

Liquor License Map: PINCHES TACOS AL CARBON

520 W UNION HILLS DR



Date: 12/9/2024



0 0.170.35 0.7 1.05 1.4 mi



Liquor License - Special Event - Arizona Matsuri - District 4

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

Summary

Applicant

Sophia Uehara

Location

300 E. Indian School Road
Council District: 4

Function

Cultural Festival

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

February 22, 2025 - 10 a.m. to 5 p.m. / 20,000 attendees

February 23, 2025 - 10 a.m. to 5 p.m. / 15,000 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

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



Liquor License - The Henry - District 4

Request for a liquor license. Arizona State License Application 281291.

Summary

Applicant

Samuel Fox, Agent

License Type

Series 12 - Restaurant

Location

2 E. Camelback Road

Zoning Classification: C-2 TOD-1 WSNSPD

Council District: 4

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 March 2025.

The 60-day limit for processing this application is December 29, 2024.

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

Other Active Liquor License Interest in Arizona

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

applicant in the State of Arizona.

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have the capability, reliability and qualifications to hold a liquor license because I have owned and operated restaurants in Phoenix in compliance with all liquor laws over the last 25 years. I have completed the Department of Liquor and Licenses Control liquor service training."

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

"The Henry in a neighborhood restaurant that will serve upscale American Cuisine. We believe that the public will benefit from having a cocktail, wine or cold beer with their dine-in meal."

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

Attachment - The Henry - Data

Attachment - The Henry - Map

Responsible Department

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

Liquor License Data: THE HENRY

Liquor License

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	1	1
Bar	6	13	2
Beer and Wine Bar	7	13	11
Liquor Store	9	6	2
Beer and Wine Store	10	8	1
Restaurant	12	56	25

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	154.77	168.15
Violent Crimes	12.31	24.92	22.82

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

Property Violation Data

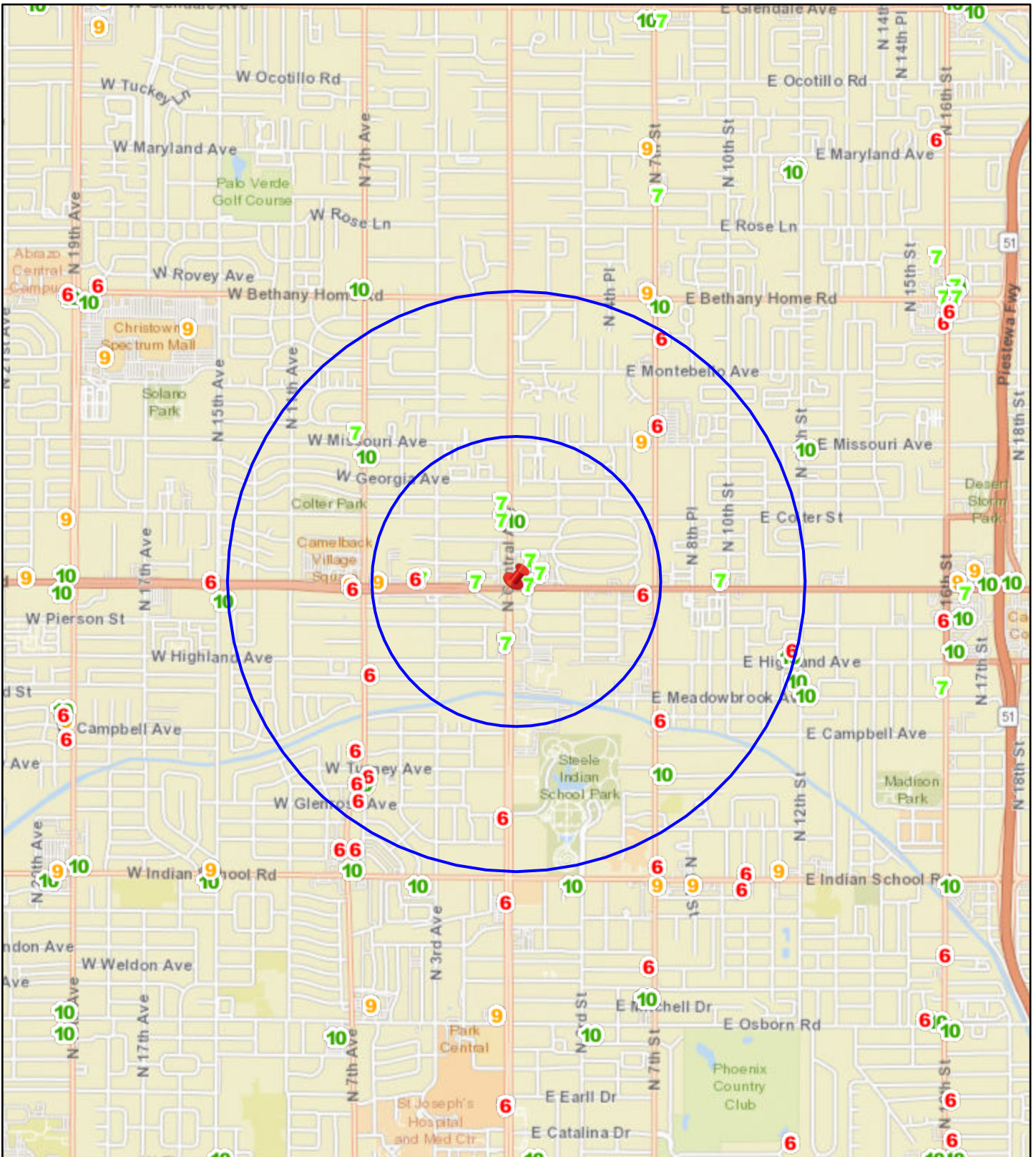
Description	Average	1/2 Mile Average
Parcels w/Violations	43	53
Total Violations	73	107

Census 2010 Data 1/2 Mile Radius

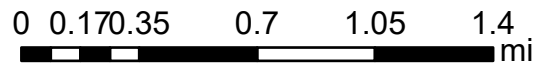
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1075001	758	80	2	3
1075002	1458	74	7	15
1075003	1599	46	15	14
1076013	1748	38	8	17
1086023	650	23	34	15
1088021	1456	23	32	31
1088022	435	43	41	19
1171001	2126	10	15	10
1171002	703	57	27	12
Average	0	61	13	19

Liquor License Map: THE HENRY

2 E CAMELBACK RD



Date: 12/4/2024





Liquor License - Special Event - Knights of Columbus Cathedral Council 12708 - District 5

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

Summary

Applicant

Richard Garrison

Location

6351 N. 27th Avenue

Council District: 5

Function

Dinner

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

February 7, 2025 - 6 p.m. to 10 p.m. / 300 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

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



Liquor License - La Casa Dela Poblana - District 5

Request for a liquor license. Arizona State License Application 312066.

Summary

Applicant

Juanita Esparza, Agent

License Type

Series 12 - Restaurant

Location

4012 N. 75th Avenue

Zoning Classification: C-2

Council District: 5

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

The 60-day limit for processing this application is January 1, 2025.

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

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because: "The owner's of La Casa Dela Poblanita are committed to upholding the highest standards for "it's business practices & employees". Mr. Borga Suarez and Zulema Haydee Montano De La Rosa have been trained in the techniques of legal responsibility & have taken the Title IV Liquor Training Course. Mr. Borga Suarez & Miss Montano De La Rosa will oversee all employees & provide a safe enviroment for patrons."

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

"The owner's of La Casa Dela Poblanita wish to provide the service of beer, wine and spirits in a family restaurant enviroment at the request of any patron over the age of 21 years. In addition the owners will responsibly adhere to all state and federal tax laws & maintain a strict adherence to the security requirements of the city of Phoenix and the state of Arizona."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Attachment - La Casa Dela Poblanita - Data

Attachment - La Casa Dela Poblanita - Map

Responsible Department

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

Liquor License Data: LA CASA DELA POBLANITA

Liquor License

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

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	236.57	157.96
Violent Crimes	12.31	50.74	44.16

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

Property Violation Data

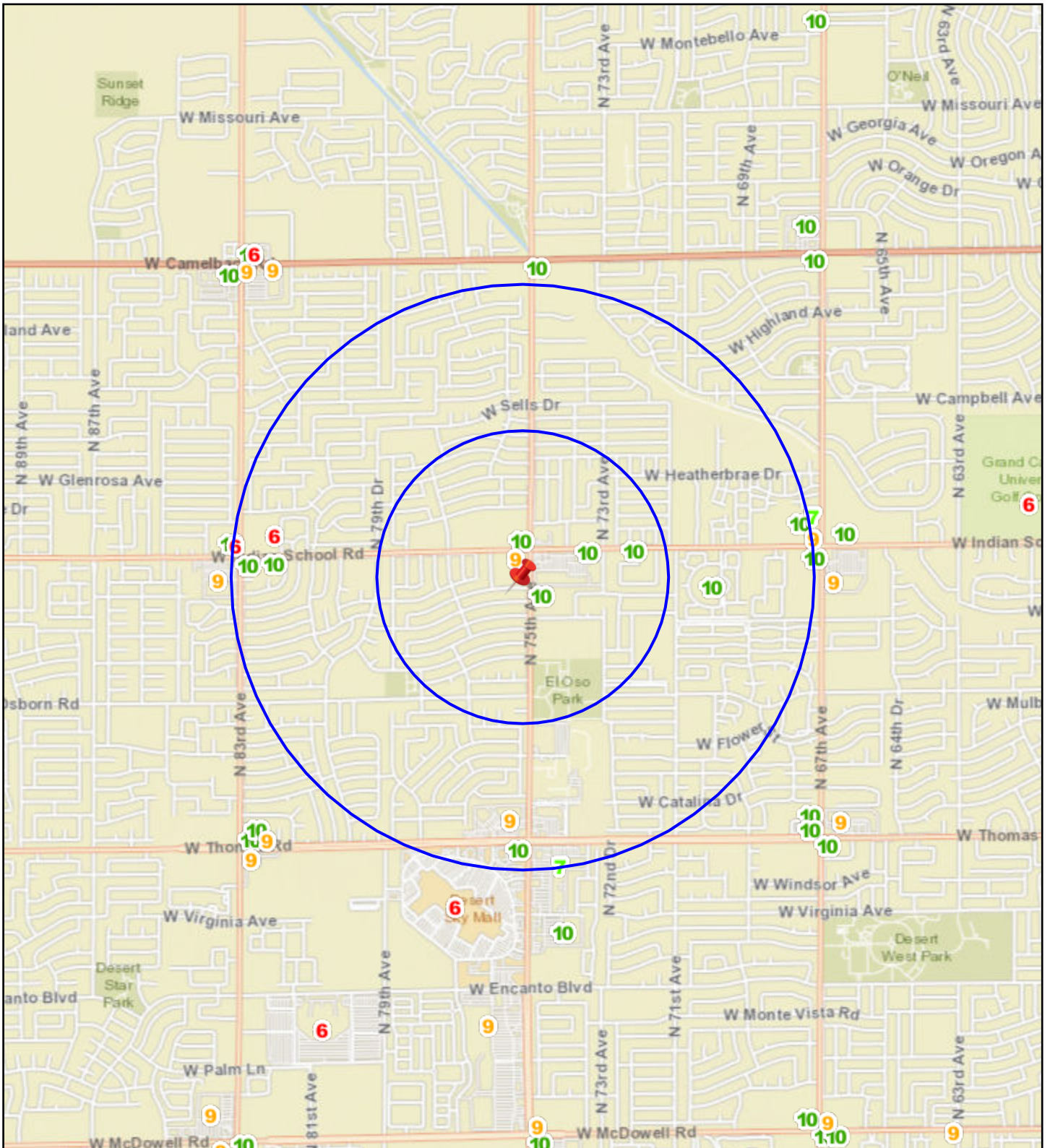
Description	Average	1/2 Mile Average
Parcels w/Violations	43	133
Total Violations	74	266

Census 2010 Data 1/2 Mile Radius

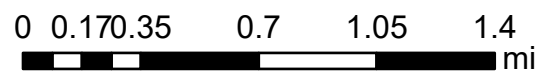
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1096021	1392	71	14	35
1096023	1946	79	0	22
1096031	852	79	11	3
1096034	1269	66	0	17
1097021	1552	88	22	35
1097031	1232	68	0	29
1097032	1653	33	12	31
1097041	1602	68	5	35
1097042	784	71	19	15
1097052	1084	78	0	15
Average	0	61	13	19

Liquor License Map: LA CASA DELA POBLANITA

4012 N 75TH AVE



Date:11/13/2024





Liquor License - Special Event - Madison District Educational Foundation, Inc. - District 6

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

Summary

Applicant

Matthew Gerber

Location

5601 N. 16th Street
Council District: 6

Function

Community Event

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

January 28, 2025 - 3 p.m. to 10 p.m. / 904 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

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



Liquor License - Camello / 151 Tavern / The Little Pickle - District 6

Request for a liquor license. Arizona State License Application 310629.

Summary

Applicant

Andrea Lewkowitz, Agent

License Type

Series 12 - Restaurant

Location

2525 E. Camelback Road, Ste. 115, 118, and 120

Zoning Classification: C-2 HR SP CEPCSP

Council District: 6

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 a Use Permit to allow outdoor dining and outdoor alcohol consumption.

The 60-day limit for processing this application is December 24, 2024.

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

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Camello/151 Tavern/The Little Pickle will open in the center of the Esplanade, surrounded by premier office towers, a luxury residential tower/hotel, a movie theater and retail businesses. The restaurant's menus will feature a variety of authentic, fresh breakfast, lunch and dinner dishes. Applicant would like to offer alcoholic beverages to its guests 21 and over as an incident to the delicious meals served."

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

Attachment - Camello / 151 Tavern / The Little Pickle - Data

Attachment - Camello / 151 Tavern / The Little Pickle - Map

Responsible Department

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

Liquor License Data: CAMELLO/151TAVERN/ THE LITTLE PICKLE

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	7	3
Beer and Wine Bar	7	3	1
Liquor Store	9	3	0
Beer and Wine Store	10	6	0
Hotel	11	3	2
Restaurant	12	43	19

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	140.28	157.64
Violent Crimes	12.31	11.3	12.52

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

Property Violation Data

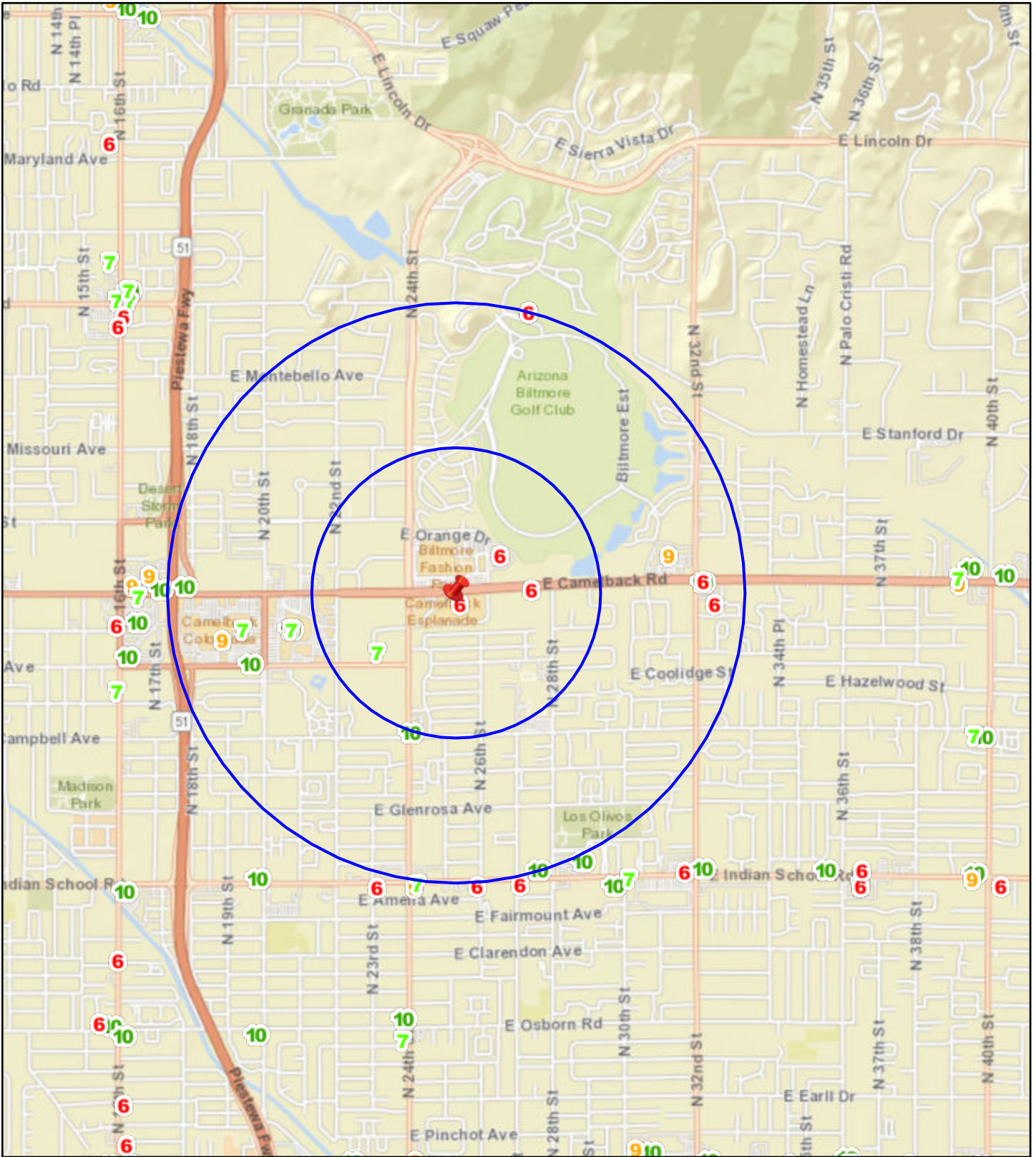
Description	Average	1/2 Mile Average
Parcels w/Violations	43	23
Total Violations	74	26

Census 2010 Data 1/2 Mile Radius

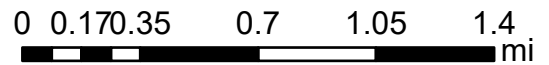
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1077002	738	57	10	8
1078002	1477	63	28	5
1084003	1071	34	8	40
1084004	1641	65	7	19
1084005	422	16	37	13
1085022	732	23	28	12
1085024	549	43	31	15
Average	0	61	13	19

Liquor License Map: CAMELLO/151TAVERN/ THE LITTLE PICKLE

2525 E CAMELBACK



Date: 11/22/2024





Liquor License - My Slice of the Pie Pizzeria - District 6

Request for a liquor license. Arizona State License Application 314712.

Summary

Applicant

Rodolfo Salcedo Morales, Agent

License Type

Series 12 - Restaurant

Location

3724 E. Indian School Road

Zoning Classification: C-2

Council District: 6

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

The 60-day limit for processing this application is December 29, 2024.

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

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because: "I have extensive experience managing successful food establishments, maintaining a strong commitment to responsible alcohol service, customer satisfaction, and compliance with all state regulations. Additionally, my business has implemented thorough staff training for responsible beverage service to ensure safe and enjoyable experiences for our patrons."

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

"This license will allow us to offer a complete dining experience, meeting the needs of our community by providing a comfortable, family-friendly space where customers can enjoy a wide selection of quality food and beverages. We are dedicated to supporting local events, fostering community engagement, and contributing positively to the local community."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Attachment - My Slice of the Pie Pizzeria - Data

Attachment - My Slice of the Pie Pizzeria - Map

Responsible Department

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

Liquor License Data: MY SLICE OF THE PIE PIZZERIA

Liquor License

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	2	0
Bar	6	5	3
Beer and Wine Bar	7	6	1
Liquor Store	9	3	2
Beer and Wine Store	10	9	2
Restaurant	12	40	18

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	102.86	106.15
Violent Crimes	12.31	12.71	9.23

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

Property Violation Data

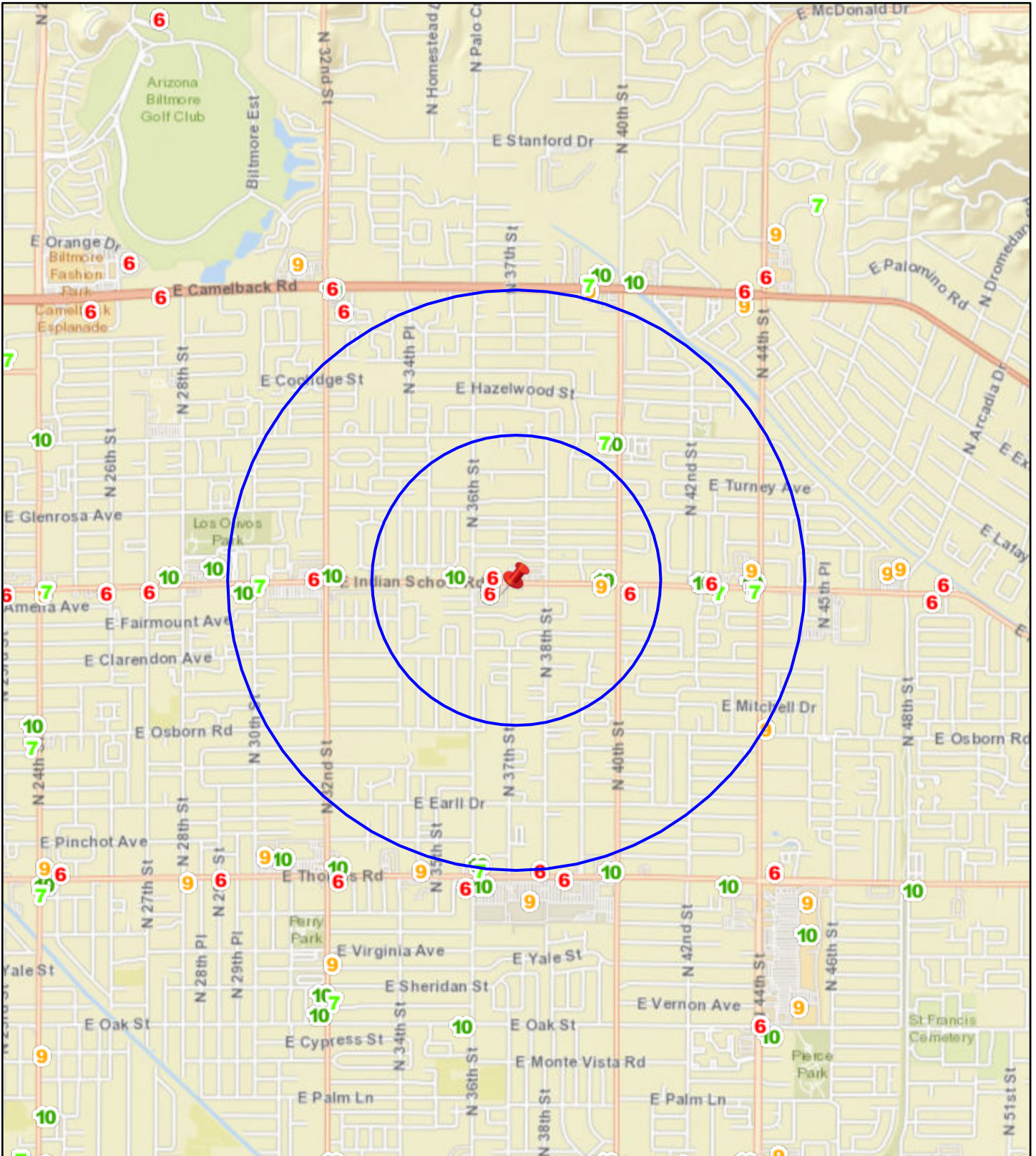
Description	Average	1/2 Mile Average
Parcels w/Violations	43	49
Total Violations	73	72

Census 2010 Data 1/2 Mile Radius

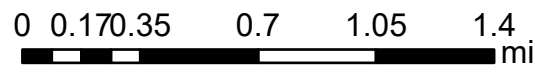
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1082003	1225	76	13	17
1083013	982	75	18	1
1083021	1229	70	16	3
1083022	1824	50	13	4
1109011	665	96	10	13
1109021	2609	33	21	40
1109022	2224	39	7	18
1110001	781	25	11	3
1110002	1105	63	8	19
Average	0	61	13	19

Liquor License Map: MY SLICE OF THE PIE PIZZERIA

3724 E INDIAN SCHOOL RD



Date: 12/9/2024





Liquor License - Tarbell's - District 6

Request for a liquor license. Arizona State License Application 310989.

Summary

Applicant

Mark Tarbell, Agent

License Type

Series 7 - Beer and Wine Bar

Location

3213 E. Camelback Road

Zoning Classification: C-1

Council District: 6

This request is for an ownership and location transfer of a liquor license for a beer and wine bar. This location is currently licensed for liquor sales with a Series 12 - Restaurant, liquor license and does not have an interim permit.

The 60-day limit for processing this application is January 4, 2025.

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

Other Active Liquor License Interest in Arizona

The ownership of this business has an interest in other active liquor license(s) in the

State of Arizona. This information is listed below and includes liquor license violations on file with the AZ Department of Liquor Licenses and Control and, for locations within the boundaries of Phoenix, the number of aggregate calls for police service within the last 12 months for the address listed.

Tarbell's (Series 12)
3213 E. Camelback Road
Calls for service: 1
Liquor license violations: None

Tavern & Wine Store (Series 6)
3205 & 3209 E. Camelback Road
Calls for police service: 5
Liquor license violations: None

Wine Store (Series 10S)
3209 E. Camelback Road
Calls for police service: 2
Liquor license violations: None

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have held several liquor licenses in Phoenix for 30 years, without incident including:
Tarbell's - #12071531 Tavern & Wine Store - #06070233 Wine Store - #10076433
Wine Store Sampling - #105076433."

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

"My businesses present high-end environments with community and social values to patrons of an affluent and educated demographic."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Attachment - Tarbell's - Data

Attachment - Tarbell's - Map

Responsible Department

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

Liquor License Data: TARBELL'S

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	5	2
Beer and Wine Bar	7	1	0
Liquor Store	9	2	1
Beer and Wine Store	10	3	1
Hotel	11	3	0
Restaurant	12	31	7

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	82.69	81.31
Violent Crimes	12.31	7.32	5.09

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

Property Violation Data

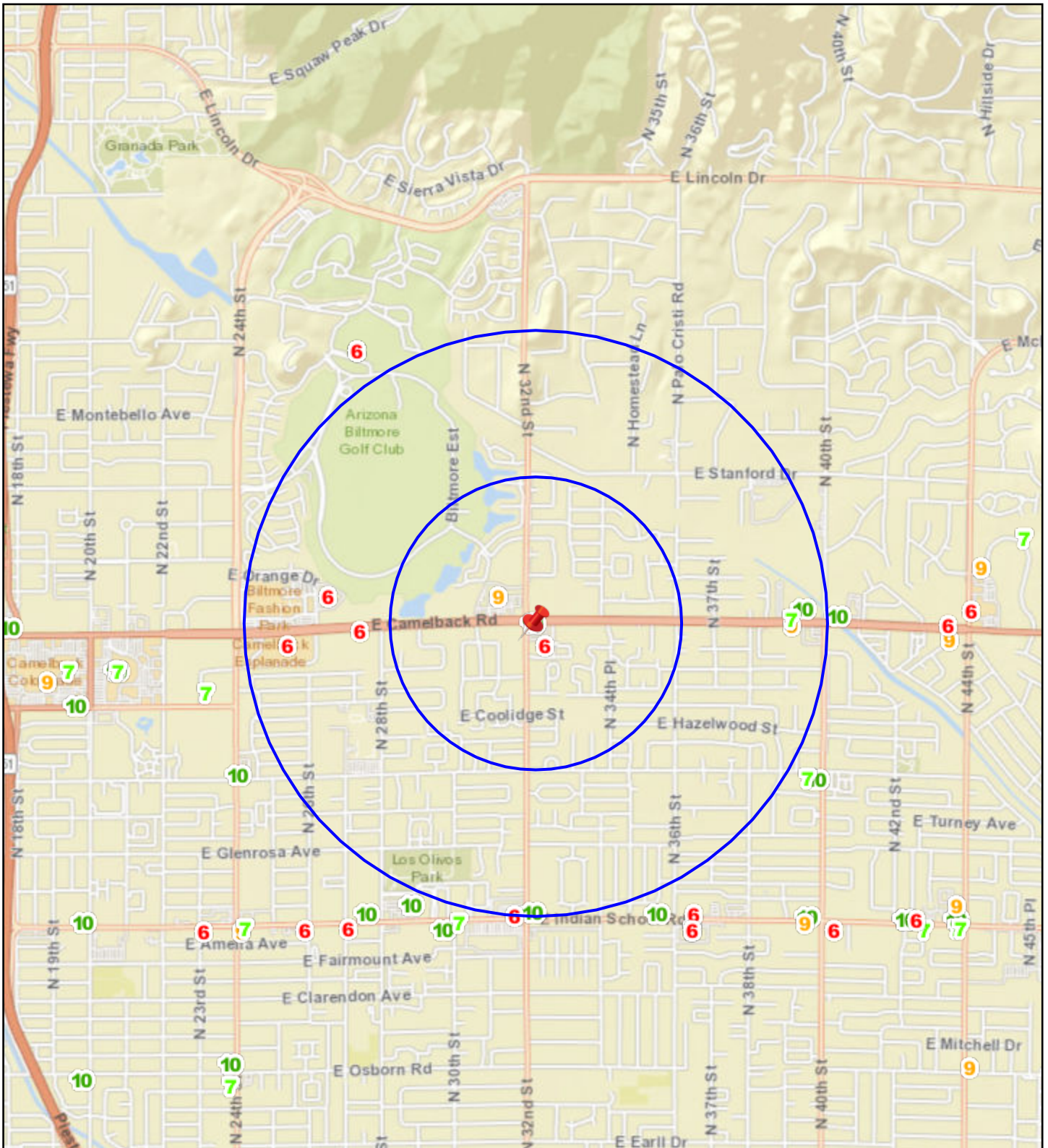
Description	Average	1/2 Mile Average
Parcels w/Violations	43	22
Total Violations	73	31

Census 2010 Data 1/2 Mile Radius

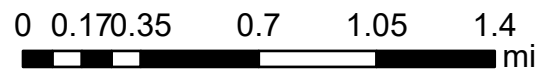
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1078002	1477	63	28	5
1083011	1100	89	14	0
1083012	1221	72	5	1
1083013	982	75	18	1
1084004	1641	65	7	19
Average	0	61	13	19

Liquor License Map: TARBELL'S

3213 E CAMELBACK RD



Date:11/13/2024





Liquor License - Vektor Vodka - District 7

Request for a liquor license. Arizona State License Application 313255.

Summary

Applicant

Jeffrey Miller, Agent

License Type

Series 4 - Wholesaler

Location

5302 W. Buckeye Road
Zoning Classification: A-1
Council District: 7

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

The 60-day limit for processing this application is January 1, 2025.

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.

Vektor Vodka (Series 4)
431 N. 47th Avenue, Phoenix
Calls for police service: 7

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 will continue to abide by Arizona's Title 4 liquor laws. I currently own the existing Vektor Vodka held at a different location, due to a monsoon that hit teh warehouse we have been forced to move locations."

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

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



Liquor License - Buckeye Convenience Store - District 7

Request for a liquor license. Arizona State License Application 313889.

Summary

Applicant

Muad Shiha, Agent

License Type

Series 10 - Beer and Wine Store

Location

3518 W. Buckeye Road

Zoning Classification: A-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.

The 60-day limit for processing this application is December 23, 2024.

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

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

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

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

"This store will provide a safe and secure place for the neighborhood to buy beer, wine. The location will be convenient for the people in neighborhood who may not have access to transportation. Adding the long time experience working as staff member in convenience stor while upholding all the laws and regulations, store will be a safe, secure and convenient 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

Attachment - Buckeye Convenience Store - Data

Attachment - Buckeye Convenience Store - Map

Responsible Department

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

Liquor License Data: BUCKEYE CONVENIENCE STORE

Liquor License

Description	Series	1 Mile	1/2 Mile
Liquor Store	9	2	1
Beer and Wine Store	10	6	6

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	74.84	91.29
Violent Crimes	12.31	16.64	18.25

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

Property Violation Data

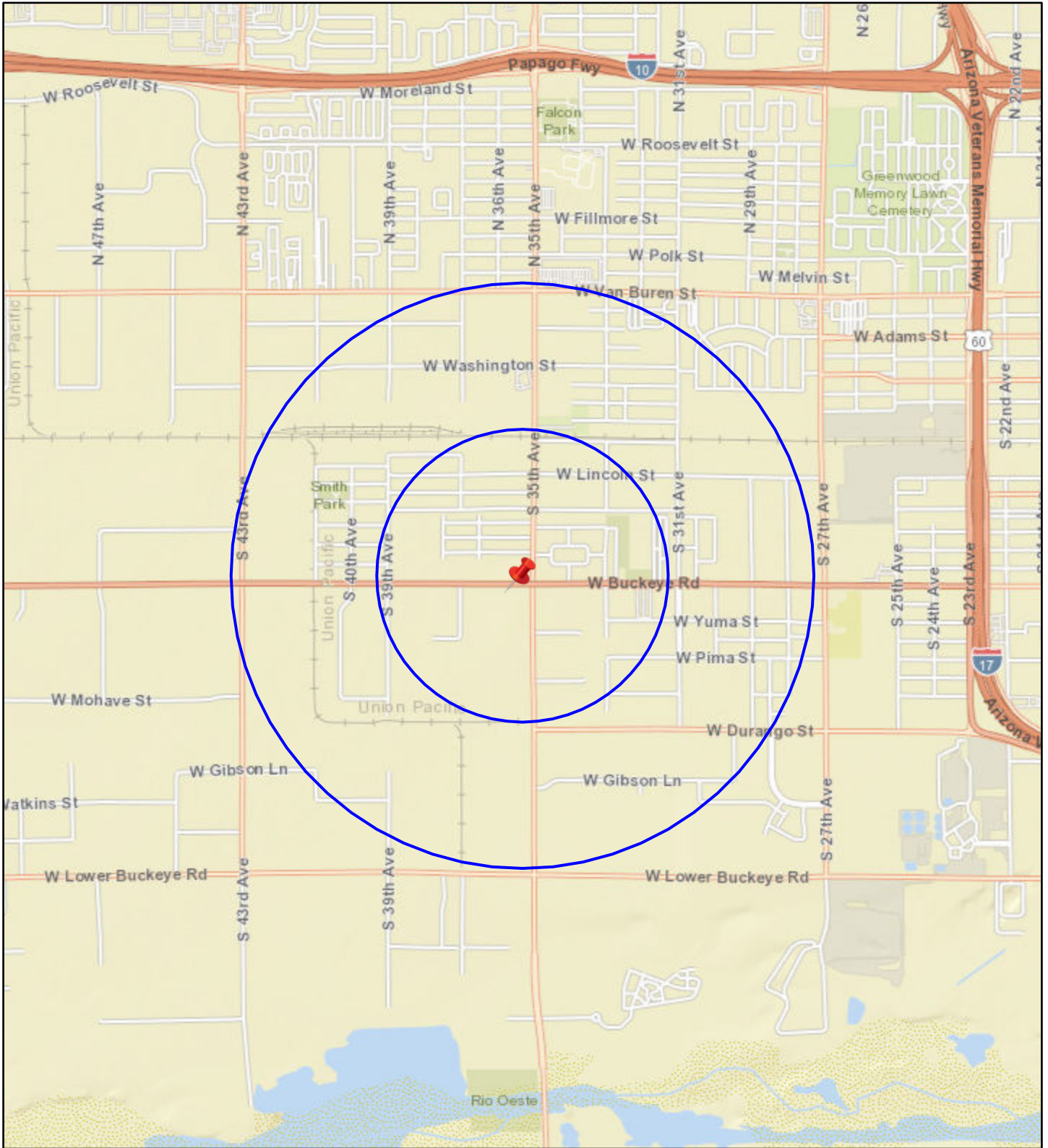
Description	Average	1/2 Mile Average
Parcels w/Violations	0	0
Total Violations	0	0

Census 2010 Data 1/2 Mile Radius

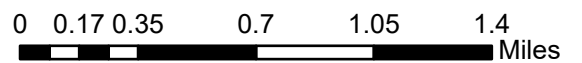
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1125142	1556	51	10	7
1145002	1343	38	29	52
1145003	1018	42	15	57
1146001	2149	47	16	45
1147031	1794	45	16	64
Average	0	61	13	19

Liquor License Map: BUCKEYE CONVENIENCE

3518 W BUCKEYE RD



Date: 10/28/2024





Liquor License - Carniceria Novillo - District 7

Request for a liquor license. Arizona State License Application 314608.

Summary

Applicant

Eliseo Gomez Castillo, Agent

License Type

Series 10 - Beer and Wine Store

Location

1619 N. 59th Avenue, Ste. 4

Zoning Classification: C-2

Council District: 7

This request is for a new liquor license for a specialty market. 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 60-day limit for processing this application is December 28, 2024.

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

Other Active Liquor License Interest in Arizona

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

applicant in the State of Arizona.

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have owned and operated several businesses with liquor licenses since 2005. We have not had any violations at these businesses. I have taken the appropriate liquor training classes to comply with all the regulations."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Our store will offer local residents a safe clean store to purchase groceries and beverages of their choice."

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

- Attachment - Carniceria Novillo - Data
- Attachment - Carniceria Novillo - Map

Responsible Department

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

Liquor License Data: CARNICERIA NOVILLO

Liquor License

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	4	0
Liquor Store	9	5	0
Beer and Wine Store	10	8	5
Hotel	11	1	0
Restaurant	12	3	2

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	161.14	227.6
Violent Crimes	12.31	41.32	49.46

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

Property Violation Data

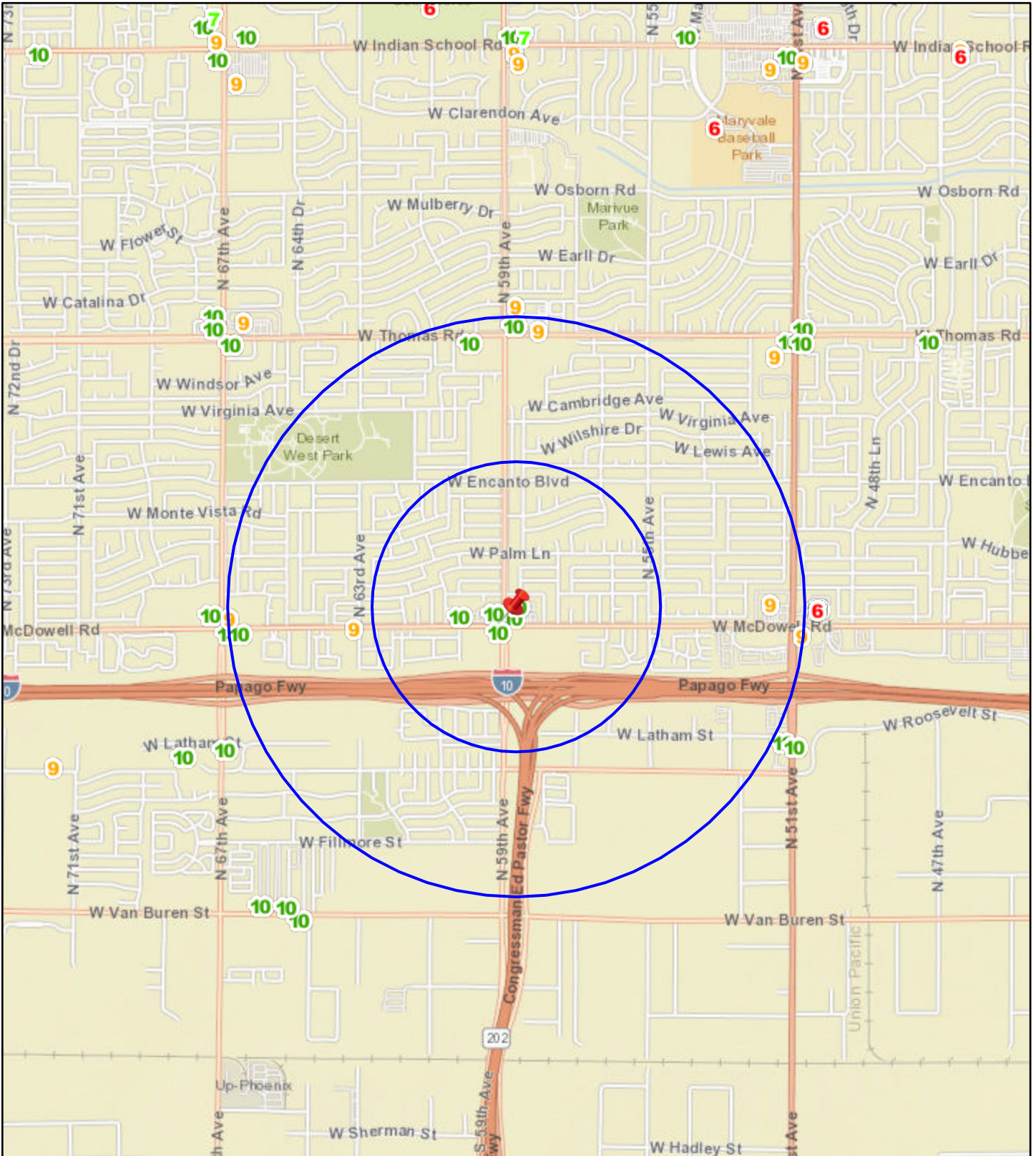
Description	Average	1/2 Mile Average
Parcels w/Violations	43	88
Total Violations	73	146

Census 2010 Data 1/2 Mile Radius

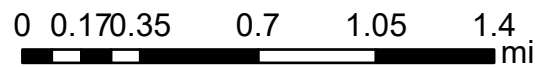
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1124012	2494	70	5	36
1124021	1777	93	11	31
1124023	1203	68	17	35
1125022	1667	74	0	27
1125023	1648	76	0	35
1125041	1741	90	17	25
1125051	1842	0	13	26
1125052	946	55	7	27
1125071	760	40	40	36
1125072	1489	2	11	57
1125121	1518	14	36	22
Average	0	61	13	19

Liquor License Map: CARNICERIA NOVILLO

1619 N 59TH AVE



Date: 12/4/2024





Liquor License - Railside Entertainment - District 7

Request for a liquor license. Arizona State License Application 314736.

Summary

Applicant

Korhan Kaftanoglu, Agent

License Type

Series 6 - Bar

Location

317 S. 9th Avenue

Zoning Classification: A-1 CMOD

Council District: 7

This request is for a new liquor license for a bar. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow a bar.

The 60-day limit for processing this application is January 11, 2025.

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

Other Active Liquor License Interest in Arizona

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

Arizona.

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because: "I hold a certificate for 'The Basic & Management Liquor Law Training'. This training provided me the opportunity of learning the importance and significance of obtaining an alcohol license. I am assured to uphold the laws and regulations about alcohol 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: "Railside entertainment center will provide a safe and secure place for the neighborhood and guest coming to the downtown Phoenix to consume alcohol. The location will be convenient for the people in neighborhood who may not have access to transportation. Adding the long time experience managing large business, upholding all the laws and regulations, this location will be safe, secure and convenience place for the customers to consume quality alcohol."

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

Attachment - Railside Entertainment - Data

Attachment - Railside Entertainment - Map

Responsible Department

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

Liquor License Data: RAILSIDE ENTERTAINMENT

Liquor License

Description	Series	1 Mile	1/2 Mile
Producer	1	1	0
Microbrewery	3	2	0
Government	5	3	0
Bar	6	36	1
Beer and Wine Bar	7	6	0
Liquor Store	9	4	0
Beer and Wine Store	10	16	0
Hotel	11	5	0
Restaurant	12	57	2
Club	14	3	1

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	234.31	192.99
Violent Crimes	12.31	79	111.99

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

Property Violation Data

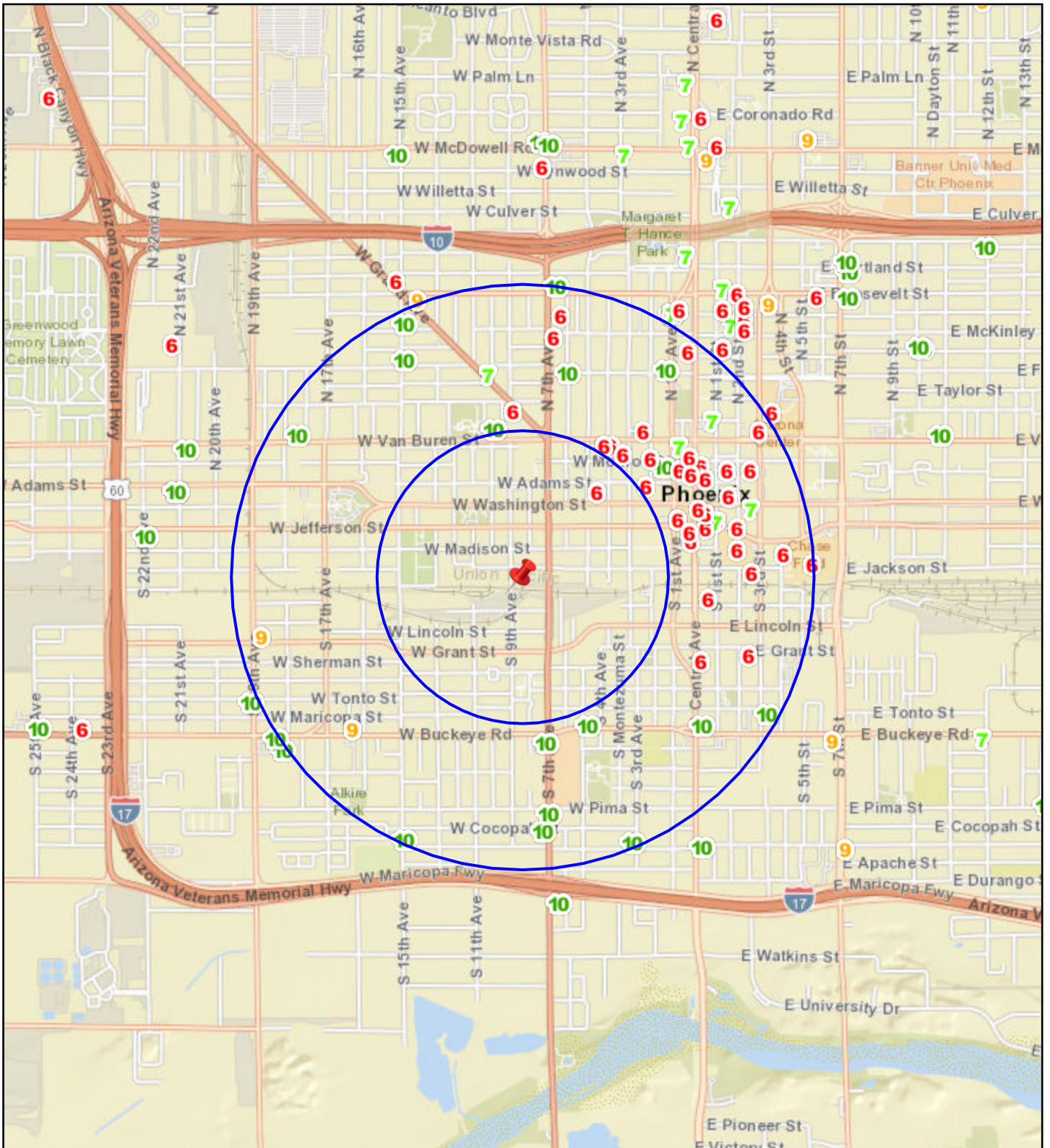
Description	Average	1/2 Mile Average
Parcels w/Violations	43	62
Total Violations	73	119

Census 2010 Data 1/2 Mile Radius

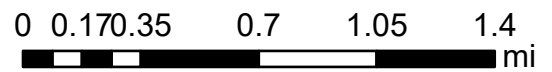
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1129002	815	37	22	24
1129003	1372	4	18	40
1131001	1015	7	8	28
1141001	2299	16	37	44
1142001	1321	36	22	50
1143011	1389	22	15	57
1143021	788	20	17	66
1143022	1689	9	31	48
Average	0	61	13	19

Liquor License Map: RAILSIDE ENTERTAINMENT

317 S 9TH AVE



Date:11/18/2024





Liquor License - Uncommon Spirits - District 8

Request for a liquor license. Arizona State License Application 312379.

Summary

Applicant

Jeffrey Miller, Agent

License Type

Series 4 - Wholesaler

Location

4750 S. 44th Place, Ste. 120
Zoning Classification: CP/GCP
Council District: 8

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

The 60-day limit for processing this application is December 29, 2024.

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

Other Active Liquor License Interest in Arizona

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 Title IV and Management liquor license courses, and are committed to operating within local, state, and federal guidelines.”

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.

Responsible Department

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



Liquor License - Country Inn & Suites - District 8

Request for a liquor license. Arizona State License Application 311436.

Summary

Applicant

Andrea Lewkowitz, Agent

License Type

Series 10 - Beer and Wine Store

Location

4702 E. University Drive

Zoning Classification: A-1

Council District: 8

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

The 60-day limit for processing this application is December 31, 2024.

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

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Country Inn & Suites is conveniently located at the east end of Phoenix Sky Harbor Airport. As an additional amenity at the hotel, Applicant would like to offer guests 21 and over the opportunity to purchase beer and wine."

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

Attachment - Country Inn & Suites - Data

Attachment - Country Inn & Suites - Map

Responsible Department

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

Liquor License Data: COUNTRY INN AND SUITES

Liquor License

Description	Series	1 Mile	1/2 Mile
Producer	1	1	0
Wholesaler	4	4	0
Beer and Wine Bar	7	2	0
Beer and Wine Store	10	4	0
Hotel	11	4	3
Club	14	1	0
Craft Distiller	18	1	1

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	30.25	48.72
Violent Crimes	12.31	4.43	2.76

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

Property Violation Data

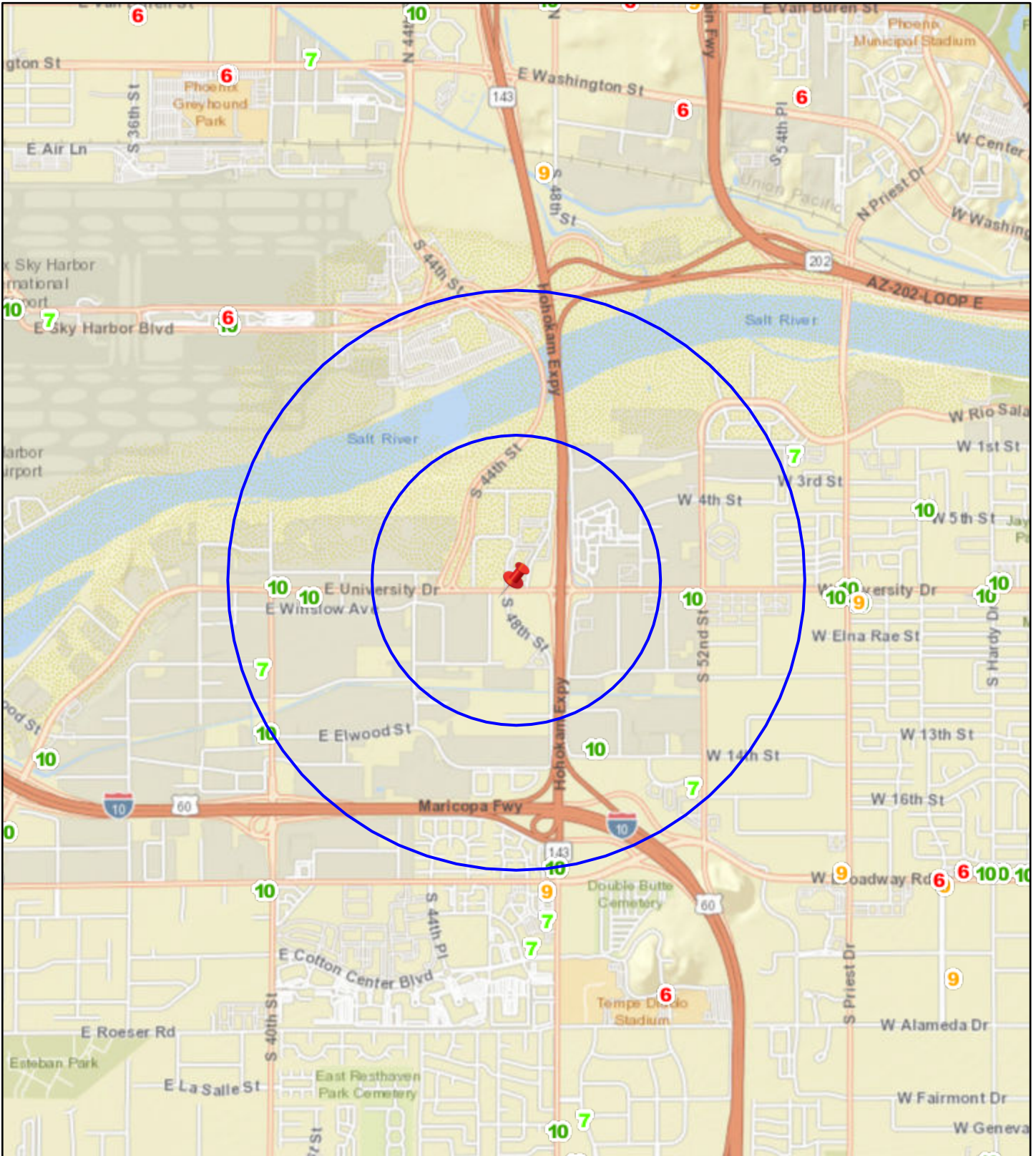
Description	Average	1/2 Mile Average
Parcels w/Violations	43	5
Total Violations	73	8

Census 2010 Data 1/2 Mile Radius

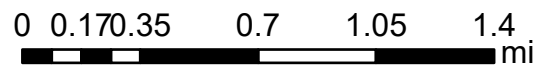
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1138021	0	0	0	0
1152003	546	8	44	45
3197041	1777	42	9	20
Average	0	61	13	19

Liquor License Map: COUNTRY INN AND SUITES

4702 E UNIVERSITY DR



Date: 11/26/2024





Liquor License - Goodz & Brews - District 8

Request for a liquor license. Arizona State License Application 313146.

Summary

Applicant

Juan Sayegh, Agent

License Type

Series 10 - Beer and Wine Store

Location

2927 N. 24th Street

Zoning Classification: C-2

Council District: 8

This request is for a new liquor license for a convenience store that does not sell gas. 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 60-day limit for processing this application is December 21, 2024.

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

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have owned and operated retail businesses in the Phoenix area for over 20 years. This new business will focus on the promotion and sale of products from Arizona beer and wine producers, which is a passion of mine. I also have the financial means to own and operate the business and am not dependent on third-party financing or funding."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"By promoting and educating the public on the beer and wine offerings from local Arizona producers, the business will bring awareness to and support the amazing community of beer and wine producers in Arizona. The business will also employ 3 to 5 people from the surrounding community and will be a stable, welcoming presence in a location that is currently vacant. There also are no other similar businesses in the area, so the business will bring a fresh, new concept to the community."

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

- Attachment - Goodz & Brews - Data
- Attachment - Goodz & Brews - Map

Responsible Department

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

Liquor License Data: GOODZ AND BREWS

Liquor License

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

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	149.41	164.75
Violent Crimes	12.31	32.64	29.19

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

Property Violation Data

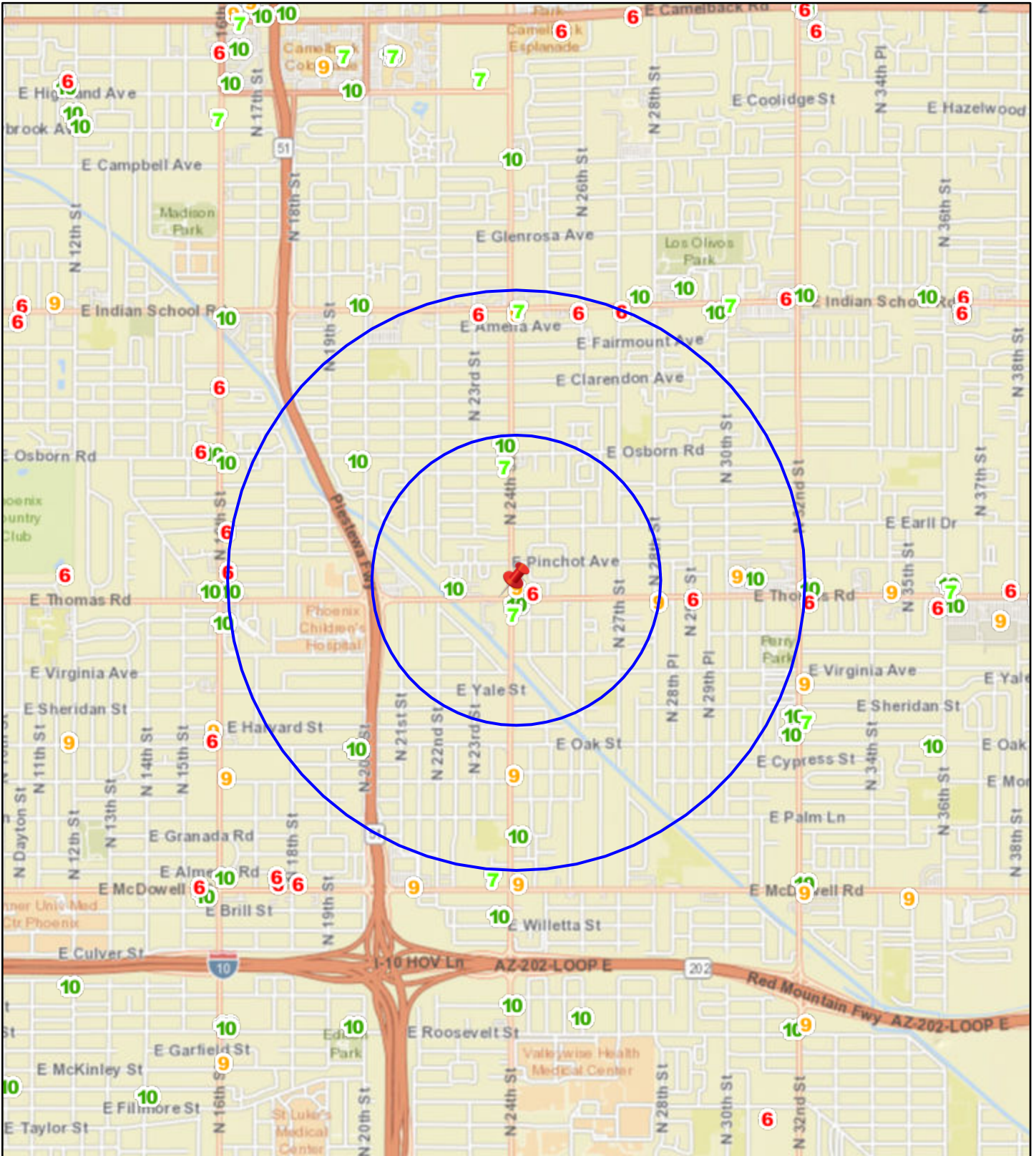
Description	Average	1/2 Mile Average
Parcels w/Violations	43	151
Total Violations	74	230

Census 2010 Data 1/2 Mile Radius

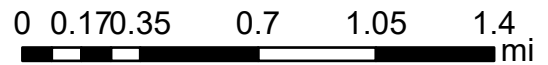
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1107021	1972	58	0	30
1107022	2172	32	20	32
1108011	1736	56	27	40
1108022	1168	33	16	7
1115021	1414	46	21	34
1115022	2109	42	7	17
1116011	1492	55	13	39
Average	0	61	13	19

Liquor License Map: GOODZ AND BREWS

2927 N 24TH ST



Date: 12/4/2024





Bingo License - Seven Palms Bingo - District 3

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 \$75,000 per year

Class B - gross receipts shall not exceed \$500,000 per year

Class C - anticipated gross receipts may exceed \$500,000 per year

Applicant

Stephanie Ghigo

Location

18030 N. 7th Street

Zoning Classification: PAD-8

Council District: 3

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

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



*****ITEM REVISED (SEE ATTACHED MEMO)*** Liquor License - American Premium Vodka - District 1**

Request for a liquor license. Arizona State License Application 300880.

Summary

Applicant

Mark Scott, Agent

License Type

Series 18 - Craft Distiller

Location

2663 W. Lone Cactus Drive, Ste. E

Zoning Classification: A-1 DVAO

Council District: 1

This request is for a new liquor license for a distillery. This location was not previously licensed for liquor sales and does not have an interim permit. This business has plans to open in June 2025.

The 60-day limit for processing this application is December 30, 2024.

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

Other Active Liquor License Interest in Arizona

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

American Premium Vodka (Series 18)
2841 E. Bell Road, #101, Phoenix
Calls for police service: None
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:
"Current Holder at other Location: 2841 E. Bell Rd. #101 PHX, AZ 85032"

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Not Open to Public.Does not Affect Surrounding Area or Community."

Staff Recommendation

Staff recommends disapproval of this application based on a Finance Department recommendation for disapproval.

Attachments

Attachment - American Premium Vodka - Data
Attachment - American Premium Vodka - Map

Responsible Department

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



City of Phoenix

To: Alan Stephenson
Deputy City Manager

Date: December 17, 2024

From: Denise Archibald *DA*
City Clerk

Subject: REQUEST TO REVISE ITEM 26, LIQUOR LICENSE – AMERICAN PREMIUM VODKA, ON THE DECEMBER 18, 2024, FORMAL AGENDA

This item was originally submitted as a recommendation for disapproval, due to a Finance Department's recommendation for disapproval. However, the Finance Department has changed their recommendation to no basis for denial and therefore, staff has changed its recommendation to approval.

Approved by:



Alan Stephenson
Deputy City Manager

12/17/24

Date

Liquor License Data: AMERICAN PREMIUM VODKA

Liquor License

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

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	97.08	120.38
Violent Crimes	12.31	14.78	21.44

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

Property Violation Data

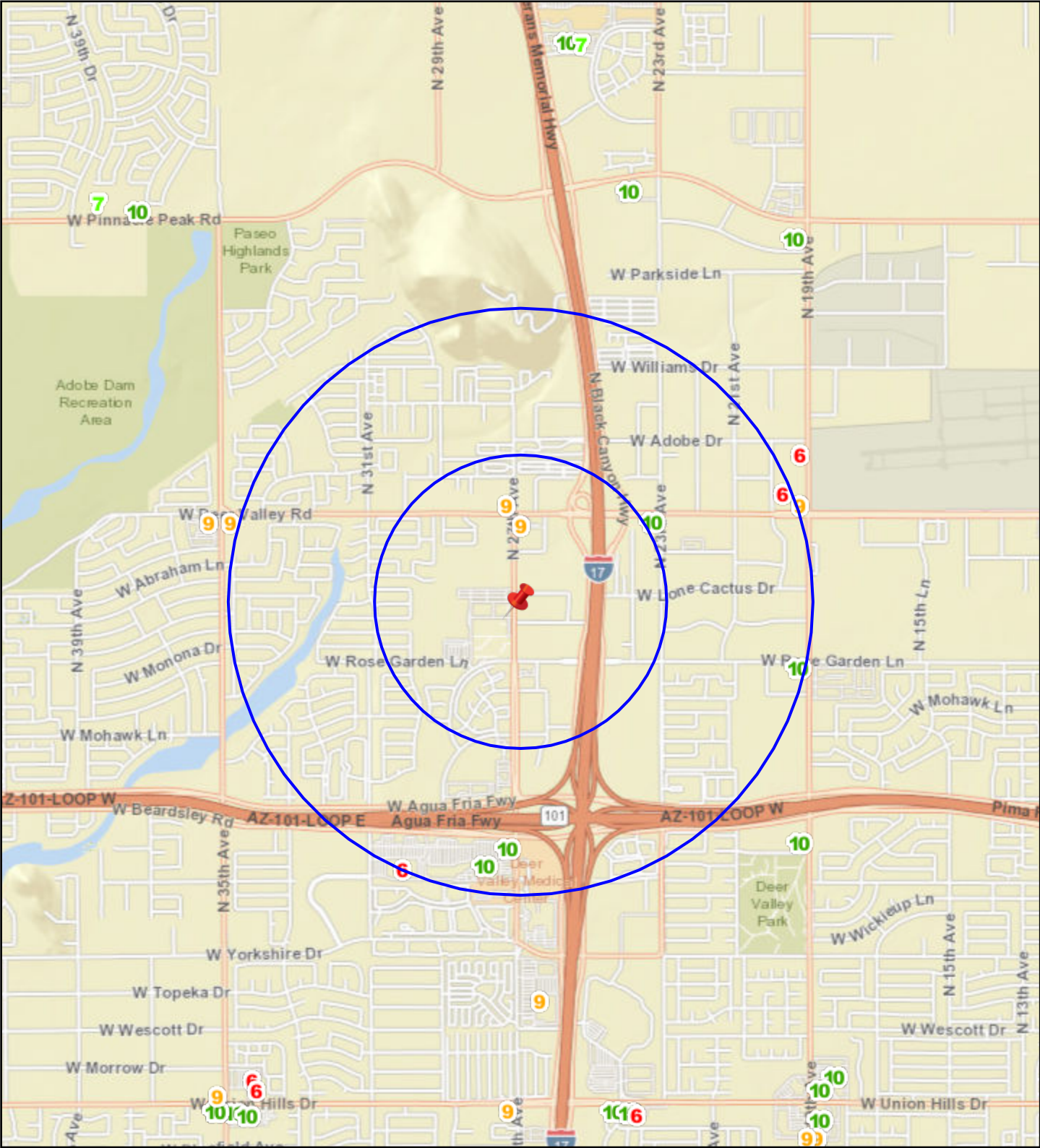
Description	Average	1/2 Mile Average
Parcels w/Violations	43	44
Total Violations	74	64

Census 2010 Data 1/2 Mile Radius

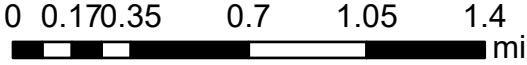
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
6145001	870	87	12	12
6145003	482	62	26	32
6146001	940	88	0	9
6146003	1301	56	0	0
6146005	1209	50	9	3
6146006	953	0	29	0
6147001	287	86	29	31
6147002	1049	17	20	26
Average	0	61	13	19

Liquor License Map: AMERICAN PREMIUM VODKA

2663 W LONE CACTUS DR



Date:11/13/2024





Liquor License - Xami Sushi - District 8

Request for a liquor license. Arizona State License Application 313398.

Summary

Applicant

Angelina Carrillo Hernandez, Agent

License Type

Series 12 - Restaurant

Location

2707 E. Broadway Road

Zoning Classification: C-3 SPVTABDOD FCOD

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.

The 60-day limit for processing this application is January 5, 2025.

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

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have obtained the liquor management certificate. I have managed and served liquor and have experience handling liquor."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Currently we have no sushi in the South side of Phoenix. Sushi will bring diversity and new food to the community."

Staff Recommendation

Staff recommends disapproval of this application based on a Finance Department recommendation for disapproval and for the applicant's failure to pay the City of Phoenix application processing fee. Staff also notes that 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

Attachment - Xami Sushi - Data

Attachment - Xami Sushi - Map

Responsible Department

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

Liquor License Data: XAMI SUSHI

Liquor License

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	5	0
Liquor Store	9	2	0
Beer and Wine Store	10	4	0
Hotel	11	1	0

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	64.2	83.43	114.33
Violent Crimes	12.31	19.4	35.66

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

Property Violation Data

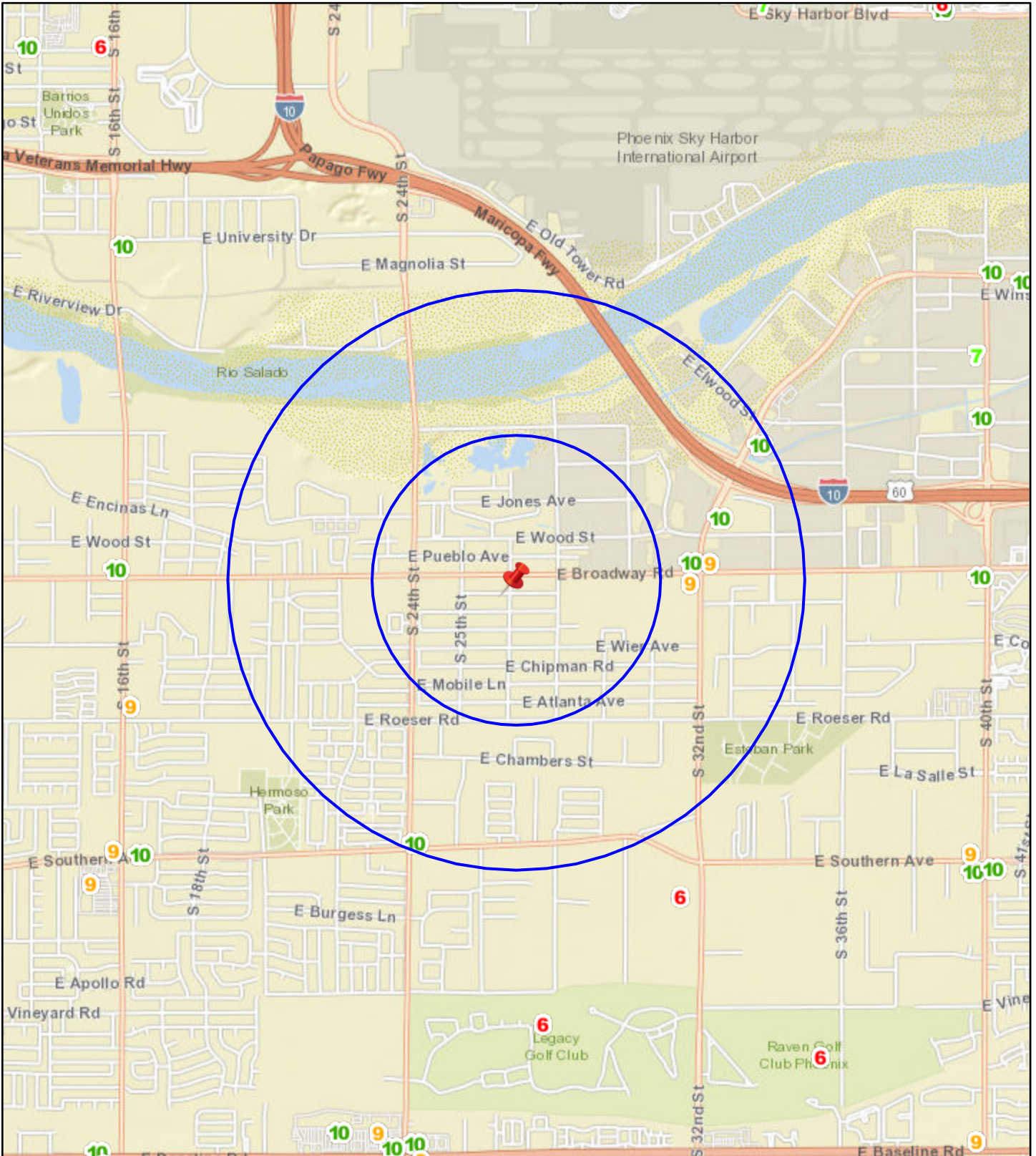
Description	Average	1/2 Mile Average
Parcels w/Violations	43	210
Total Violations	74	399

Census 2010 Data 1/2 Mile Radius

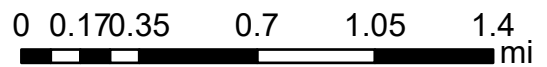
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1152002	301	81	51	54
1153001	1600	47	16	46
1160001	1147	51	9	49
1161001	1639	33	20	57
1161002	2252	48	8	64
1161003	623	65	20	29
Average	0	61	13	19

Liquor License Map: XAMI SUSHI

2707 E BROADWAY RD



Date: 12/6/2024





Various Vendors for 2025 Aviation Business Summit

For \$70,000 in payment authority to purchase vendor services for the Aviation Department-sponsored 2025 Aviation Business Summit (Summit). The vendor services required for the initial set-up of the Summit include but are not limited to: Warehouse 215 for the event venue; Nibblers Catering for catering of food; Phoenix Technology Audio Visual for audio/visual equipment and management; Visual Nature Images, Inc. doing business as Mark Skalny Photography; and Karla Martin for Americans with Disabilities Act Communication Access Realtime Translation (CART) services. The Summit will provide interested businesses the opportunity to learn, network, and understand the tools available for doing business with Phoenix Sky Harbor International Airport, Phoenix Deer Valley Airport, and Phoenix Goodyear Airport.



North American Region of the Airports Council International dba Airports Council International - North America

For \$194,540 in payment authority for the 2025 Airports Council International - North America (ACI-NA) membership dues, for the Aviation Department. ACI-NA is an organization that represents state, local, and regional governing bodies that own and operate commercial airports in North America and the world, with a focus on supporting industry issues such as finance, safety, operations, environmental, sustainability, business and regulatory issues, as well as interpreting and coordinating regulatory policy and rule-making with the Federal Aviation Administration, Transportation Security Administration, Customs and Border Protection, and the Environmental Protection Agency.



Mayo Clinic Arizona

For \$954,170 in payment authority for reimbursement of permit and plan review fees to Mayo Clinic Arizona which equals the amount of construction sales tax paid between January 1, 2023, and December 31, 2023, for the Planning and Development Department. The payment will be made from the Development Repayment Agreement Trust Fund, which is reimbursed from City funds based on construction sales taxes remitted to the City from applicable activity authorized by Development Agreement CON 72047 executed between City of Phoenix and Mayo Foundation for Medical Educational Research on January 3, 1996.



Report

Agenda Date: 12/18/2024, **Item No.** 31

Insight Public Sector, Inc.

For \$177,700 in payment authority to purchase data ingestion and data warehousing solution services previously provided by Insight Public Sector for the Police Department. Funds are available through the Police Department's Fiscal Year 2024-25 operating budget. This payment ordinance covers services already provided by Insight Public Sector, which is separate from but will supplement the upcoming Early Intervention System procurement.



Police Executive Research Forum

For \$240,000 in payment authority for a new contract, entered on or about January 1, 2025, for a term of one year with two one-year options to extend for executive search services for the Human Resources Department. The contract will provide police executive recruitment services and ensure a thorough and exhaustive search to identify a diverse and highly qualified candidate pool.



Report

Agenda Date: 12/18/2024, Item No. 33

Settlement of Claim(s) Brown v. City of Phoenix

For payment of a judgment in the amount of \$304,641.11 in settlement of claim(s) in *Brown v. City of Phoenix*, CV2022-010439, and 22-9000-001, GL, for the Finance Department pursuant to Phoenix City Code Chapter 42.



Report

Agenda Date: 12/18/2024, Item No. 34

Settlement of Claim(s) Denman v. City of Phoenix

To make payment of up to \$65,000 in settlement of claim(s) in *Denman v. City of Phoenix*, 23-CV-02117-MTL, 22-0460-001, GL, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Police Department that occurred on October 28, 2022.



Report

Agenda Date: 12/18/2024, Item No. 35

Settlement of Claim(s) Honaker v. City of Phoenix

To make payment of up to \$150,000 in settlement of claim(s) in *Honaker v. City of Phoenix*, CV2023-006970, 22-0504-001, AU, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Police Department that occurred on May 24, 2022.



Report

Agenda Date: 12/18/2024, Item No. 36

Settlement of Claim(s) McCotter v. City of Phoenix

To make payment of up to \$35,000 in settlement of claim(s) in *McCotter v. City of Phoenix*, 23-0933-001, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Water Services Department that occurred October 26, 2023.



An Ordinance to Amend Ordinance S-51048 Requesting Additional Payment Authority to Pay Maricopa County - (Ordinance S-51557) - Citywide

Request to amend Ordinance S-51048 requesting additional payment authority to pay Maricopa County for the November 5, 2024, Election.

Summary

On June 12, 2024 a request (Ordinance S-51048) authorizing payment to Maricopa County not to exceed \$400,000 for the conduct of the November 5, 2024 election was submitted to and approved by the City Council. The amount of payment authority requested was based on the existing number of registered voters in June 2024, plus an additional estimated increase of approximately 40,000 voter registrations. However, between June and the deadline to register to vote for the November 5, 2024 Election, voter registrations increased by approximately 56,000 new voter registrations. Therefore, this request is to amend Ordinance S-51048 to authorize an additional \$8,000, for a total not to exceed \$408,000 to pay Maricopa County for the conduct of the November 5, 2024 Election. Further authorizing the City Controller to disburse all funds related to this item. No additional funds are being requested. Funds for the additional payment authority are available in the City Clerk Department's budget.

Concurrence

The City Council previously approved (Ordinance S-51048) the total cost of the November 5, 2024 Election, including payment to Maricopa County and City expenses, to be approximately \$600,000. With this request for additional payment authority to Maricopa County, the total cost of the election will remain below \$600,000, as originally approved by the City Council.

Responsible Department

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



Amend Right-of-Way No. 16-121599-00 with the Arizona State Land Department (Ordinance S-51558) - District 2

Request authorization for the City Manager, or his designee, to execute an Amendment to Right-of-Way No. 16-121599-00 to relinquish a portion of the right-of-way accepted by Ordinance S-49322.

Summary

City Council accepted 129.91 acres of Arizona State Land Department (ASLD) right-of-way assigned to the City by Mayo Clinic Arizona via Right-of-Way Assignment 16-121599 recorded on January 31, 2023, MCR 20230051871. The assignment, at no cost to the City, was a requirement of Mayo's purchase of the perpetual right-of-way for construction, operation, and maintenance of a drainage channel. The original 129.91 acres for right-of-way was based on the best known data for the drainage requirements at that time, and all parties knew that actual land area needed for drainage would be reduced with future studies/plans. Upon completion of the design plans, the right-of-way required for the drainage facility was reduced to 37.025 acres. The City will relinquish the 92.885 acres no longer needed for drainage to ASLD by the execution of Amendment of Right-of-Way 16-121599-00.

Concurrence/Previous Council Action

Ordinance S-49322, adopted on January 25, 2023.

Location

North of Loop 101 and west of N. Scottsdale Road.
Council District: 2

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Street Transportation and Finance departments.



Dedication of Right-of-Way Across Portions of City-owned Property Located Along 35th Avenue, South of Campbell Avenue, and the Northwest Corner of 35th Avenue and McDowell Road (Ordinance S-51527) - Districts 4 & 5

Request for the City Council to dedicate to public use for right-of-way purposes, portions of City-owned property along 35th Avenue south of Campbell Avenue and the northwest corner of 35th Avenue and McDowell Road; further ordering the ordinance recorded.

Summary

Dedication of right-of-way is required for the 35th Avenue Safety Corridor (BUILD) Project along 35th Avenue from the Interstate 10 freeway to Camelback Road, which aims to enhance and improve pedestrian and motorist safety. Improvements include the installation of traffic signals, pedestrian hybrid beacons, and street lighting. Sidewalk and pedestrian improvements will be upgraded to meet current City standards and comply with the Americans with Disabilities Act.

Approximately 497 square feet within Maricopa County Assessor's parcel number (APN) 107-10-005 located at 4436 N. 35th Avenue; and approximately 232 square feet within APN 108-24-088A located at 3502 W. McDowell Road will be dedicated to public use for right-of-way purposes. The dedications do not negatively impact the properties.

Location

35th Avenue, south of Campbell Avenue, and the northwest corner of 35th Avenue and McDowell Road.

Council Districts: 4 and 5

Responsible Department

This item is submitted by Deputy City Managers Alan Stephenson and Ginger Spencer, and the Neighborhood Services, Water Services and Finance departments.



Grant of a Public Utility Easement on City-Owned Property Located at 11 S. 71st Avenue (Ordinance S-51504) - District 7

Request the City Council, to grant a public utility easement, for the consideration of one dollar and/or other valuable consideration, for the installation of new service on City-owned property in the Salt River Project service area, and further ordering the ordinance recorded.

Summary

The public utility easement is needed to provide utilities to the Homeless Sprung Structure at 11 S. 71st Avenue.

The public utility easement is more fully described in the legal description ("Easement Premises") recorded with the ordinance and will be granted to all public service corporations, agricultural improvement districts, and telecommunication corporations providing utility service (collectively "Grantee") to the property 11 S. 71st Avenue for an indefinite period, subject to the following terms and conditions:

- A. Grantee is hereby granted the right to construct, reconstruct, replace, repair, operate and maintain utility facilities together with appurtenant fixtures for use in connection therewith (collectively "Grantee Facilities") to, through, across and beyond Grantor's property within the Easement Premises. Subject to the notice requirements provided in paragraph "I," Grantee shall at all times have the right of full and free ingress and egress to and along the Easement Premises for the purposes herein specified. Grantee acknowledges and accepts that Grantee shall share the Easement Premises with other Grantees and shall use such Easement Premises with other Grantees in accordance with and consistent with industry standards and customs for shared use. Grantor agrees to coordinate the location of Grantee's Facilities within the Easement Premises and to pay costs for relocation of Grantee's Facilities as provided in paragraph "F."
- B. Grantor shall not locate, erect or construct, or permit to be located or erected or constructed, any building or structure within the limits of the Easement Premises. However, Grantor reserves all other rights, interests, and uses of the Easement Premises that are not inconsistent with Grantee's easement rights herein conveyed and which do not interfere with or endanger any of the Grantee Facilities.

Notwithstanding the foregoing, Grantor shall not have the right to lower by more than one foot or raise by more than two feet the surface grade of Easement Premises without the prior written consent by the Grantee whose facilities will be affected by the change of elevation.

- C. Grantee shall not have the right to use the Easement Premises to store gasoline or petroleum products, hazardous or toxic substances, or flammable materials; provided however, that this prohibition shall not apply to any material, equipment or substance contained in, or a part of, the Grantee Facilities, provided that Grantee must comply with all applicable federal, state and local laws and regulations in connection therewith. Additionally, the Easement Premises may not be used for the storage of construction related materials or to park or store construction-related vehicles or equipment except on a temporary basis to construct, reconstruct, replace, repair, operate, or maintain the Grantee Facilities.
- D. Grantor shall maintain an appropriate three-foot clear area around all edges of all equipment pads for Grantee Facilities in addition to a clear operational area that extends 12 feet immediately in front of all transformer or switching cabinet openings, within the Easement Premises. No obstruction, trees, shrubs, fixtures, or permanent structures shall be placed or permitted by Grantor within said areas. Grantee is hereby granted the right to trim, prune, cut, and clear away trees, brush, shrubs, or other obstruction within said areas.
- E. Grantee shall exercise reasonable care to avoid damage to the Easement Premises and all improvements thereon and agrees that following any work or use by Grantee within the Easement Premises, the affected area, including without limitation, all pavement, landscaping, concrete and other improvements permitted within the Easement Premises pursuant to this easement will be restored by Grantee to as close to original condition as is reasonably possible, at the expense of Grantee.
- F. Grantor reserves the right to require the relocation of Grantee Facilities to a new location within Grantor's property; provided however, that: (1) Grantor pays the entire cost of redesigning and relocating existing Grantee Facilities to the new location; and (2) Grantor provides Grantee with a new and substantially similar public utility easement at no cost to Grantee. After relocation of Grantee Facilities to the new easement area, Grantee shall abandon its rights to use the Easement Premises granted in this easement without cost or consequence to Grantor.
- G. Each public service corporation and telecommunication services corporation as a Grantee shall coordinate and work with other Grantees in the use of the Easement Premises. In the event that a third party or other Grantee requests the relocation of existing Grantee Facilities to a new location (whether or not) within the Easement Premises, the requesting party shall pay the entire cost of redesigning and relocating the existing Grantee Facilities.
- H. Grantee shall not have the right to transfer, convey or assign its interests in this easement to any individual, corporation, or other entity without the prior written

consent of Grantor, which consent shall not be unreasonably withheld. Grantee shall notify Grantor of any proposed transfer, conveyance or assignment of any rights granted herein at address listed below.

- I. Except in emergencies or exigent circumstances such as service restoration, Grantee agrees to contact Grantor at least one business day prior to Grantee's entrance onto the Easement Premises where the Easement Premises are located: (1) on a site that includes Aviation Department facilities; (2) water and wastewater treatment facilities; (3) Police Department headquarters located at 620 W. Washington Street; (4) Fire Department headquarters located at 150 S. 12th Street; (5) City Hall located at 200 W. Washington Street; (6) City Court Building located at 300 W. Washington Street; (7) Calvin C. Goode Building located at 251 W. Washington Street; (8) Transit Operations Center located at 320 N. 1st Avenue or West Transit Facility located at 405 N. 79th Avenue; or (9) in a secured or fenced area.

Location

11 S. 71st Avenue, within Maricopa County Assessor's parcel number 104-09-054A.
Council District: 7

Responsible Department

This item is submitted by Deputy City Managers Gina Montes and Inger Erickson, the Office of Homeless Solutions, City Engineer, Street Transportation and Finance departments.



Acceptance and Dedication of a Deed and an Assignment of Right-of-Way (16-123042-00) within 56th Street Between City North Drive and State Route 101 for Roadway and Underground Utility Purposes (Ordinance S-51507) - District 2

Request for the City Council to accept right-of-way from the Arizona State Land Department, accept a deed from ZT 56th Street at 101 NW FS Owner, LLC for right-of-way purposes, and to dedicate the land to public use for roadway and underground public utility purposes; further ordering the ordinance recorded.

Additionally, request the City Council to grant an exception pursuant to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this transaction of Indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code 42-18, as the Arizona State Land Department's documents include such provisions.

Summary

ZT 56th Street at 101 NW FS Owner, LLC acquired approximately 1.97 acres via a patent for right-of-way and 1.43 acres of right-of-way for roadway and underground utilities from the Arizona State Land Department within the west half and portions of the east half of 56th Street between City North Drive and State Route 101. As a condition of the right-of-way acquisition, ZT 56th Street at 101 NW FS Owner, LLC is required to assign and transfer all title and interest of the right-of-way to the City. The Street Transportation Department has agreed to accept and maintain the right-of-way, which includes the roadway and underground utilities. The right-of-way is further described in the legal descriptions to be recorded with the ordinance.

Financial Impact

There is no financial impact to the City of Phoenix as the right-of-way and all fees associated with this transaction were paid by ZT 56th Street at 101 NW FS Owner, LLC.

Location

West and East halves of 56th Street between City North Drive and State Route 101.
Council District: 2

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson, and the Street Transportation and Finance departments.



Acceptance of Easements for Sewer and Drainage Purposes (Ordinance S-51523) - Districts 2 & 5

Request for the City Council to accept easements for sewer and drainage purposes; further ordering the ordinance recorded. Legal descriptions are recorded via separate recording instrument.

Summary

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

Easement (a)

MCR: 20240595040

Applicant and Grantee: CN Associates A, LLC; its successor and assigns

Date: November 6, 2024

Purpose: Sewer

Location: 5400 E. City North Drive

APN: 212-35-578; 212-35-586

File: 240065

Council District: 2

Easement (b)

MCR: 20240595052

Applicant and Grantee: GM 93T LLC; its successor and assigns

Date: November 6, 2024

Purpose: Drainage

Location: 9310 W. Thomas Road

APN: 102-26-034

File: 240090

Council District: 5

Responsible Department

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



Acceptance and Dedication of an Easement for Sidewalk Purposes (Ordinance S-51519) - District 8

Request for the City Council to accept and dedicate an easement for sidewalk purposes; further ordering the ordinance recorded. Legal description is recorded via separate recording instrument.

Summary

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

Easement (a)

MCR: 20240595056

Applicant and Grantee: ProperFoundation, LLC; its successor and assigns

Date: November 6, 2024

Purpose: Sidewalk

Location: 2551, 2555, and 2559 E. Broadway Road

APN: 122-57-006B; 122-57-006C; 122-57-006D

File: 240087

Council District: 8

Responsible Department

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



Authorization to Lease City-owned Land at the Northeast Corner of 27th and Belmont Avenues to Homer Farms, Inc. for a Containerized Vertical Farm (Ordinance S-51559) - District 5

Request to authorize the City Manager, or his designee, to lease City-owned land at the northeast corner of 27th and Belmont avenues to Homer Farms, Inc. for a containerized vertical farm. Further request to authorize the City Treasurer to accept all funds related to this item.

Summary

Homer Farms Inc. will lease approximately 22,650 square feet of unimproved land for a containerized vertical farm pilot program for the planting, cultivation and harvesting of crops. The pilot program is coordinated by the Brownfields and Food Systems Programs within the Office of Environmental Programs on vacant land owned by Phoenix Fire Department, adjacent to the command training center located at 7717 N. 27th Avenue.

The term of the lease will be for one year with two one-year options to extend at the sole discretion of the City. Annual rent is \$20,400 per year which is within the range of market rents as determined by the Finance Department's Real Estate Division. Twenty percent of the crops produced at the farm will be distributed to residents through social service organizations. Rent may be offset by the value of the donations, in compliance with Administrative Regulation 5.44. Homer Farms, Inc. is responsible for all costs related to operation and maintenance of the farm and will provide insurance and indemnification acceptable to the City's Risk Management Division and the Law Department. The lease may be canceled pursuant to Arizona Revised Statutes 38-511, or either party may cancel upon 60-days prior written notice. The lease may contain other terms and conditions deemed necessary by the City.

Contract Term

The initial term of the lease is one year beginning January 1, 2025, with two, one-year options to extend at the sole discretion of the City.

Financial Impact

Annual revenue is \$20,400 which may be offset by the value of crops distributed to

residents through social service organizations approved by the City.

Location

Northeast corner of 27th and Belmont avenues, identified by Maricopa County Assessor parcel numbers 157-29-158, 157-29-159, and 157-29-160.
Council District: 5

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Fire and Finance departments.



Authorization to Convey a Portion of City-owned Property by Special Warranty Deed to the City of Mesa for the Right-of-Way Dedication of the West Side of N. Val Vista Drive in Mesa, AZ (Ordinance S-51509) - Out of City

Request to authorize the City Manager, or his designee, to convey a portion of City-owned property by Special Warranty Deed to the City of Mesa for the right-of-way dedication of the west side of N. Val Vista Drive in Mesa, AZ.

Summary

The property, improved with the Val Vista Water Treatment Plant, contains 182.53 acres and is co-owned by the City of Phoenix (70.3 percent interest) and the City of Mesa (29.7 percent interest). A portion of the North Val Vista Drive roadway, consisting of .735 acres, was constructed by the City of Mesa along the eastern property line, south of the canal. The City of Mesa is seeking to dedicate the right-of-way for the existing roadway.

The City of Phoenix will convey its 70.3 percent interest in approximately .735 acres of land to the City of Mesa by special warranty deed for Mesa's dedication of right-of-way. The land to be conveyed is improved with a roadway is approximately .4 percent of the total site. The conveyance does not affect the utility or the value of the City's interest in the remaining property.

Location

N. Val Vista Road, south of the canal, within Maricopa County Assessor's parcel number 141-04-005A.

Council District: Out of City

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the Water Services and Finance departments.



Paint and Painting Supplies (Citywide) - IFB-24-0329 Request for Award (Ordinance S-51522) - Citywide

Request to authorize the City Manager, or his designee, to enter into contracts with Dunn-Edwards Corporation and PPG Architectural Finishes, Inc. to provide Paint and Painting Supplies for Citywide departments. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed \$1,900,000.

Summary

These contracts will provide various types of paint and painting supplies, including turf paint and spray paint, which are critical to maintain the City's operations. The primary departments using these contracts are Parks and Recreation and Neighborhood Services.

Procurement Information

An Invitation for Bid procurement was processed in accordance with City of Phoenix Administrative Regulation 3.10.

Six vendors submitted bids deemed to be responsive to posted specifications and responsible to provide the required goods and services. Following an evaluation based on price, the procurement officer recommends award to the following vendors:

Selected Bidders

Dunn-Edwards Corporation
PPG Architectural Finishes, Inc.

Contract Term

The contracts will begin on or about January 1, 2025 for a five-year term with no options to extend.

Financial Impact

The aggregate value of the contracts will not exceed \$1,900,000. Funds are available in various departments' budgets.

Responsible Department

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



Facilities Maintenance and Repair & Operations and Industrial Supplies - Coop 20-056 - Amendment (Ordinance S-51546) - Citywide

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 151476 with W.W. Grainger, Inc., and Contract 151478 with Fastenal Company to extend the contract terms to provide maintenance, repair, and operational supplies for citywide use. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed. Request to continue using ordinance S-46245.

Summary

These contracts will provide the City with maintenance, repair, and operational (MRO) supplies which support the needs of city employees, facilities, and warehouses. MRO supplies include, but are not limited to electrical supplies, motors, lighting, hand tools and power tools, safety equipment, pumps, material handling equipment, pneumatic equipment, cutting tools, heating ventilation and air conditioning (HVAC) equipment and supplies, test instruments, and a wide range of goods and services required for the City to remain operational on a daily basis. The contracts are for citywide use with the primary departments utilizing the contracts: Aviation, Fire, Parks and Recreation, Police, Phoenix Convention Center, Public Works, Street Transportation, and Water Services.

Contract Term

Upon approval Contract 151476 with W.W. Grainger, Inc. will be extended through March 31, 2025, and Contract 151478 with Fastenal Company through December 31, 2025.

Financial Impact

The aggregate value of the contracts will not exceed \$15,000,000 and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Facilities Maintenance and Repair and Operations and Industrial Supplies Contract 151476 (Ordinance S-48496) on April 20, 2022.
- Facilities Maintenance and Repair and Operations and Industrial Supplies Contract 151476 (Ordinance S-46245) on December 18, 2019.

Responsible Department

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



Maintenance, Repair, Replacement, and Alteration (MRRA) of Residential Services Contract - RFQu-24-0392 Request for Award (Ordinance S-51555) - Citywide

Request to authorize the City Manager, or his designee, to enter into contracts with Above All Plumbing Services, Inc.; Adobe Insulation Inc dba Adobe Energy Management; Andy's Plumbing Inc.; HRB Electric, Inc; JAM Remodeling & Handyman Services, LLC; Mark Tannenbaum dba. Mighty Roofing, LLC; and Zomark Construction LLC to provide residential and commercial maintenance, repair, replacement, and alteration of residential services for all Citywide departments, as needed. Further request to authorize the City Controller to disburse all funds related to this item. The total value of these contracts will not exceed \$1,790,000.

Summary

These contracts will provide residential and commercial maintenance, repair, replacement, and alteration (MRRA) of residential services and commercial/residential appliance repair on an "as needed" basis. The City of Phoenix has made federal, state, and local funding available to provide construction and appliance repair and replacement services to assist eligible families and individuals who own their homes with home repair projects on emergency and non-emergency services. This request will allow the City to enter into contracts with firms in the construction trade areas of electrical, heating, ventilation, and air conditioning (HVAC), plumbing, roofing, general home repairs, and also in appliance delivery and installation services. The primary user departments will be the Neighborhood Services Department, Fire Department, and Human Services Department.

Procurement Information

A Request for Qualifications procurement was processed in accordance with Administrative Regulation 3.10 to establish a Qualified Vendor List (QVL).

Ten offerors submitted qualifications, and seven were deemed to be responsive and responsible. The Finance Procurement Officer evaluated those offers based on the following minimum qualifications:

- The Contractor must be qualified, certified, and registered with the appropriate

regulatory agency.

- The Contractor must have a minimum of two years conducting business within the Phoenix Metropolitan Area and the normal business activity during the past two years will have been providing the services in this solicitation.
- The Contractor must have and maintain full-time company representation located in the Phoenix Metropolitan Area, with the ability and authority to address all contract issues that may arise.

After evaluation, the Finance Procurement Officer recommends award to the following offerors:

- Above All Plumbing Services, Inc.
- Adobe Insulation Inc dba Adobe Energy Management
- Andy's Plumbing Inc.
- HRB Electric, Inc.
- JAM Remodeling & Handyman Services, LLC
- Mark Tannenbaum dba. Mighty Roofing, LLC
- Zomark Construction LLC

Contract Term

The contracts will begin on or about January 1, 2025, for a five-year term with no options to extend.

Financial Impact

The aggregate contracts value will not exceed \$1,790,000.

Funding is available in various Citywide departments' budgets.

Responsible Department

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



Amendments to the City’s combined Classification and Pay Ordinance (S-51144) in Accordance with Human Resources Committee 630 Recommendations (Ordinance S-51545) - Citywide

The following amendments to the combined Classification and Pay Ordinance (S-51144) are proposed in accordance with the recommendation of Human Resources Committee 630, to be effective on January 6, 2025.

Retitle and regrade the classification of Assistant to the Fire Chief, Job Code: 61500, Salary Plan: 018, Grade/Range: 904 (\$112,528 - \$157,560/annual), Labor Unit Code: Non-Represented Groups, Benefit Category: 010, EEO-4 Category: Officials and Administrators, FLSA Status: Exempt to Job Title: Fire Chief of Staff, Grade/Range: 908 (\$147,867 - \$192,234/annual).

Establish the classification of Fire Administrator, Job Code: 61510, Salary Plan: 013, Grade/Range: 846 (\$132,267 - \$174,762/annual), Benefit Category: 009, Labor Unit Code: Non-Represented Groups, EEO-4 Category: Officials and Administrators, FLSA Status: Exempt.

Establish the classification of Police Chief of Staff, Job Code: 62670, Salary Plan: 018, Grade/Range: 908 (\$147,867 - \$192,234/annual), Benefit Category: 010, Labor Unit Code: Non-Represented Groups, EEO-4 Category: Officials and Administrators, FLSA Status: Exempt.

Establish the classification of Light Rail Administrator (NC), Job Code: 17860, Salary Plan: 018, Grade/Range: 912 (\$133,307 - \$173,306/annual), Benefit Category: 010, Labor Unit Code: Non-Represented Groups, EEO-4 Category: Officials and Administrators, FLSA Status: Exempt.

Establish the classification of Office of Heat Administrator (NC), Job Code: 06240, Salary Plan: 018, Grade/Range: 912 (\$133,307 - \$173,306/annual), Benefit Category: 010, Labor Unit Code: Non-Represented Groups, EEO-4 Category: Officials and Administrators, FLSA Status: Exempt.

Establish the classification of Office of Innovation Administrator (NC), Job Code:

06280, Salary Plan: 018, Grade/Range: 912 (\$133,307 - \$173,306/annual), Benefit Category: 010, Labor Unit Code: Non-Represented Groups, EEO-4 Category: Officials and Administrators, FLSA Status: Exempt.

Establish the classification of Public Health Administrator (NC), Job Code: 06290, Salary Plan: 018, Grade/Range: 912 (\$133,307 - \$173,306/annual), Benefit Category: 010, Labor Unit Code: Non-Represented Groups, EEO-4 Category: Officials and Administrators, FLSA Status: Exempt.

Regrade the classification of Electrical Facilities Supervisor, Job Code: 74160, Salary Plan: 001, Grade/Range: 059 (\$49,379 - \$107,806/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Skilled Craft, FLSA Status: Exempt to Grade/Range: 065 (\$57,179 - \$124,800/annual).

Regrade the classification of Electrical Maintenance Crew Chief, Job Code: 74140, Salary Plan: 001, Grade/Range: 055 (\$44,803 - \$97,781/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Skilled Craft, FLSA Status: Nonexempt to Grade/Range: 061 (\$51,854 - \$113,194/annual).

Regrade the assignment to the classification of Electrician*Lead, Job Code: 74121, Salary Plan: 004, Grade/Range: 253 (\$42,661 - \$93,122/annual), Labor Unit Code: 002, Benefit Category: 002, EEO-4 Category: Skilled Craft, FLSA Status: Nonexempt to Grade/Range: 259 (\$49,379 - \$107,806/annual).

Regrade the classification of Electrician, Job Code: 74120, Salary Plan: 004, Grade/Range: 249 (\$38,688 - \$84,469/annual), Labor Unit Code: 002, Benefit Category: 002, EEO-4 Category: Skilled Craft, FLSA Status: Nonexempt to Grade/Range: 255 (\$44,803 - \$97,781/annual).

Regrade the classification of Electrician Helper, Job Code: 74090, Salary Plan: 004, Grade/Range: 232 (\$32,427 - \$55,806/annual), Labor Unit Code: 002, Benefit Category: 002, EEO-4 Category: Service Maintenance, FLSA Status: Nonexempt to Grade/Range: 238 (\$32,635 - \$64,605/annual).

Regrade the classification of Librarian II, Job Code: 30220, Salary Plan: 001, Grade/Range: 053 (\$42,661 - \$93,122/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 057 (\$47,029 - \$102,669/annual).

Regrade the classification of Librarian I, Job Code: 30210, Salary Plan: 001, Grade/Range: 049 (\$38,688 - \$84,469/annual), Labor Unit Code: 007, Benefit

Category: 007, EEO-4 Category: Professional, FLSA Status: Nonexempt to Grade/Range: 053 (\$42,661 - \$93,122/annual).

Regrade the classification of Library Support Services Supervisor, Job Code: 01540, Salary Plan: 001, Grade/Range: 049 (\$38,688 - \$84,469/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Nonexempt to Grade/Range: 051 (\$40,643 - \$88,691/annual).

Regrade the classification of Neighborhood Preservation Inspector II, Job Code: 60680, Salary Plan: 001, Grade/Range: 055 (\$44,803 - \$97,781/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Technician, FLSA Status: Exempt to Grade/Range: 059 (\$49,379 - \$107,806/annual).

Regrade the classification of Neighborhood Preservation Inspector I, Job Code: 60670, Salary Plan: 006, Grade/Range: 349 (\$38,688 - \$84,469/annual), Labor Unit Code: 003, Benefit Category: 003, EEO-4 Category: Technician, FLSA Status: Nonexempt to Grade/Range: 353 (\$42,661 - \$93,122/annual).

Summary

The Classification and Compensation study was implemented rapidly to address a systemic staffing and labor market crisis throughout the City. Adjustments to grade and salary ranges are necessary as the City adapts to the new pay structures that took effect on August 7, 2023. These recommendations balance internal alignment with external market focus. As a result of the changes made during the Classification and Compensation study, staff requests that the adjustments listed above be approved.

Financial Impact

The estimated initial cost for this action is \$62,300.

Concurrence/Previous Council Action

On November 14, 2024, Human Resources Committee 630 reviewed and recommended these modifications for approval effective on January 6, 2025.

Responsible Department

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



Request to Appropriate, Expend and Disburse Federal Economic Development Initiative/Community Project Funding (Ordinance S-51502) - Citywide

Request to authorize the City Manager, or his designee, to appropriate and expend Community Project Funding from the United States Department of Housing and Urban Development, United States Department of Homeland Security, Federal Emergency Management Agency, United States Department of Transportation, Federal Aviation Administration, and the United States Environmental Protection Agency. Further request to authorize the City Treasurer to accept and the City Controller to disburse all funds for the life of the grants. The total funds received will not exceed \$7,919,752.

Summary

The Office of Government Relations (OGR) helped the City navigate the fast-paced Fiscal Year 2023-24 appropriations process. OGR submitted various projects requesting over \$39 million in funding. Of those projects, five were selected for congressional funding:

- Aviation Department will receive \$960,000 for Sky Harbor Terminal 3 Recirculation Roadway Improvements.
- Community and Economic Development Department will receive \$2 million for Innovation 27 and Workforce and Education Collaborative.
- Office of Homeless Solutions will receive \$3 million for the Hotel Conversion for Senior Permanent Supportive Housing.
- Phoenix Fire Department will receive \$1 million for the new Phoenix Fire Station 74.
- Water Services Department will receive \$959,752 for water services lines.

This is the third time in a decade that community project funding, known as earmarks, have been available for municipalities. Each project had to have extensive community engagement and support, as only competitive projects with demonstrated community support were considered. OGR gathered potential projects from City departments. Each project was thoroughly vetted and reviewed by City Management and Council. The appropriations process is extremely competitive, not only on a regional level, but nationally as well.

Contract Term

The grant period of performance begins when the grant agreements are signed with

each respective federal agency and will end on or around August 31, 2032.

Financial Impact

No matching funds are required and there is no budgetary impact to the City of Phoenix and no general-purpose funds are required.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Office of Government Relations.



Residential Moving Services Contract RFP FY25-086-04 - Request for Award (Ordinance S-51537) - Citywide

Request to authorize the City Manager, or his designee, to enter into contracts with Coleman Worldwide Moving, LLC; E Logic, LLC; Skye Logistic LLC dba Dose Moving and Storage; and Sunshine Moving Co., LLC, to provide residential relocation moving services at City-owned properties on an as-needed basis for the Housing Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed \$250,000.

Summary

The contracts will provide relocation moving services such as packing, unloading services, conducting building walk throughs, and facilitating community meetings as needed throughout the contract term. The contractors shall maintain equipment, communication, and labor to efficiently perform these services.

Procurement Information

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

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

- Method of Approach (450 points)
- Qualifications and Experience (350 points)
- Pricing (200 points)

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

- Coleman Worldwide Moving, LLC 541 points
- E Logic, LLC 552 points
- Skye Logistics LLC dba Dose Moving and Storage 643 points

- Sunshine Moving Co., LLC

670 points

Contract Term

The contracts will begin on or about January 1, 2025, for a five-year term with no options to extend.

Financial Impact

The aggregate contracts value will not exceed \$250,000. The contracts are funded with U.S. Department of Housing and Urban Development funds. There is no impact to the General Fund.

Responsible Department

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



27th Avenue and Glendale Disposition and Development - RFP FY24-086-18 - Request for Award (Ordinance S-51544) - District 5

Request to authorize the City Manager, or his designee, to award and enter into a disposition and development agreement, and other agreements as necessary, with Habitat for Humanity Central Arizona (Habitat), for the disposition and development of two vacant City-owned parcels generally located at 27th Avenue and Glendale Avenue to accommodate affordable homeownership opportunities, and to take all actions and execute all documents to effectuate all agreements required to complete the project. Further request to authorize the City Treasurer to accept and the City Controller to disburse all funds related to this item. There is no impact to the General Fund.

Summary

On June 16, 2020, the Phoenix City Council approved nine policy initiatives in the Housing Phoenix Plan with the goal of creating or preserving 50,000 units by 2030. As part of the third initiative to redevelop City-owned land with mixed income housing, the Housing Department identified City-owned parcels that would be ideal for affordable or mixed-income development.

On August 31, 2022, the Housing Department received City Council approval to update the list of City-owned land and to set aside the identified parcels for the development of affordable housing.

The proposed project will construct eight affordable owner-occupied town homes. Each two-story home will feature a three-bedroom floor plan with a patio that can be converted into a fourth bedroom, depending on family needs, with two bathrooms. The style and design of the homes will complement those existing within the neighborhood.

The houses will be sold to qualified households with income levels not to exceed 80 percent of the Area Median Income, as defined by the U.S. Department of Housing and Urban Development. The households will be required to complete 400 hours of sweat equity toward the construction of their homes. Affordability requirements will be secured through a Declaration of Affirmative Land Use Restrictive Covenants.

The property will need to go through the rezoning and plan review processes with the

Planning and Development Department. Estimated construction start date is December 2026. All final business terms and benchmarks will be negotiated prior to entering into an agreement.

Procurement Information

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

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

- Concept to Develop Site (0-400 points)
- Return to the City (0-300 points)
- Qualifications and Experience (0-300 points)

The final scores for the proposals received are as follows:

- Habitat for Humanity Central Arizona (754 points)
- Reboth Community Development (462 points)

After reaching consensus, the evaluation committee recommends award to the following vendor: Habitat for Humanity Central Arizona.

Financial Impact

There is no impact to the General Fund.

Concurrence/Previous Council Action

- On June 16, 2020, the Housing Phoenix Plan, and its nine policy initiatives, was adopted, including the third initiative to redevelop City-owned land with mixed income housing.
- On August 31, 2022, City Council approved an update to the list of City-owned land which includes this site.

Public Outreach

Staff held meetings with community members and adjacent property owners to discuss the potential redevelopment of the site and the intent of issuing an RFP. On March 25, 2024, a virtual meeting was held with the Violence Impact Project Coalition to discuss the potential redevelopment. Staff additionally had a table at Homestead Park Easter Jubilee on March 30, 2024, to share information with the community.

Location

7015 N. 26th Drive and 2622 W. Glendale Avenue
Council District: 5

Responsible Department

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



Central and Columbus Development - RFP FY24-086-10 - Request for Award (Ordinance S-51554) - District 4

Request to authorize the City Manager, or his designee, to enter into a development agreement with Holualoa Capital Management, LLC (Holualoa), or its City-approved designee, for the development of Central and Columbus to accommodate a mixed-income and mixed-use housing development, and to take all actions and execute all documents to effectuate all agreements required to complete the project. Further request to authorize the City Treasurer to accept and the City Controller to disburse all funds related to this item. There is no impact to the General Fund.

Summary

On June 16, 2020, the Phoenix City Council approved nine policy initiatives listed in the Housing Phoenix Plan with the goal of creating or preserving 50,000 homes by 2030. As part of the third initiative to redevelop City-owned land with mixed-income housing, the Housing Department identified City-owned parcels that would be ideal for affordable or mixed-income development.

On August 31, 2022, the Housing Department received City Council approval to update the list of City-owned land. This list includes the Central and Columbus parcels for the development of affordable or mixed-income housing.

Located generally at 32 E. Columbus Avenue, the Central and Columbus site consists of 21 parcels for a total of approximately 3.2 acres.

The proposed project plans to develop 250 affordable rental units serving households between 30 and 80 percent of the Area Median Income. Holualoa will partner with Gorman & Company, LLC for the development of the residential portion of the project. Affordability requirements will be secured through a Declaration of Affirmative Land Use Restrictive Covenant (LURA). The LURA will have a term of 99 years.

The project will include a 40,500 square foot integrated care center that will be developed by Mortenson Development, Inc. and operated by Adelante Healthcare. The healthcare center will create 100 new jobs and serve over 200 patients per day. The site will also include Fire Department meeting and garage storage space, and shared

parking of approximately 294 parking spaces and 63 bicycle spaces. The mixed-use project will incorporate walkable urban design featuring open spaces, amenities and infrastructure to support micromobility and multimodal transportation.

In addition to the partnership with Adelante Healthcare for the integrated care center, other strategic partnerships for enhanced services will include Local First Arizona, Tiger Mountain Foundation, St. Mary's Food Bank, Pinnacle Prevention and First Things First Arizona.

The Housing Department, working with Holualoa, seeks authorization to proceed with all actions necessary or appropriate to develop the site, which may include the following:

- Appropriate, expend and disburse funds, which may include Affordable Housing Funds, Project Based Vouchers and other sources.
- Enter into agreements including easements, ground leases, licenses, and/or use agreements as necessary or appropriate to facilitate financing, construction, rehabilitation, operations and implementation of the development site.
- Procure, execute, and submit or deliver all contracts, documents and instruments necessary for the financing, redevelopment and operations of the project.
- Use and expend the proceeds of any grants, loans and other financing and funding sources to carry out the redevelopment, capital improvements and operations.
- Take other action necessary or appropriate to develop, implement and operate all phases of the project.

Procurement Information

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

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

- Concept to Develop Site (0-350 points)
- Return to the City (0-325 points)
- Proposer's qualifications and Experience (0-325 points)

The final scores for the proposals received are as follows:

- Holualoa Companies (875 points)

- Mercy Housing (850 points)
- The Richman Group (783 points)
- Urban Development Partners and Palindrome (725 points)
- Brinshore Development, L.L.C. (707 points)
- Rehoboth Community Development & Impact Residential (688 points)
- Brodd Hotel LLC (464 points)

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

Financial Impact

There is no impact to the General Fund.

Concurrence/Previous Council Action

- On June 16, 2020, the Housing Phoenix Plan, and its nine policy initiatives, was adopted, including the third initiative to redevelop City-owned land with mixed-income housing.
- On August 31, 2022, City Council approved an update to the list of City-owned land, which included the Central and Columbus parcels.

Public Outreach

Staff held multiple meetings with residents and developers to discuss the potential redevelopment of the site and the intent of issuing an RFP. On May 18, 2023, and August 28, 2023, staff attended Midtown Neighborhood Association meetings to discuss the potential redevelopment. On June 5, 2023, staff attended an Encanto Village Planning Committee to present on the site and potential RFP to gather feedback. Staff also held a virtual community meeting on June 26, 2023, and notified adjacent property owners via mailers and phone calls. On November 3, 2023, a developer meeting was held to gather feedback from the development community.

Location

The site includes 21 parcels collectively referred to as 32 E. Columbus Avenue. Parcel Addresses: 25, 29, 33, 37, 45, 49, 51 and 55 E. Weldon Avenue; and 26, 28, 32, 42, 46, 50, 52, 54 and 64 E. Columbus Avenue.
Council District: 4

Responsible Department

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



Authorization to Enter Into an Intergovernmental Agreement with Maricopa County to Accept Funding and to Enter into Contract with Habitat for Humanity of Central Arizona (Ordinance S-51556) - Districts 1 & 3

Request to authorize the City Manager, or his designee, to execute an Intergovernmental Agreement (IGA) with Maricopa County to accept and disburse Community Solutions Funding (CSF) in a total amount of \$110,000, comprised of \$100,000 to support rehabilitation activities for a U.S. Vets project and \$10,000 to Habitat for Humanity Central Arizona to support exterior home maintenance and landscaping. Additionally, request the City Council to grant an exception to the indemnity and assumption of liability provisions of Phoenix City Code Section 42-18 to allow for mutual indemnification pursuant to Phoenix City Code Section 42-20 for public entities.

Further request authorization to enter into a contract with Habitat for Humanity Central Arizona to disburse CSF for exterior home maintenance and landscaping for eligible families in the Habitat for Humanity Sunnyslope Revitalization Coalition in the amount of \$10,000 with Maricopa County CSF, pursuant to the IGA discussed above.

Further request authorization for the City Manager, of his designee, to take any action or execute any document necessary to effectuate the purposes of this item and the IGA.

Further request authorization for the City Treasurer to accept and the City Controller to disburse all funds related to these items. Funding is available from Maricopa County's CSF. There is no impact to the General Fund.

Summary

Maricopa County expressed interest in supporting homeless and affordable housing initiatives and has allocated the use of CSF to support activities. Funding from the County to the City will be used by the City's Housing Department for the rehabilitation of City-owned property (\$100,000), a former hotel, leased to U.S. Vets to provide transitional and permanent supportive housing to homeless and at-risk veterans; and to support exterior home maintenance and landscaping in the Habitat for Humanity Sunnyslope Revitalization Coalition, generally bound by 7th Avenue, 19th Avenue,

Mountain View Road and Shangri La Road, (\$10,000) for eligible families.

Contract Term

- The term of the IGA will begin on or about December 18, 2024, through December 31, 2025.
- The term of the contract with Habitat for Humanity Central Arizona will begin on or about December 18, 2024, through December 31, 2025.

Financial Impact

The total funds to be accepted are \$110,000 CSF from Maricopa County. There is no impact to the General Fund.

Location

U.S. Vets, 12027 N. 28th Drive (District 1)
Sunnyslope Revitalization Coalition (District 3)
Council Districts: 1 and 3

Responsible Department

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



Authorization to Amend Lease Agreement 125301 with the Chinese Senior Citizens Association to Extend the Term (Ordinance S-51511) - District 4

Request to authorize the City Manager, or his designee, to amend Lease Agreement 125301 with Chinese Senior Citizens Association, to extend the term on a month-to-month basis not to exceed one year. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Human Services Department has leased an approximate 7,839 square foot building at 734 W. Elm Street since 1982 for the operation of the Phoenix Chinese Senior Center and the Senior Citizens Nutrition Program. Human Services desires to continue operating the center at this location. The lease, which expires December 31, 2024, will be extended on a month-to-month basis to provide additional time for the City and the Chinese Senior Citizens Association to negotiate a longer-term lease.

The lease will be amended to extend the term on a month-to-month basis not to exceed one year, beginning January 1, 2025, through December 31, 2025. Base rent during the month-to-month extension is \$6,512.25, plus applicable taxes.

Contract Term

The lease term will be extended on a month-to-month basis not to exceed one year.

Financial Impact

Base rent during the month-to-month extension is \$6,512.25, plus applicable taxes.

Concurrence/Previous Council Action

- Agreement 125301, authorized by Ordinance S-35715, adopted on December 10, 2008.
- Agreement 125301-001, authorized by Ordinance S-36976, adopted on April 21, 2010.
- Agreement 125301-002, authorized by Ordinance S-39240, adopted on October 3, 2012.
- Agreements 125301-003, 125301-004, 125301-005, and 125301-006, authorized by Ordinance S-40380, adopted on November 20, 2013.

- Agreements 125301-007, 125301-008, 125301-009, and 125301-010, authorized by Ordinance S-44109, adopted on November 29, 2017.

Location

734 W. Elm Street
Council District: 4

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Human Services and Finance departments.



Request Authorization to Establish a Qualified Vendor List of Mental Health Services Professionals (Ordinance S-51515) - Citywide

Request authorization for the City Manager, or his designee, to establish a Qualified Vendor List (QVL) of Mental Health Services Professionals and enter into contracts to provide short-term mental health services to clients and family members impacted by violence. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate value of the contracts will not exceed \$50,000.

Summary

The Victim Services Division (VSD) of the Human Services Department (HSD) serves victims of violent crime and other community members by providing immediate assistance in times of crisis. Clients served may be the victims of domestic violence, sexual assault, survivors of homicide, families of a community member killed during a police interaction, survivors of fatal traffic collisions and human trafficking survivors.

After completing a process that ensures provider qualification through minimum requirements, providers will be added to the QVL for use by HSD. The Department may add or remove vendors at any time within the period of this authorization.

Procurement Information

Providers will register as a vendor with the City of Phoenix Finance Department and complete an application with the HSD. Applications will be screened to ensure licensure by the State of Arizona and vendors who meet all minimum requirements will be eligible for a Mental Health Professional Contract.

If this item is approved, the selection of resulting contractors will be authorized under Phoenix City Code 43-2(B)(7).

Contract Term

These contracts may be entered into for terms beginning on or after July 1, 2025, and concluding on or before April 30, 2030.

Financial Impact

The maximum annual contract total will be \$10,000. The aggregate value of all

contracts will not exceed \$50,000. Funding is available in Family Advocacy Center Client Services restricted funds subject to annual budget approval.

Responsible Department

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



Request Authorization to Establish a Qualified Vendor List for Senior Programs Entertainers and/or Instructors Services (Ordinance S-51516) - Citywide

Request authorization for the City Manager, or his designee, to establish a Qualified Vendor List (QVL) of Entertainers and/or Instructors and enter into contracts to provide recreational services for all 15 Senior Centers. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate value of all contracts will not exceed \$750,000.

Summary

Through its 15 senior centers, the Human Services Department (HSD) offers a variety of programs, events, and services designed to promote independence, maintain dignity, reduce isolation, provide physical activity, and maximize the quality of life for older Phoenix residents. Senior Programs provides a multitude of classes, activities, programs, and other services including, but not limited to: dance, fitness, music, arts and crafts, theater, language, education, digital literacy classes, and supportive services. In 2025, HSD will expand its Memory Café program by utilizing contracted vendors to provide dementia-friendly activities at all senior centers.

After completing a process that ensures instructor qualification through minimum requirements, instructors will be added to the QVL for use at Senior Center facilities. HSD may add or remove vendors at any time within the period of this authorization.

Procurement Information

Instructors will register as a vendor with the City of Phoenix Finance Department and complete an application with HSD. Applications will be evaluated and vendors who pass all minimum requirements including experience, background checks, and insurance will be eligible for an Entertainers and/or Instructors Contract.

If this item is approved, the selection of resulting contractors will be authorized under Phoenix City Code 43-(2)(B)(7).

Contract Term

These contracts may commence on or after July 1, 2025, and will expire on or before April 30, 2029.

Financial Impact

The aggregate value of all contracts will not exceed \$750,000. Funding is available in HSD's General Fund, subject to annual budget approval.

Responsible Department

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



Authorization to Amend Emergency Shelter/Heat Related Respite Operator and Supportive Services Qualified Vendor List and Increase Authority (Ordinance S-51541) - Citywide

Request authorization for the City Manager, or his designee, to amend authorization for the Emergency Shelter/Heat Related Respite Operator and Supportive Services Qualified Vendor List (QVL) to increase funding in an amount not to exceed \$15 million, for a new not-to-exceed aggregate amount of \$56,941,780, and to allow use of any available Office of Homeless Solutions' (OHS) funding source to fund QVL contracts up to the not-to-exceed amount. Further request authorization for the City Controller to disburse funds for the life of the QVL.

Summary

The OHS provides support and services for persons experiencing homelessness and is committed to ending homelessness through a comprehensive, regional approach to housing and services. With the dramatic rise of unsheltered individuals experiencing homelessness during and after the COVID-19 pandemic, OHS is allocating additional resources to serve this population and focus on housing and services for those most vulnerable. Qualified vendors from this procurement are awarded contracts for specific projects when opportunities become available. Contracts awarded include assistance with City-owned shelter and heat-respite projects, contractor-operated temporary emergency shelter and heat related respite programs, as well as supportive services to individuals or families experiencing homelessness.

Some prior Council actions related to this QVL (see Concurrence/Previous Council Action) had specified certain OHS funding sources and amounts for QVL contracts. Due to subsequent grant awards, reallocation of American Rescue Plan Act resources, and other funding impacts, OHS now requests authority to use any OHS fund source, including federal, state, county, and other grants, as well as general funds allocated to OHS, to fund QVL contracts up to the not-to-exceed amount, subject to annual budget approval.

Through these contracts, the City will continue to provide shelter and supportive services to assist individuals moving from unsheltered homelessness to permanent housing.

Because this item will have Citywide impacts, staff is requesting consent of the full Council under Section 2 of City Council Ordinance S-50419, which requires additional Council approval for certain uses of the QVL.

Contract Term

The term of the QVL will remain unchanged, beginning February 1, 2023, through June 30, 2028.

Financial Impact

The aggregate cost of the contracts will not exceed \$56,941,780 over the life of the QVL. Funding is available in the Human Services Department's operating budget and via existing federal, state, and county grant funding.

Concurrence/Previous Council Action

- On January 25, 2023, the City Council approved the QVL with Ordinance S-49352.
- On May 15, 2023, the City Council approved additional \$10.5 million in funding with Ordinance S-50884.
- On June 28, 2023, the City Council approved an additional \$13.3 million in funding with Ordinance S-49924.
- On December 13, 2023, the City Council approved an additional \$6,752,847 in funding with Ordinance S-50419.
- On March 20, 2024, the City Council approved an additional \$1,388,933 in funding with Ordinance S-50706.

Responsible Department

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



Authorization to Amend Contract 157699 To Increase Authority and Extend Term with the Diocesan Council for the Society of St. Vincent de Paul for Emergency Shelter Services (Ordinance S-51543) - District 8

Request to authorize the City Manager, or his designee, to amend Contract 157699 with Diocesan Council for the Society of St. Vincent de Paul (SVdP) to increase funding by up to \$2,455,942 and to extend the term through January 31, 2026. The new total value of the contract will not exceed \$7,659,447. Further request authorization for the City Controller to disburse all funds related to this item. Funding is available from the City's allocation of the American Rescue Plan Act (ARPA).

Summary

SVdP will continue to provide emergency shelter for those experiencing homelessness at the Washington Street Shelter located at 2739 E. Washington Street. The services will include:

- Day and night time operations.
- 24/7 security.
- Beds for up approximately 220 individuals.
- Three meals per day for all residents.
- Connection to services related to ending homelessness.
- Laundry, clothing and hygiene supplies.
- Support case conferencing and coordination with providers to connect individuals to services and housing.

Operations at the Washington Street Shelter are co-funded by Maricopa County.

Contract Term

Upon approval, the term of the contract will be extended through January 31, 2026. The current contract term expires December 31, 2025.

Financial Impact

The new value of the contract will not exceed \$7,659,447. Funding is available from ARPA. There is no impact to the General Fund.

Concurrence/Previous Council Action

- On June 7, 2022, this item was presented and approved as part of the ARPA Second Tranche Strategic Plan.
- On May 3, 2023, City Council approved the re-allocation of grant funds to Contract 157699 with Ordinance S-49659.
- On December 6, 2023, City Council approved additional funding to Contract 157699 with Ordinance S-50394.
- On October 2, 2024, City Council approved a term extension to Contract 157699 with Ordinance S-51299.

Location

2739 E. Washington Street
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Gina Montes, the Human Services Department, and the Office of Homeless Solutions.



Authorization to Enter Into an Intergovernmental Agreement with Maricopa County to Accept Funding, to Amend Contract 159075 to Increase Funding, and to Enter into a Contract with Steel & Spark, LLC for Shelter and Affordable Housing (Ordinance S-51553) - Districts 7, 8 & Citywide

Request to authorize the City Manager, or his designee, to execute an intergovernmental agreement (IGA) with Maricopa County to accept American Rescue Plan Act (ARPA) funding in a total amount of \$7.5 million, comprised of \$1.5 million to support emergency shelter, essential services, and facility operations at Central Arizona Shelter Services (CASS) single adult shelter and \$6 million to support shelter and affordable housing activities by Steel & Spark, LLC. Additionally, request the City Council to grant an exception to the indemnity and assumption of liability provisions of Phoenix City Code Section 42-18 to allow for mutual indemnification pursuant to Phoenix City Code Section 42-20 for public entities.

Further request authorization to increase funding for Contract 159075 with CASS in an amount of up to \$1.5 million to provide gap funding for emergency shelter services. This funding will be provided by the County pursuant to the IGA discussed above. The revised total contract value will not exceed \$8,235,990.

Further request authorization to enter a contract with Steel & Spark, LLC to support shelter and affordable housing development activities in an amount up to \$6.75 million. Up to \$6 million will be funded with Maricopa County ARPA funding, pursuant to the IGA discussed above; the additional \$750,000 is available in the Office of Homeless Solutions' (OHS) budget via existing grant funding.

Further request authorization for the City Manager, of his designee, to take any action or execute any document necessary to effectuate the purposes of this item and the IGA. Further request authorization for the City Treasurer to accept and the City Controller to disburse all funds related to these items.

Summary

The OHS provides support and services for persons experiencing homelessness and is committed to ending homelessness through a comprehensive, regional approach to housing and services. With the rise of unsheltered individuals experiencing

homelessness, resources are needed to serve this population with a focus on housing and services for those most vulnerable. Maricopa County expressed interest in supporting homeless and affordable housing initiatives and has allocated the use of ARPA funds to support these activities. Funding from the County to the City will be used to support operations at CASS and to further support affordable housing and shelter development by Steel & Spark, LLC.

A total of up to \$1.5 million of the allocated funding will be utilized to support the City's contract with CASS, providing emergency shelter and wraparound services to individuals experiencing homelessness. The shelter, which currently serves up to 600 single adult men and women, is located on the Key Campus. CASS is a provider of shelter services for single adults and families in Phoenix and Maricopa County and is the only facility that has the capacity to serve this large number of homeless individuals. The additional gap funding being provided is essential for the continuation of shelter services for the agency's single adult shelter.

A total of up to \$6 million of the allocated funding, with an additional \$750,000 available within OHS's budget from existing grant funding, will be utilized for installation of modular housing units and site improvements to support Steel & Spark, LLC's Senior Bridge project, an energy independent low-income housing development. This project expects to provide 40 units of transitional housing and 65 affordable apartments for low-income seniors (55+) at or below 30 percent Area Median Income (AMI). Funding will also be provided to support Steel & Spark, LLC's co-located emergency shelter program.

Contract Term

- The term of the IGA will begin on or about December 18, 2024, through December 31, 2026.
- The term of Contract 159075 with CASS will remain unchanged.
- The term of the contract with Steel & Spark, LLC will be for a period of five years, beginning on or about December 18, 2024, with options to extend up to five years at the discretion of the City.

Financial Impact

A total of \$7.5 million in ARPA funding is provided by Maricopa County. The remaining \$750,000 is available in OHS' budget from existing grant funding. There is no impact to the General Fund.

Concurrence/Previous Council Action

- On June 14, 2023, the City Council approved Contract 159075 with Ordinance S-

49849.

- On February 7, 2024, the City Council approved an increase in funding under Contract 159075 with Ordinance S-50555.
- On February 21, 2024, the City Council approved an increase in funding under Contract 159075 with Ordinance S-50615.

Location

CASS Single Adult Shelter, 230 S. 12th Avenue (District 7)

Senior Bridge, 2853 E. Van Buren Street (District 8)

Council Districts: 7, 8 and Citywide

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Office of Homeless Solutions.



Authorization to Execute a Ground Lease Agreement for the Cholla Library (Ordinance S-51529) - District 1

Request to authorize the City Manager or his designee, to execute a 50-year ground lease agreement for the Cholla Library located at 10050 N. Metro Parkway E. Further request to authorize the City Controller to disburse all funds related to this item.

Additionally, request the City Council to grant an exception pursuant to Phoenix City Code § 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code § 42-18 as tenancy agreements include such provisions.

Summary

The City currently leases a 30,000 square foot site for Cholla Library under ground lease Agreement 15166 which expires December 31, 2024. The Library Department wishes to continue occupancy under a ground lease beginning January 1, 2025, for a 50-year term to assure continued library service in this area. Rent for a new ground lease beginning January 1, 2025, will be \$97,000 per year, plus applicable taxes, and is within market rents as determined by the Real Estate Division. Rent will increase ten percent every five years. The City is responsible for real estate taxes assessed by Maricopa County, and all operating and maintenance expenses related to the site and improvements.

Contract Term

The term of the ground lease is 50 years, beginning January 1, 2025.

Financial Impact

Rent beginning January 1, 2025, will be \$97,000 per year, plus applicable taxes.

Concurrence/Previous Council Action

Lease Agreement 15166, authorized by Ordinance S-7974, adopted November 12, 1974.

Location

10050 N. Metro Parkway E.
Council District 1

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Library and Finance departments.



Chapter 39 Text Amendment to Prohibit Unsound Fences in Right of Way (Ordinance G-7342) - Citywide

Requests City Council approval of the proposed changes to Chapter 39, Section 6B to include unsound fences in the right of way and define "immediately abutting right of way" in Section 3.

Summary

The stated purpose of the Neighborhood Preservation Ordinance, Chapter 39 of the City Code, is to promote the health, safety and welfare of the citizens of Phoenix, and to protect neighborhoods against hazardous, blighting and deteriorating influences or conditions that contribute to the downgrading of neighborhood property values by establishing minimum standards for the condition of the interior of residential buildings and by establishing requirements for maintenance of all residential and nonresidential buildings, structures of whatever kind, and vacant and improved land. This is achieved by the Neighborhood Services Department (NSD) through education and enforcement.

Chapter 39, Section 6B grants NSD the authority to enforce on fences, screen walls and retaining walls that constitute a hazard, blight or condition of disrepair; however, it does not currently specifically state the ordinance applies to violations that extend into the right of way. This proposed code change would ensure the stated intent of the ordinance includes the authority to enforce blight related to unsound fences/walls on both private property and the immediately abutting right of way.

All staff recommended amendments to Chapter 39 are highlighted in **Attachment A**.

Concurrence/Previous Council Action

On November 25, 2024, the Economic Development and Housing Subcommittee unanimously recommended City Council approval of the Chapter 39 Text Amendment changes by a vote of 4-0.

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Neighborhood Services Department.

ATTACHMENT A

Chapter 39 Revisions

39-3 Definitions.

Acceptable evidence of majority: "Acceptable evidence of majority" means:

1. An unexpired driver's license issued by any state, provided such license includes a picture of the licensee;
2. An identification license issued pursuant to A.R.S. § [28-3165](#), as and if amended;
3. An armed forces identification card; or
4. A valid unexpired passport which is issued by a government and which contains a photograph of the person and the date of birth.

Accumulation of inoperable vehicles: Two or more inoperable vehicles upon a residential lot, or upon a commercial or industrial lot where the primary business does not involve the service of vehicles or the storage of inoperable vehicles.

Agent: A natural person residing within Maricopa County authorized to make or order repairs, service to units and receive notices.

Architectural pool: A constructed or excavated exterior area designed to contain a regular supply of water, other than a swimming pool.

Blight or blighted: Unsightly conditions including accumulation of debris; fences characterized by holes, breaks, rot, crumbling, cracking, peeling or rusting; landscaping that is dead, characterized by uncontrolled growth or lack of maintenance, or is damaged; any other similar conditions of disrepair and deterioration; and the exterior visible use or display of tarps, plastic sheeting, or other similar materials as flexible or inflexible screening, fencing, or wall covering upon a residential lot; regardless of the condition of other properties in the neighborhood.

Broad-tipped indelible marker: Any felt-tip marker, or similar implement, which contains a fluid which is not water soluble and which has a flat or angled writing surface one-half inch or greater.

Building: Any structure designed for occupancy including mobile homes, manufactured homes, factory-built buildings, and like property for which taxes may be assessed.

Curb line: The edge of a roadway whether marked by a curb or not.

Debris: Substance of little or no apparent economic value, which may be present in accumulations in excess of six inches in height and ten inches in diameter, including, but not limited to, deteriorated lumber, old newspapers, furniture parts, stoves, sinks, cabinets, household fixtures, refrigerators, car parts, abandoned, broken or neglected equipment, or the scattered remains of items.

Deterioration: A lowering in quality of the condition or appearance of a building, structure or parts thereof characterized by holes, breaks, rot, crumbling, cracking, peeling, rusting or any other evidence of physical decay or neglect or excessive use or lack of maintenance.

Dustproof: A lot or area maintained by paving with one of the following methods: asphaltic concrete, cement concrete, penetration treatment of bituminous material and seal coat of bituminous binder and a mineral aggregate, or the equivalent as approved by the Zoning Administrator. A lot or area that encompasses all or part of a residential lot which contains one single-family or duplex residential unit is also dustproof if covered by a smooth layer of crushed rock or gravel no smaller than one-quarter-inch and no longer than three-quarters-inch maintained to a minimum depth of two inches and contained within a permanent border or by an alternative surface treatment as approved by the Zoning Administrator that will equal or exceed the dustproof characteristics of the above listed alternatives.

Dwelling: Any building or a portion thereof which is intended, or designated to be built, used, rented, leased, let, or hired out for human occupancy, or which is occupied by a human being.

Dwelling unit: A dwelling unit is:

1. A single unit providing independent living facilities for one or more persons including permanent provisions for living, sleeping, eating, cooking and sanitation.
2. One or more rooms within a building arranged, designed, or used for residential purposes for one family and containing independent sanitary and cooking facilities. The presence of cooking facilities conclusively establishes the intent to use for residential purposes.

Etch: To permanently alter a surface by use of an etching solution or implement.

Etching implement: Tool, instrument, product, solution or substance capable of being used to etch a surface.

Etching solution: Any product or compound manufactured for the purpose of permanently altering a glass or other surface.

Excavation: A swimming pool, architectural pool, pond, shaft, test hole, well, pit, trench, or other condition resulting from the removal or absence of earthen material resulting in a cavity or opening that is more than four inches (102 mm) in any lateral dimension and more than three feet (914 mm) in depth, excluding active sand or gravel mines being operated in compliance with City and State laws.

Exterior opening: An open or closed window, door, or passage between interior and exterior spaces.

Facilities/building service and equipment: Plumbing, piping and/or fixtures that convey or dispose of liquid or waste, electric wiring, components or fixtures, mechanical heat/cooling equipment, ductwork or fixtures.

Fences, screen walls and/or retaining walls: Self-standing structures, including gates and other structures, designed to provide privacy, semi-privacy, security or bank retention between grade separations.

Final inspection: An inspection of a property conducted pursuant to this chapter where all violations of this chapter previously identified to the owner or responsible party have been corrected, as determined by the City.

Garbage: Swill, offal, and any accumulation of spoiled, partially or fully decomposed, rotting or discarded animal, vegetable or other matter that attends the preparation, handling, consumption, storage or decay of plant and animal matter including meats, fish, fowl, buds, fruits, vegetable or dairy products and their waste wrappers or containers.

Graffiti: Initials, slogans, designs or drawings, written, spray-painted, etched or sketched or otherwise applied on a sidewalk, wall, building, fence, sign, or any other structure or surface without consent of the owner and visible from a public right-of-way.

Hazard: Any condition that presents a risk to the safety of any person or adversely affects or jeopardizes the health or well-being of any person or endangers property. Such conditions include, but are not limited to, occupancy without adequate water or sanitation facilities, accumulation of human or animal waste, presence of medical or biological waste, sharps, gaseous or combustible materials, radioactive waste, dangerous or corrosive chemicals or liquids, flammable or explosive materials, friable asbestos, offal or decay matter.

Hazardous waste: Any chemical, compound, mixture, substance or article which is identified or listed by the United States Environmental Protection Agency or appropriate agency of the State to be "hazardous waste" as defined in [40](#) Code of Federal Regulations Sections [261.1](#) through [261.33](#), as and if amended, except that, for purposes of this chapter hazardous waste shall include household waste as defined in [40](#) Code of Federal Regulations Section 261.4.B.1.

Heated water: Water at a temperature of not less than 110 degrees Fahrenheit (43 degrees Celsius).

IMMEDIATELY ABUTTING RIGHT OF WAY: MEANS ANY RIGHT OF WAY DIRECTLY TOUCHING AND HAVING COMMON BOUNDARIES WITH THE SUBJECT PROPERTY.

Imminent hazard: A hazard on or condition of real property that creates an immediate or unreasonable risk of death or injury to any person or an immediate or unreasonable risk of loss of or damage to property.

Incipient hazard: A hazard on or condition of real property that may become an imminent hazard upon further deterioration or worsening of the hazard or condition, and such deterioration or worsening is probable.

Infestation: The apparent presence of unpleasant, damaging, or unhealthful insects, rodents, reptiles or pests.

Initial inspection: The first inspection of a specific property conducted pursuant to this chapter, other than inspections requested by the owner or responsible party.

Inoperable vehicle: A vehicle physically incapable of operation or a vehicle which exhibits one or more of the following conditions: wrecked, partially or fully dismantled, abandoned, stripped, substantially damaged, inoperative, scrapped, having the status of

a hulk or shell, discarded, tires that cause the rim of the wheel to rest on the tire tread or the ground, rotted, deteriorated or unable to hold air, or unable to be safely operated.

Litter: Decaying or non-decaying solid and semi-solid wastes, including but not limited to both combustible and noncombustible wastes, such as paper, trash, cardboard, waste material, cans, yard clippings, wood, glass, bedding, debris, scrap paving material, discarded appliances, discarded furniture, dry vegetation, weeds, dead trees and branches, vegetation and trees which may harbor insect or rodent infestations or may become a fire hazard, piles of earth mixed with any of the above or any foreign objects, including inoperable vehicles.

Major appliances: Any stove, cooktop, range, oven, refrigerator, clothing washer, clothing dryer, dishwasher, swimming pool filter, or any device which is designed to utilize natural gas from a public utility or to utilize a 220-volt electrical circuit.

Occupant: A person, persons or legal entity that, through rights of ownership or tenancy, has possession or the use and enjoyment of the subject real property.

Owner: A person, persons or legal entity listed as current title holder as recorded in the official records of Maricopa County Recorder's office.

Owner's agent: A statutory agent designated pursuant to A.R.S. § [33-1902](#) as and if amended.

Physical force: Force used upon or directed toward the body of another person and may include confinement.

Pond: An in-ground body of water that is at least 18 inches deep and eight feet or greater in any dimension. This does not apply to City-approved retention basins or other like conditions.

Residential: Single and multiple dwellings, such as hotels, motels, dormitories, and mobile homes.

Residential rental property: Property that is used solely as leased or rented property for residential purposes. If the property is a space rental mobile home park, residential rental property includes the rental space that is leased or rented by the owner of that rental space but does not include the mobile home or recreational vehicle that serves as

the actual dwelling if the dwelling is owned and occupied by the tenant of the rental space and not by the owner of the rental space.

Responsible party: An occupant, lessor, lessee, manager, licensee, or other person having control over a structure or parcel of land; and in the case where the demolition of a structure is proposed as a means of abatement, any lienholder whose lien interest is recorded in the official records of the Maricopa County Recorder's Office.

Rubble: Broken solid surface fragments usually resulting from the decay or deterioration of a building; miscellaneous mass of broken or apparently worthless materials.

Screened area—Exterior: An area separated by a permanent non-flexible device to completely conceal one element of a property from other elements or from adjacent or contiguous property. Examples include but are not limited to fencing six feet in height that is made from solid wood, brick or chain link with opaque slats.

Single room occupancy: A unit for occupancy by a single individual capable of independent living which does not contain installed sanitary facilities or food preparation capabilities.

Smoke detector: An approved detector which senses visible or invisible particles of combustion. The detector shall bear a label or other identification issued by an approved testing agency having a service for inspection of workmanship and material at the factory during fabrication and assembly.

Solidified paint marker: A device that contains paint or other substance in a solid or semi-solid form and releases the paint or other substance in a manner capable of marking surfaces.

Sound condition: Able to support itself under reasonable loading or weather conditions, free from decay or defect.

Structure: That which is built or constructed, an edifice or building of any kind or any piece of work artificially built up or composed of parts joined together in some definite manner.

Swimming pool: Artificial basin, chamber, or tank constructed and used, or designed to be used, for swimming, diving or bathing or wading.

Unimproved land: Land that has either never been developed or was formerly developed but has now been cleared of all buildings or structures.

Unsecured structure: Any structure that is vacant with a damaged or open door, window, or other opening not secured in accordance with City standards to prevent unauthorized entry.

Vacant: Unoccupied or illegally occupied.

Vacant structure: An unoccupied or an illegally occupied structure or an occupied structure without adequate facilities/utilities.

Vegetation: Plant life of any kind.

Weeds: A useless and troublesome plant generally accepted as having no value and frequently of uncontrolled growth.

Yard: A space on any lot, unoccupied by a fully enclosed structure including but not limited to carports and porches.

[39-6 Building and structure exteriors.](#)

A. *Exterior surfaces.* All exposed exterior surfaces, windows and doors shall be maintained so as to be free of deterioration that is a threat to health and safety, impervious to moisture and weather elements, or shall not otherwise present a deteriorated or blighted appearance. Windows, doors, locks on doors, and hinges must be present and installed properly. These items must be free from deterioration or blighting conditions. Any temporary securing of vacant structures must be done in accordance with City specifications.

Examples of such deterioration and blight include but are not limited to:

1. Improperly anchored canopies, metal awnings, stairways, exhaust ducts, and overhead extensions;
2. Chimneys that are structurally unsafe;
3. Exterior windows and doors that are not fitted securely in their frames and are not substantially weathertight or have inoperable locks;
4. Paint that is deteriorated, indicated by peeling, flaking, cracked, blistering or mildew, resulting in exposed, bare unprotected surfaces;

5. Window screening, if present, shall be maintained in good condition;
6. Boarded window or door openings on an occupied structure;
7. Secured window or door openings on an unoccupied structure for more than 90 days requires polycarbonate material securement specifications on all openings visible from the street.

B. *Fences, screen walls, and retaining walls.* All fences, screen walls, and retaining walls on the premises **OR IMMEDIATELY ABUTTING RIGHT OF WAY** shall be safe, structurally sound and uniform or compatible in color and structure; they shall be maintained so that they do not constitute a hazard, blight or condition of disrepair. Examples of hazards, blight or conditions of disrepair include but are not limited to, leaning fences or walls, fences or walls that are missing slats or blocks, that exhibit rot, damage, graffiti, peeling paint, or deterioration of paint or materials.

C. *Exterior insect, rodent and animal control.* All premises shall be kept free from insect and rodent infestation and other noxious pests. This provision shall not require action to disturb the natural or cultivated activity of bees, rabbits, or other insects and animals where such activity is not a danger or nuisance to any resident or residents of the area, and where other applicable legal requirements are met.

D. *Drainage.* All premises shall be maintained so as to prevent the accumulation of stagnant water when such water causes a hazardous or unhealthy condition, becomes a breeding area for insects, or which is causing soil erosion or damage to foundation walls. This does not apply to City-approved retention basins or other similar conditions. This exemption is not operable when actual and probable danger exists due to neglect.

E. *Foundations, walls and roofs.* Every foundation, exterior wall, roof and all other exterior surfaces shall be maintained in structurally sound and weathertight condition. The foundation elements shall adequately support the building at all points and shall also be free from deterioration.

1. *Foundation.* The building foundation shall be maintained in a safe condition and be capable of supporting the load which normal use may place thereon.
2. *Exterior walls.* The exterior walls shall be substantially weathertight, weatherproof, free from dry rot and mildew, and shall be maintained in sound condition and good repair so as to prevent infestation. All exterior surfaces, other than decay-resistant materials, shall be protected from the elements by painting or other protective covering according to manufacturer's specifications. No lead-based paint shall be used on any surface of any structure.
3. *Roofs.* Roofs shall be maintained in a safe condition and have no defects which might admit rain or cause dampness in the walls or interior portion of the building. Roofs shall be free from conditions that contribute to the deterioration of the structure or otherwise present a deteriorated or blighted appearance.

4. *Coolers and their apparatus.* Coolers and their mounting apparatus shall be maintained in a condition free from excessive accumulation of scale, rust, corrosion or mineral deposits. Cooler stands or mounts shall be structurally sound. Unused, deteriorating and unattached evaporative coolers are to be removed from the structure.

F. *Outdoor stairs, porches, railings.* All outdoor stairs, porches, and hand railings shall be adequate for safety. Every stair and porch shall be maintained so as to be safe and in structurally sound condition. The support for railings, stairs, and porches shall be structurally sound and adequate. Every stairway, stair, porch and any appendage thereto shall be maintained in safe condition and capable of supporting a load that normal use may place thereon. Required protective railing shall be located in the manner prescribed by the City of Phoenix Construction Code. Such handrails (or protective railings) shall be maintained in good condition and be capable of bearing normally imposed loads.

G. Approved address numbers shall be provided for all new and existing buildings in such a manner as to be plainly visible and legible from the street or road fronting the property.



55th Avenue Promenade Public Art Project Contract Amendment (Ordinance S-51547) - District 5

Request for City Council authorization of an artist contract amendment with Creative Machines, in an amount not to exceed \$323,000 for fabrication and installation of artwork for the 55th Avenue Promenade Public Art Project.

Summary

The Fiscal Year (FY) 2024-29 Public Art Plan includes funding for artwork identified as Shade, Cooling and Heat Mitigation. In August 2023, Creative Machines was competitively selected by a panel of stakeholders to design, fabricate and install a series of artworks to be located within the median greenspace (promenade) along 55th Avenue, between Camelback and Indian School roads. The goal of the project is to add shade elements to enhance the pedestrian experience of this unique neighborhood amenity in support of the City of Phoenix’s Cool Corridors Initiative.

The original contract for the 55th Avenue Promenade Public Art Project was approved in the amount of \$300,000 by the Phoenix Arts and Culture Commission on September 12, 2023, and by the City Council on November 1, 2023 (Ordinance S-50281).

Lead artist Joseph O’Connell, and his team at Creative Machines, has recently completed the artwork design for this project. As a result of robust community engagement with the Maryvale community during the design phase, the scope of work was expanded to respond to the aspirations of the community. Due to this expanded scope of work, and increased materials and construction costs, the overall project budget has been impacted. In order to realize the community’s vision, Arts and Culture staff is recommending a contract amendment to increase the project budget.

Financial Impact

The 55th Avenue Promenade Public Art Project, identified as Shade, Cooling and Heat Mitigation, is one of 48 projects in the FY 2024-29 Public Art Plan that City Council approved on July 1, 2024. The proposed \$323,000 budget increase to the previously approved \$300,000 contract will cover all costs associated with the design, fabrication, and installation of the artwork. The total project budget of \$623,000 does not impact other current or planned public art projects in the Department's capital improvement

program.

Concurrence/Previous Council Action

The Phoenix Arts and Culture Commission reviewed and recommended this item for approval on November 19, 2024, by vote of 8-0-1.

Location

Along 55th Avenue, between Camelback and Indian School roads.

District: 5

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and Arts and Culture.



Trailhead Janitorial Services Request for Proposals PKS-RFP24-TJ02 - Recommendation for Award (Ordinance S-51512) - Districts 2, 3 & 6

Request to authorize the City Manager, or his designee, to enter into a contract with Oranje Commercial Janitorial Service to provide trailhead custodial maintenance services for the Parks and Recreation Department in an amount not to exceed \$2,500,000 over the term of the contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

This contract will provide comprehensive janitorial and grounds maintenance support for trailheads and visitor centers throughout the City of Phoenix. The contractor will clean and maintain restrooms, ramadas, picnic areas, parking lots, etc. These facilities are heavily utilized by residents and visitors of Phoenix year-round and this contract will ensure facility cleanliness to enhance and support the quality of the customer experience.

Procurement Information

A Request for Proposals was processed in accordance with the City of Phoenix Administrative Regulation 3.1.0. Five offers were received, of which, two were deemed responsive and responsible based on the minimum qualifications of the solicitation requirements.

The proposals were evaluated and scored by a five-member panel evaluation committee. The proposals were evaluated based on the following criteria (1,000 points possible):

- Qualifications and Experience : 0-300 points
- Service Performance Level: 0-400 points
- Operations Plans: 0-200 points
- Price: 0-100 points

The award recommendation for Oranje Commercial Janitorial was based on the following consensus scoring:

Oranje Commercial Janitorial: 885
Allied Universal Janitorial Service: 785

Contract Term

The contract will begin on or about January 1, 2025, for a three-year term with two one-year options to extend.

Financial Impact

The aggregate value will not exceed \$2,500,000, with an estimated annual expenditure of \$500,000. This amount includes regular, monthly and as-needed ancillary services. Funds are available in the Parks and Recreation Department's budget.

Responsible Department

This item is submitted by Deputy City Manager John Chan and the Parks and Recreation Department.



Citywide General Construction - Job Order Contracting Services Amendment - 4108JOC209 (Ordinance S-51539) - District 8

Request to authorize the City Manager, or his designee, to execute an amendment to Master Agreement 156751 with CHASSE Building Team, Inc. to authorize execution of a Job Order Agreement for an amount not to exceed \$6 million for the Eastlake Pool Renovation project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. There is no cost increase to the Master Agreement.

Summary

The purpose of this project is to provide complete construction for replacement and renovation of the Eastlake Pool.

This amendment is necessary because the cost of construction exceeded the original budget of the project. This amendment will provide additional funds to the Job Order Agreement to complete the project.

CHASSE Building Team, Inc.'s additional services include, but are not limited to: replacing existing pool with a new 82 foot by 45 foot pool, providing unisex Americans with Disabilities Act compliant restroom and shower in existing abandoned restroom building, installing a new 40 foot by 45 foot children's pool, installing a new 15 foot by 60 foot shade canopy, and constructing a new 20 foot by 30 foot pump house structure for the new pools.

Contract Term

There is no change to the Period of Service of the Master Agreement. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

There is no financial impact to the Master Agreement.

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

Concurrence/Previous Council Action

The City Council approved:

- Job Order Contracting Services Master Agreement 156751 (Ordinance S-48850) on July 2, 2022; and
- Job Order Contracting Services Master Agreement 156751 Amendment (Ordinance S-50416) on December 13, 2023; and
- Job Order Contracting Services Master Agreement 156751 Amendment (Ordinance S-50515) on January 24, 2024.

Public Outreach

Public outreach included collaborative meetings with the Eastlake Neighborhood Association. Additionally, an online voting platform allowed residents to vote on preferred design and select play features for the pool.

Location

1549 E. Jefferson Street
Council District: 8

Responsible Department

This item is submitted by Deputy City Managers John Chan and Inger Erickson, the Parks and Recreation Department and the City Engineer.



Public Hearing and Resolution to Approve the 2025 Downtown Enhanced Municipal Services District Assessments (Resolution 22269) - Districts 7 & 8

Request to hold a public hearing for the approval of the 2025 Downtown Enhanced Municipal Services District (Downtown EMSD) assessments and adopt a resolution approving such assessments for Calendar Year (CY) 2025. The General Fund estimated annual expenditure for this program is \$443,389.

Summary

Pursuant to Arizona state law, a public hearing must be held prior to the annual adoption of the assessments for the Downtown EMSD. The 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. Costs for the Downtown EMSD services are paid through assessments on property owners within the Downtown EMSD boundaries, which are generally Garfield Street on the north, 7th Street on the east, 3rd Avenue on the west, and the railroad tracks south of Jackson Street on the south.

The City contracts directly with Downtown Phoenix, Inc. (DPI) to implement the Downtown EMSD work program as described in **Attachment A**. The work plan and budget for CY 2025 provide a variety of enhanced services in the downtown core, including business improvement services and overall business development.

The annual assessments for the Downtown EMSD will be levied for CY 2025 after the required legal process for the Downtown EMSD has been completed. Assessments are determined in proportion to the benefits received by each parcel. There are approximately 742 parcels in the Downtown EMSD on which the budget will be assessed. This is based on the approved Downtown EMSD assessment diagram that indicates the properties to be assessed for enhanced municipal services. This diagram is on file with the Office of the Director of the City of Phoenix Street Transportation Department and was posted online at the City's Community and Economic Development Department website.

The figures below represent the assessments for private and public property owners based on the approved 2025 Downtown EMSD budget of \$4,990,256. See

Attachment B for a breakdown of the expense categories, The budget includes \$167,222 for streetscape maintenance expenses, which are paid only by property owners and tenants adjacent to the Streetscape Improvement District (SID). The SID includes certain portions of Monroe Street from 3rd Avenue to 7th Street; Adams Street from 2nd Avenue to 2nd Street; 2nd Street from Jefferson to Van Buren streets; and 3rd Street from Monroe to Van Buren streets.

Estimated 2025 District Budget: \$4,990,256
Estimated 2025 Assessment Revenue: \$4,740,256
Estimated 2025 Non-assessment Revenue: \$250,000

Downtown EMSD CY 2025 Assessments

Private Property Owners Assessments: \$2,032,483
Public Property Assessments: \$2,707,773
Total Assessments: \$4,740,256

Streetscape Maintenance Expenses (expenses included in the figures above)

Private Property Owners Assessments: \$92,253
Public Property Assessments: \$74,969
Total Streetscape Expenses: \$167,222

Financial Impact

The City's total estimated annual expenditure for this program is \$1,290,391, which includes:

- \$443,389 from the General Fund (approximate \$4,266 increase from 2024);
- \$632,648 from the Phoenix Convention Center;
- \$151,673 from the Sports Facilities Fund; and
- \$62,681 from the Phoenix Bioscience Core.

Concurrence/Previous Council Action

This item was recommended for approval at the Economic Development and Housing Subcommittee meeting on September 11, 2024, by a vote of 4-0.

On October 2, 2024, the City Council approved:

- The 2025 Downtown EMSD Budget Assessments; and
- The 2025 Downtown EMSD Assessment Diagram.

Further, on November 13, 2024, the City Council authorized the City Manager, or his designee, to pay all invoices received from DPI for work related to the CY 2025 Downtown EMSD budget. Finally, on November 20, 2024, the City Council set a Public

Hearing date of December 18, 2024 for the hearing on the estimated assessments.

Public Outreach

On November 20, 2024, the City Council set December 18, 2024, as the date for the public hearing on the Downtown EMSD assessments. On November 27, 2024, a total of 21 days prior to the hearing as legally required, all property owners were notified by mail of their annual assessment cost by the Street Transportation and Community and Economic Development departments. In addition, DPI sent letters to all property owners and the Downtown EMSD Board approved the 2025 budget at its June 2024 meeting.

Notice of the public hearing was also published in the Record Reporter on December 4, 2024, and December 6, 2024, as specified below. No further notification is required after the public hearing.

Location

The Downtown EMSD is generally bounded by Garfield Street on the north, 7th Street on the east, 3rd Avenue on the west, and on the south by the railroad tracks south of Jackson Street.

Council Districts: 7 and 8

Responsible Department

This item is submitted by Deputy City Managers John Chan and Inger Erickson, and the Community and Economic Development and Street Transportation departments.

Attachment A

Downtown Phoenix Inc. 2025 EMSD Work Plan

Administration, Finance, and Information Technology

Goal: To manage shared resources and maximize efficiencies while supporting initiatives and projects organization-wide.

Proposed Objectives to Achieve Goal

1. Provide technical assistance for customer relationship management (CRM) platform
2. Continue to identify process improvements, training, budget saving opportunities, and ways to help staff across all DPI departments and affiliates work more efficiently and effectively
3. Support the work of all DPI departments and affiliates through finance, administrative, HR and IT services
4. Manage DPI employee benefits and payroll compliance
5. Utilize and maximize resources within Emfluent program, a local Predictive Insights firm that specializes in talent optimization, office culture development, career pathing and hiring best practices
6. Prioritize employee development and retention throughout the year
7. Oversee the implementation and completion of mid-year and end-of-year assessments
8. Help create an experience for both employees and visitors, making it an increasingly magnetic nexus of city building activity
9. Manage inventory and spending of Downtown Phoenix Inc. branded merchandise and uniforms

Marketing & Events

Goal: Sustaining our neighborhood's positive momentum through mission-driven programming and events, relentless business support, rich, human interest-driven storytelling, and user-friendly resources that reinforce our live/work/play/learn/create identity.

Proposed Objectives to Achieve Goal

1. Continue to develop and expand potential of new dtphx.org web site, which migrated away from WordPress and Google to an industry leading firm GeoCentric, a company that specializes in building web sites for place managing organizations like ours
2. Continue to share more human interest stories through the DTPHX blog and social media, similar to Phoenix Community Alliance's (PCA) City Shapers series that spotlights legacy Members and other Downtown leaders; in addition to highlighting those stakeholders, investors and Members who have impacted our Downtown it's also important that we raise the profile of the work we do to propel the neighborhood forward (Clean + Green Team, DTPHX Ambassadors, event support, business support, etc.)
3. Develop targeted PR campaigns to amplify the organization's initiatives. This includes reports on economic growth, DPI produced events, and other newsworthy announcements
 - a. Track media results through a media monitoring program that showcases reach, impressions, and publicity value
 - b. Track events results to show growth and impact

4. Cultivate strategic partnerships with City of Phoenix, Visit Phoenix, and Arizona Office of Tourism to streamline marketing efforts and increase awareness about Downtown stakeholders, events, and special announcements
5. Raise public awareness to work DPI is doing to support individuals experiencing homelessness:
 - a. Promoting the work of our Outreach Navigators
 - b. Promoting We're In This Together v2.0 campaign
 - c. Promoting work being done in DTPHX Community Resources Hub, a new facility opening in Q4 2024 that will serve as a coordination headquarters for several Downtown partners who are working collaboratively to support homelessness services, including the DTPHX Ambassadors, the City's Community Assistance Program (CAP), DPI's contracted Outreach Navigators, Valley Metro, the Phoenix Police Department's Downtown Operations Unit (DOU), plus Upward and Onward, a team that provides learning challenged graduating Phoenix Union seniors with work experience in Downtown
6. Continue to curate an events portfolio that checks multiple mission-driven boxes:
 - a. Family Friendly
 - b. Activating Public Spaces
 - c. Inclusive
 - d. Promoting Downtown Businesses
 - e. Budget Friendly
 - f. Multi-Cultural
 - g. Arts-Centric
7. Continue to identify new creative event spaces to expand our portfolio, positively impact other areas of Downtown and to help relieve stress on our Downtown parks
8. Increasing event attendance through increased outreach to Downtown employees, students and residents
 - a. Continue collaboration with ASU leadership to activate Civic Space Park
 - b. Work with Community Engagement department to target property managers and help attract more Downtown residents to our events
9. Continue celebration of cultural events like Can I Kick It (Black History Month) and Loteria (Hispanic Heritage Month)
10. Advance our event recruitment strategy by creating a trusted network of Downtown event producers and convene those producers annually while connecting them to important City administrators in Parks and Recreation, Public Safety, Permitting, etc.
11. Create a Downtown focus group made up of residents, students, employees and business owners that will provide important feedback and direction to our staff
12. Continue to grow sponsorship opportunities, focusing on providing opportunities to our investors and stakeholders
13. Continue to work with Visit Phoenix, Phoenix Convention Center, and hospitality partners to sell Downtown to convention clients and event producers, including assisting on site visits, executing golf cart tours and leveraging our constantly improving amenity package

DTPHX Ambassadors and Clean & Green Team

Goal: To curate a distinguishing sidewalk experience that is clean, safe, welcoming, and inclusive.

Proposed Objectives to Achieve Goal

Ambassador Program

1. Continue to serve as eyes and ears for Downtown by maintaining up to 24 full-time positions
 - a. Includes funding to financially support two (2) City of Phoenix Civic Space Park Rangers
2. Continue to participate in the City's coordinated efforts to reducing homelessness by connecting individuals in need to services
 - a. Continue to provide services to EMSD and Greater Downtown through two (2) dedicated dehp Integrative Services Outreach Navigators who office with DPI and coordinate with DTPHX Ambassadors and Downtown stakeholders directly
3. Continue to develop Ambassadors through monthly training programs beyond 30/60/90-day onboarding
 - a. Provide street-level business tours and walking familiarization tours to Ambassadors to keep up with the rapid growth and development of Downtown
 - b. Schedule ongoing field trainings such as CPR and self-defense
 - c. Offer professional development opportunities through Emfluent partnership
4. Manage the front lobby of both the DPI main office and the new Community Resources Hub at Central and Washington, which acts as a coordination headquarters for several Downtown partners who are working collaboratively to support homelessness services, including the DTPHX Ambassadors, the City's Community Assistance Program (CAP), DPI's contracted Outreach Navigators, the Phoenix Police Department's Downtown Operations Unit (DOU) and Valley Metro, plus Upward and Onward, a Phoenix Union High School program that provides work experiences for learning-challenged graduating seniors at CityScape businesses
5. Continue to track daily and report monthly Ambassador interactions and services through Eponic hand held devices
 - a. Increase stakeholder awareness and usage of the Eponic app, which allows stakeholders to request services digitally
6. Maintain inventory of DTPHX-branded merchandise for visitors and incentives for interactions with info tables and other Ambassador activations
7. As Downtown development continues to deliver new residential and commercial offerings, evolve deployment to best serve entire EMSD
 - a. For example, thousands of apartment units have recently opened or will open in 2024/2025 in the northwest portion of the EMSD
 - b. Starting January 1, 2025, the northern portion of the Phoenix Bioscience Core (PBC) will be included in the EMSD and allow for Ambassador presence

Clean & Green Team

1. Continue to clean and disinfect high-touch, high-traffic public spaces and infrastructure with pressure washing equipment
2. Improve walkability of Downtown's corridors and enhance the street level experience through landscaping
 - a. Increase shade through tree plantings and identify potential grant funding to purchase and install manufactured shade structures for high traffic sidewalks where trees cannot be planted
 - b. Continue adding planters with flowering plants to beautify building exteriors near main intersections throughout the EMSD
 - c. Focus on west/northwest portions of EMSD where thousands of apartment units have recently opened or will open in 2024/25
 - d. Starting January 1, 2025, the northern portion of the Phoenix Bioscience Core (PBC) will be included in the EMSD and will be a new area of focus for landscaping services

- e. Continue to design, install and maintain dog stations throughout the EMSD
- 3. Continue to assess and improve public amenities throughout the Streetscape Improvement District, such as:
 - a. Site furnishings like artistic benches and chess/checkers tables
 - b. Outdoor string lights across pedestrian corridors and other decorative lighting
- 4. Continue to assess existing vehicular and pedestrian wayfinding signage throughout the EMSD and provide recommendations for updating or sunsetting existing signage
- 5. Continue to support Downtown’s bike culture and pedestrian experience with an emphasis on improving the safety of sidewalks, crosswalks and bike lanes
 - a. Support stakeholders, such as ASU, working with the City of Phoenix to create pedestrian malls/corridors
- 6. Update branding on Clean & Green trucks and equipment to align with corporate marks

Community Engagement

Goal: To inform and engage Downtown Stakeholders in Downtown Phoenix Inc.’s events, resources, and services by building and supporting avenues of communication.

Proposed Objectives to Achieve Goal:

1. Continue staff’s familiarization and proficiency in the utilization of Client Relationship Management (CRM) platform Virtuoso, and refine stakeholder lists to maximize performance and allow for more targeted communications and stronger historical data
2. Continue to work with Valley Metro and Kiewit to strategize around Light Rail construction mitigation, working collaboratively toward completion of the South Central extension and assisting with “Launch Day” information campaign
3. Ensure proper communication channels are in place with property management, security teams, and parking teams to support Downtown’s high volume event days
4. Work with City of Phoenix Street Transportation Department to continue to monitor and assess the use and efficacy of the co-branded 15-minute metered parking spaces
5. Raise awareness of our services with property managers and ownership of new and recent apartment developments within the EMSD, with the ultimate goal of reaching the residents inside of them
6. Continue placemaking efforts throughout EMSD by partnering with stakeholders on a variety of projects
 - a. Continue Family Friendly infrastructure initiative by continuing to update Story Walk at Arizona Center, expanding Family Friendly Hotel Award, building out musical instrument activation at Regency Garage, etc.
 - b. Establish partnerships with local sustainability experts for greening projects and redevelopment of green space
7. In partnership with Marketing + Events department, support community efforts to resurrect Downtown Neighborhood Association (DNA), including stakeholder outreach, Member recruitment, business matchmaking and marketing services
8. Evolve street pole banner program to be increasingly process oriented and cost efficient to improve value proposition and increase non-assessment revenue
9. Continue stakeholder engagement through monthly meetings (Open House, Events, Streets + Transportation), email communications (SOE, Stakeholder Alerts) and individual visits and events

10. Host a series of amenity familiarization + heat mitigation walks to determine where priority areas are for a variety of different stakeholders (i.e. residents, families, office tenants, etc.) Use findings to influence our work in the public realm

Business Development

Goal: To foster Downtown as a sustainable, inclusive, family-friendly and economically-viable business, education, entertainment and residential center of our city and region.

Proposed Objectives to Achieve Goal:

1. Assist the City of Phoenix's Community and Economic Development Department with the attraction of new businesses and companies while also targeting retail gaps in Downtown, with emphasis on non-F&B businesses
2. Assist the City of Phoenix's Community and Economic Development Department with prioritizing office retention efforts
 - a. Continue to support companies' employee retention + attraction efforts through employee engagement initiatives
3. Continue to serve as "one-stop" information + data resource for developers, brokers, and companies interested in locating/expanding Downtown, including access to a new digital twin platform specifically for Downtown Phoenix
4. Improve collection, organization and presentation of data, including but not limited to GIS mapping tools, to develop a strong understanding and visualization of Downtown trends
5. Continue to promote, organize and facilitate curated golf cart tours of Downtown for brokers, potential tenants, developers and other stakeholders to showcase the area and foster valuable new business connections
6. Improve connectivity to commercial property management teams and increase their awareness of business development services and economic development data and collateral available to them through DPI

Attachment B
CY 2025 EMSD Budget - Estimated

	Account	2025 Budget
	General Office	648,979
	Admin Salaries	185,460
	Events	425,016
Expenses	Marketing	532,796
	Business Development	214,650
	BID Services	2,566,135
	SID	167,222
	Total District Expenses	4,740,258
	Miscellaneous non-district expenses	250,000
	Total Budgeted Expenses	4,990,258
Revenue	Assessment Revenue	4,740,258
	Non-assessment Revenue	250,000
	Total Revenues	4,990,258



Resource Innovation Campus Agreements Authorization (Ordinance S-51535) - District 7

Request to authorize the City Manager, or his designee, to enter into a development agreement (Agreement), and to execute any other agreements, instruments or documents necessary with Krause Interior Architecture, Inc. and its affiliates or subsidiaries (Krause) or their City-approved designees, for the proposed development on the Resource Innovation Campus resulting from participation in the Reinventing Cities program. Further request to authorize the City Controller to disburse all funds related to this item and authorize the City Treasurer to accept funds associated with this request.

Summary

Since May 2022, the Public Works and Community and Economic Development departments have been collaborating with C40 Cities - Reinventing Cities Competition. Reinventing Cities is an initiative led by C40 to stimulate sustainable development and to celebrate innovative solutions to environmental and urban challenges. Through the program, cities identify underutilized sites that are ready to be transformed and invite creative multi-disciplinary teams, including architects, planners, developers, investors, environmentalists, start-ups, academics, and community associations, to submit proposals that can serve as a model for city landmarks of the future.

The City worked with C40 to run an international call for projects to develop 20 of the 40 acres at the Resource Innovation Campus (RIC). The RIC, and its associated waste diversion program, was approved by Phoenix City Council in 2015 to be used for the call for projects. Located at 27th Avenue and Lower Buckeye Road next to the City-owned transfer station, the RIC is dedicated to the creation and growth of a circular economy that will fulfill the City's goal of diverting waste from the landfill. The RIC will help Phoenix reap the economic development benefits of attracting manufacturing processes and conversion technologies that transform waste into resources and is an integral part of achieving the 2050 Sustainability Goal of creating zero waste through participation in the circular economy as outlined in the 2021 Phoenix Climate Action Plan. In December 2023, a selection committee comprised of key City leadership identified the winning team and proposal for the site.

The winning team and proposal are led by Krause Interior Architecture, Inc. The proposal includes development in two phases, the first of which includes a short-term ground lease for two pilot programs to determine the viability of the long-term concepts. Upon proof of viability, the second phase will include an approximately 90,000 square foot building expected to include space for research and development labs, designated incubation/acceleration space, workforce training and development programs, and shared collaborative workspaces, as well as land designated for resource clustering focused on circular economy and by-product synergies (Project). To test emerging technologies; kick start entrepreneurial activities; and complete the necessary environmental assessments, staff proposes entering into agreements in two phases. Should the Project move to Phase II, the total Project would be located on approximately 20-acres at build out. The following key business terms, and other terms and conditions will be incorporated into a Development Agreement and other necessary agreements.

Phase I

- Phase I will consist of a ground lease of not more than five years.
- Phase I will allow for two research and development pilots that will divert waste from landfill and generate revenue for Phase II. The first pilot will be focused on processing municipal solid waste and difficult to recycle plastics (#3, #4, #6, #7) and converting them to products such as bio char, bio diesel fuels, and naphtha. The second pilot will be focused on processing bio solids and sludge and converting them into products such as bio crude oil, class A bio char, and liquid fertilizer. This second pilot is in conjunction with the Water Services Department and will use feedstock from the City's wastewater treatment plant. Both pilots' goals are to test new and emerging technologies and the feasibility of creating high-value products from waste streams to enable circularity, and help the City achieve its 2030 and 2050 waste diversion goals.
- The two pilots will utilize up to 2.5 acres of the Special Operations parcel located just east of the southeast corner of 35th Avenue and Elwood Street within the RIC.
- The lease terms will include a rent that meets fair market value appraisal for the land site for a pilot, with credit towards rent provided for the waste materials that are diverted from the landfill and the City.

Phase II

Phase II will include an amendment to the lease and execution of an operations and maintenance agreement to enable development of the 20-acre site as detailed in the winning proposal received under the C40 Reinventing Cities Competition. Upon the Developer proving viability of Phase I and providing verifiable documentation to the

Community and Economic Development and Public Works Directors of the financing entity and the terms of adequate financial ability to complete construction of the Project on the full RIC Project Site, the following terms will apply to Phase II.

- The lease will be amended to extend the lease from five to up to 99 years and the land subject to the lease will be expanded from the original 2.5 acres to 20 acres.
- Prior to executing the lease amendment, Developer shall submit to the City a site plan and pre-application for development of the full Project Site.
- The rent for Phase II lease area will be established with the initial appraisal, considering a fair market value rate that may be reduced by the direct costs to the Developer of the environmental assessments and remediation, and public infrastructure work that is valuable to the City, and completed by Developer in accordance with Title 34. Any infrastructure or environmental work must be approved by the City in advance to be eligible for credit. The annual rent may be reduced with credit towards rent provided by the waste materials that are diverted from landfill and the City's other waste streams, which provide a direct financial value to the City.
- Developer will privately finance and construct the Project at their sole upfront cost and expense.
- Developer will construct a public park/open space to tie into the Rio Reimagined development project. These public improvements may be creditable towards the annual rent and will be constructed in accordance with Title 34.
- Developer will construct an education room/tour space and gallery or meeting space for public use.
- Phase II must start construction within 24 months of entering into the amended lease.
- City will retain the right to approve tenant sub lessees at the Project Site, which approval will not be unreasonably withheld.

Contract Term

The Phase I term is for five years. Phase II will amend the term up to a maximum of 99 years.

Financial Impact

The City's primary financial impact for Phase I will be the feedstock provided by the Public Works and Water Services departments in the form of municipal solid waste, difficult to recycle plastics, wastewater bio solids, and wastewater sludge.

Concurrence/Previous Council Action

The Economic Development and Housing Subcommittee meeting recommended approval on November 25, 2024 by a vote of 4-0.

Location

East of 35th Avenue and Elwood Street.
Council District: 7

Responsible Department

This item is submitted by Deputy City Managers Mario Paniagua and John Chan, and the Public Works and Community and Economic Development departments.



Amend Ordinances to Modify Business Terms with Arizona Fresh Holdings, LLC for Redevelopment of the Former Del Rio Landfill at 1150 E. Elwood Street (Ordinance S-51551) - District 8

Request to authorize the City Manager, or his designee, to amend Contract 157320 with Arizona Fresh Holdings, LLC, or its City-approved designee (Developer), for the lease and redevelopment of the approximate 140-acre City-owned Del Rio former landfill located at 1150 E. Elwood Street (Site).

Summary

In October 2020, City Council authorized agreements with the Developer to redevelop the Site into a mixed-use project that includes: an Agri-Food Innovation Center with a wholesale produce distribution center; retail, education, and research facilities; and an approximately 20-acre City park (Project).

As the Site design has continued to progress, the Developer has performed additional due diligence, including geo-technical investigations to determine the viability and pricing estimates for the Project and public infrastructure improvements. Additionally, Developer has recently identified a financial partner for Phase I, which includes the 20-acre park, Rio Salado Parkway and the wholesale produce distribution center. Developer has proposed a new phased construction schedule that requires an amended timeline.

Upon City Council approval, staff will amend the agreements with the Developer to extend the Commence Construction Date one-year from 24 months to be a total of 36 months from the Effective Date. This extension request will allow the Developer to comply with the construction start date stipulated in the Development Agreement. A one-year extension will not effect construction of the three future phases of the Project as stipulated in the Development Agreement.

Contract Term

The ground lease is for a term of 100 years and started on October 1, 2022.

Financial Impact

The one-year extension has no impact on the City's general fund.

Concurrence/Previous Council Action

City Council originally approved the contract on October 7, 2020 (Ordinance S-46989). City Council approved amendments to the contract on September 15, 2021 (Ordinance S-47957), June 15, 2022 (Ordinance S-48799) and August 31, 2022 (Ordinance S-48956).

Location

1150 E. Elwood Street
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager John Chan and the Community and Economic Development Department.



Airport Center Project Public Space Indemnification (Ordinance S-51548) - District 8

Request to authorize the City Manager, or his designee, to grant an exception to Phoenix Airport Center, LLC (Developer) regarding a zoning stipulation for open public space. This exception is pursuant to Phoenix City Code 42-20 pertaining to indemnification and assumption of liability provisions that otherwise should be prohibited by Phoenix City Code 42-18.

The Phoenix Airport Center, LLC development named Airport Center, located on approximately 21-acres at the southeast corner of 12th and Elwood streets, is a proposed industrial development that includes two buildings with a total of 357,721 square feet. The zoning stipulation requires the Developer to provide open public space near 12th and Elwood Street. Per the approved plans, Developer will construct improvements, including landscaping, pedestrian paths, seating and structural shade, on the public space area.

Per the zoning stipulation, Developer will construct the public open space on a portion of the site and dedicate a Public Access Easement, as accepted and inspected by the Planning and Development Department. Due to the nature of the Public Access Easement on privately owned property, this request will provide an exception as codified in Phoenix City Code 42-20, allowing the City to provide commercial insurance or trust fund coverage for legal defense, or indemnification of a claim brought against Developer in accordance with the agreement. The City agrees to indemnify Developer from and against any and all claims arising out of the bodily injury of any person, but only to the extent such claims are caused by the act, omission, negligence or fault of the City within the Public Access Easement. This limited indemnity will not cover any claims arising from the Developer's failure to periodically inspect the site and make all necessary maintenance repairs as needed for which the Developer will be subject to negligence as a regular property owner.

Contract Term

This will be in perpetuity and be added to the easement by Developer.

Financial Impact

There is no financial impact to the City of Phoenix.

Location

East of 12th Street between Elwood Street and Jones Avenue
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager John Chan and the Community and Economic Development Department.



Development Agreement with Biscuit Flats Dev LLC for Public Infrastructure Improvements at Halo Vista (Ordinance S-51561) - District 1

Request to authorize the City Manager, or his designee, to enter into a development agreement (Agreement), and to execute any other agreements, instruments or documents necessary with Biscuit Flats Dev LLC, (Developer) or its City-approved designee, for the installation of public infrastructure improvements in and around a proposed development on approximately 2,300 acres of land surrounding the Taiwan Semiconductor Manufacturing Company (TSMC) development. Further request to authorize the City Controller to disburse all funds related to this item and authorize the City Treasurer to accept funds associated with this request.

Summary

In May 2020, TSMC announced its intention to build and operate an advanced semiconductor fabrication facility (FAB) in Phoenix. This was followed with announcements of three total FABs with an investment totaling \$65 billion. In the summer of 2020 the City zoned 3,500 acres for TSMC (1,100 acres) and a Tech Park (2,300 acres). In Taiwan, TSMC is located in science and technology parks, and the City seeks to bring that same innovative activity and amenities located around their project site in Phoenix. In May 2024, an Arizona State Land Department (ASLD) auction was held after several years of research and planning, which estimated \$1.7 billion in public infrastructure would be needed to develop the 2,300 acres. The applicant group comprised of Mack Real Estate Group and McCourt Partners entity Biscuit Flats Dev LLC (Developer) was the successful bidder on May 29, 2024.

The Developer proposes to construct a new mixed-use commercial park known as Halo Vista consisting of an estimated 12 million square feet of industrial (The Forge), 3.5 million square feet of flex-tech/office (Sonoran Oasis Research and Technology Park), 500,000 square feet of major destination retail, restaurants, an auto mall, residential, medical, and educational uses. Halo Vista is an important economic development opportunity that will create thousands of high-wage jobs over time and provide significant financial benefit for the City, above and beyond the sales tax revenue generated.

This area of Phoenix continues to be a high-demand, high-growth area for retail, new

residential and employment uses. To accommodate this growth, increased traffic, and the creation of Halo Vista, significant public infrastructure improvements are required. The Developer will construct the required public infrastructure improvements, including water and wastewater lines, public streets, traffic signals, public art, enhanced landscaping and public drainage. It is anticipated that Halo Vista will generate 62,000 jobs at ultimate build-out and will be a hub of industry and research in the southwest United States and throughout the entire country. The proposed major business terms are as follows:

- City will reimburse the Developer, for the construction of approved public infrastructure improvements through the City's eligible General Fund portion of the Transaction Privilege Tax (TPT) generated by the Project. The infrastructure improvements will be completed in a phased manner, and reimbursements will begin at the completion of the first phase of public infrastructure improvements, and the City's acceptance of the improvements and the dedication of the public improvements to the City. The City may use other restricted fund sources for eligible approved costs in lieu of TPT reimbursements, where available.
- City will reserve 400,000 gallons of wastewater capacity for the first phase of Halo Vista.
- Developer shall, within three months of Council Approval (Authorization Date), submit complete and conceptual master site plans to the City's Planning and Development Department as required by the approved rezoning stipulations.
- Developer shall design and construct public streets, as mandated by the standards of the Street Transportation and Planning and Development departments, including 43rd and 51st Avenues and Dove Valley Road and additional collector streets as approved by the City and respective governing jurisdictions (including landscaping, sidewalks, streetlights, public art and appurtenant amenities), for public access through the Project.
- Developer shall design and construct the public water and wastewater infrastructure as required by the City-approved master plans, and as illustrated in accordance with the approved Planned Unit Development (PUD) zoning.
- Developer shall convey all rights-of-way at no cost to the City.
- Developer must comply with Title 34 of the Arizona Revised Statutes in constructing the improvements to qualify for reimbursement, and the specifics and cost of the

improvements must be pre-approved by the City to qualify for reimbursement.

- Developer and its contractors shall produce documents to verify taxes paid to the City.

Additional public infrastructure and related components (and costs thereof) may be approved by the Community and Economic Development Director.

The Agreement will include other terms and conditions as deemed necessary by the City.

Reimbursement shall be paid on an annual basis, in arrears, from the following sources: 100 percent of the City's eligible General Fund portion of the TPT generated by the Project and collected and received by the City, and as verified by the City. Reimbursement shall not exceed actual verifiable costs for the approved improvements.

Contract Term

The term of the Agreement shall end upon the earlier of 25 years after the commencement of construction of the first phase, as made evident by the issuance of required permits (Construction Commencement Date) or upon the date Developer has received reimbursements totaling the actual approved verifiable costs of public infrastructure improvements.

Financial Impact

The City's financial impact will be the reimbursement of the eligible General Fund share of the TPT generated from the Project over 25 years as well as other restricted fund sources, as applicable to the improvements constructed. Financial terms of the Agreement will be provided to the Budget and Research and Finance Departments for review prior to the execution of the Agreements.

Concurrence/Previous Council Action

Recommended for approval by the Economic Development and Housing Subcommittee by a vote of 3-0 on December 11, 2024.

Location

Approximately 2,300 acres around TSMC, bordered by the Carefree Highway (SR-74) to the north, I-17 Freeway to the east, Loop 303 Freeway to the south and Deadman's Wash to the west

Council District: 1

Responsible Department

This item is submitted by Deputy City Managers John Chan, Alan Stephenson, Ginger Spencer and Inger Erickson, and the Community and Economic Development, Water Services, Planning and Development, and Street Transportation departments.



Precast Concrete Pads Contract - IFB-24-0413 - Request for Award (Ordinance S-51510) - Citywide

Request to authorize the City Manager, or his designee, to enter into a contract with Aptus Innovations, LLC to provide precast concrete pads for the Fire Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$306,507.

Summary

This contract will provide the Fire Department the ability to purchase precast concrete pads to be used to train and prepare Technical Rescue Specialists for rescue situations. This contract is necessary because the breaching, breaking, and moving of large pieces of concrete may be required to enable a team to perform search and rescue.

Procurement Information

An Invitation for Bid procurement was processed in accordance with City of Phoenix Administrative Regulation 3.10.

There were four offers received and three of which were deemed to be responsive and responsible. The procurement officer evaluated the offer based on price and recommends award to the following offeror:

Aptus Innovations, LLC

Contract Term

The contract will begin on or about December 18, 2024, for a five-year term with no options to extend.

Financial Impact

The aggregate contract value will not exceed \$306,507. Funding is available in the Fire Department's budget.

Responsible Department

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



Bullard Electronic Thermal Imagers, Including Purchase and Repair - Requirements Contract - EXC 21-044 - Amendment (Ordinance S-51514) - Citywide

Request to authorize the City Manager, or his designee to allow additional expenditures under Contract 153757 with L.N. Curtis and Sons, Inc. for the purchase of Bullard Electronic Thermal Imagers, including parts and repairs for the Fire Department. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$200,000.

Summary

This contract will provide thermal imagers to ensure the safety of firefighters and the ability to see through smoke, darkness, and heat-permeable barriers. The imagers also allow to identify hot spots and body heat enabling firefighters to determine critical information early during incident size-up, thus aiding in the development of mitigation plans at the scene. Additional funds are needed due to the increased need for additional imagers and the increased wear and tear on current imagers.

Contract Term

The contract term remains unchanged, ending on February 28, 2026.

Financial Impact

Upon approval of \$200,000 in additional funds, the revised aggregate value of the contract will not exceed \$800,000. Funds are available in the Fire Department's budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Bullard Electronic Thermal Imagers, Including Purchase and Repair Contract 153757 (Ordinance S-47285) on February 3, 2021.

Responsible Department

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



Axon Products, Parts, and Accessories Contract - RFA 24-0389 Request for Award (Ordinance S-51513) - Citywide

Request to authorize the City Manager, or his designee, to enter into a contract with Axon Enterprise, Inc. to provide Axon products, parts and accessories for the Police Department. Further request an exception to the indemnity and assumption of liability provisions of Phoenix City Code 42-18. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$22,139,232.33.

Summary

The contract will provide the Phoenix Police Department with Axon products, parts and accessories to new recruits and existing personnel. The Police Department has been equipped with Axon Taser 7 devices since 2019. These devices have a five-year useful life expectancy, as recommended by the manufacturer, that will expire December 30, 2024. Axon has developed the new Taser 10 (T10) model which is similar to the Taser 7 in size, but includes enhanced technology and safety features. The Department is committed to continued efforts to provide officers with less-lethal resources, and the T10 device can be used as another tool that officers can use in addition to focusing on de-escalating a situation. The contract will also provide training software to deliver a more comprehensive training program to strengthen officers' capabilities to de-escalate situations and utilize non-lethal force.

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

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo. Axon Enterprise, Inc. owns the protected Patent for non-lethal Neuromuscular/Central Nervous System impacting devices, and is the only manufacturer for these devices. A Special Circumstance Without Competition Determination Memo was completed and approved by the Finance Department recommending the procurement with Axon Enterprise, Inc. be accepted.

Contract Term

The contract will begin on or about January 1, 2025, and expire on February 28, 2030.

Financial Impact

The total five-year contract is \$22,139,231.33, with the breakdown per-year as follows:

- Year 1 \$1,935,254.28
- Year 2 \$5,590,734.53
- Year 3 \$5,157,426.83
- Year 4 \$4,727,907.85
- Year 5 \$4,727,907.84

Funds for the first year of the contract are available in the Police Department's budget. Fiscal Year 2025-26 will require a cost increase of \$3.7 million, which will be built into the proposed budget for the department.

Concurrence/Previous Council Action

This item was recommended for approval by the Public Safety and Justice Subcommittee on December 4, 2024.

Responsible Department

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



Custodial Services Contract RFP 24-0341- Request for Award (Ordinance S-51536) - Citywide

Request to authorize the City Manager, or his designee, to enter into contracts with Bio-Janitorial Services Inc., Titan Cleaning LLC dba Omex International, Trooper USA LLC, Verde Clean LLC, and Janco FS2 LLC dba Velociti Services to provide custodial services for the Phoenix Police Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed \$8,589,093.

Summary

These contracts provide custodial services to maintain Phoenix Police Department's facilities in a clean and hygienic state to promote the health and safety of employees and members of the public. Custodial services support the City Manager's strategic plan to provide safety workers with the facilities necessary to professionally meet city and regional public safety needs and best serve residents.

Procurement Information

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

A total of 21 offerors submitted proposals, 17 of which were deemed responsive and responsible. An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 1000:

- Method of Approach (200 points)
- Qualification and Experience (200 points)
- Capacity (200 points)
- Price (250 points)
- References (150 points)

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

1. Bio-Janitorial Services Inc. - 912 total points

2. Titan Cleaning LLC dba Omex International - 791 total points
3. Trooper USA LLC - 739 total points
4. Verde Clean LLC - 711 total points
5. Janco FS2 LLC dba Velociti Services - 869 total points

Contract Term

The contracts will begin on or about January 1, 2025, for a five-year term with no options to extend.

Financial Impact

The aggregate contract value will not exceed \$8,589,093. Funding is available in the Phoenix Police Department's budget.

Responsible Department

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



Authorization to Enter into Agreement with U.S. Department of Homeland Security, Transportation Security Administration for Police Services (Transit Enforcement Unit) (Ordinance S-51549) - District 8

Request to authorize the City Manager, or his designee, to allow the Police Department to enter into an agreement with the Department of Homeland Security, Transportation Security Administration (TSA), for the TSA Certified Explosives Detection Canine Team Program.

Summary

The Police Department has entered into similar agreements with the TSA National Explosives Detection Canine Team Program (NEDCTP) for the past several years. The Police Department is requesting Council approval of two updated contracts with the TSA to begin in 2025. This request is for approval of the second of two contracts with the TSA for the Transit Enforcement Unit.

The TSA certified explosives detection canine teams are available to promptly respond to transportation operating systems under the jurisdiction of the Phoenix Police Department, 24 hours a day, seven days a week, with the intent to provide maximum coverage during peak operation hours. This agreement is for the Transit Enforcement Unit canine teams which provide support for rail stations, including light rail and SkyTrain, through general or routine sweeps, and support structures and critical infrastructure. The canine teams conduct training and other canine activities within the view of the public, providing a noticeable deterrent towards terrorist threats and other criminal activity.

Contract Term

Agreement period is January 1, 2025, through December 31, 2027.

Financial Impact

The Aviation Department will pay for personnel costs and in-kind resources in relation to this program. There is no financial impact for the Police Department.

Responsible Department

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



Authorization to Enter into Agreement with U.S. Department of Homeland Security, Transportation Security Administration for Police Services (Airport Bureau) (Ordinance S-51550) - District 8

Request to authorize the City Manager, or his designee, to allow the Police Department to enter into an agreement with the Department of Homeland Security, Transportation Security Administration (TSA), for the TSA Certified Explosives Detection Canine Team Program.

Summary

The Police Department has entered into similar agreements with the TSA National Explosives Detection Canine Team Program (NEDCTP) for the past several years. The Police Department is requesting Council approval of two updated contracts with the TSA to begin in 2025. This request is for approval of the first of two contracts with the TSA for the Airport Bureau.

The TSA certified explosives detection canine teams are available to promptly respond to transportation operating systems under the jurisdiction of the Phoenix Police Department, 24 hours a day, seven days a week, with the intent to provide maximum coverage during peak operation hours. This agreement is for the Police Department Airport Bureau canine teams which provide support for the airport, passenger terminals, and support facilities, through general or routine sweeps of terminals, vehicles, baggage, cargo, freight, aircraft, service equipment, support structures and critical infrastructure. The canine teams conduct training and other canine activities within the view of the public, providing a noticeable deterrent towards terrorist threats and other criminal activity.

Contract Term

Agreement period is January 1, 2025, through December 31, 2027.

Financial Impact

The Aviation Department will pay for personnel costs and in-kind resources in relation to this program. There is no financial impact for the Police Department.

Responsible Department

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



Aviation Department Electric Utility Master Plan - Engineering Services - AV09000104 (Ordinance S-51506) - Districts 1, 8 & Out of City

Request to authorize the City Manager, or his designee, to enter into an agreement with RS&H, Inc. to provide engineering services that include planning, assessment, study, programming, and design services for the Aviation Department Electric Utility Master Plan project. Further request to authorize the City Manager, or his designee, to execute amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed \$1 million.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate and to execute all design and construction agreements, licenses, permits, and requests for utility services related to the development, design, and construction of the project. Such utility services include: electrical, water, sewer, natural gas, telecommunication, cable television, railroads, and other modes of transportation. Further request the City Council to grant an exception to Phoenix City Code section 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise should be prohibited by Phoenix City Code section 42-18. This authorization excludes any transaction involving an interest in real property.

Summary

The purpose of this project is to accommodate a growing demand for energy, ensure reliability, and enhance operational resilience for Aviation Department-controlled facilities. The Aviation Department operates, maintains, and/or coordinates management of aboveground and underground electrical infrastructure throughout its three airports: Phoenix Deer Valley Airport, Phoenix Goodyear Airport, and Phoenix Sky Harbor International Airport. The Aviation Department seeks to develop an Electrical Utility Master Plan (UMP) to establish a clear understanding of the electrical systems at its three airports to aid in the development of short, medium, and long-term projects. The Electrical UMP will not only provide an evaluation of existing conditions with prioritized recommendations for ensuring reliability based on existing needs, but also forecast future electrical demands and provide recommendations for meeting those demands.

RS&H, Inc.'s services include: collecting and reviewing available data on existing conditions; conducting site surveys where as-builts do not exist; developing prioritized recommendations to address insufficient conditions; developing a narrative of the existing electrical systems and incorporating as-built electrical information (e.g., capacity, location, etc.) and applicable new utility data discovered during site surveys into one database; conducting an assessment and preparing prioritized recommendations addressing the needs required to support future programs, services, and equipment; providing recommendations for cost effective ways to use technology for modernization, automation of system monitoring, and outage management; providing probable opinion of cost for equipment procurement, construction, labor, and ongoing maintenance; preparing monthly progress reports; creating and revising the project schedule on a monthly basis; and other services as needed for a complete project.

Procurement Information

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

Selected Firm

Rank 1: RS&H, Inc.

Additional Proposers

Rank 2: Kimley-Horn and Associates, Inc.

Rank 3: Stantec Consulting Services, Inc.

Rank 4: The RMH Group, Inc.

Contract Term

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

Financial Impact

The agreement value for RS&H, Inc. will not exceed \$1 million, including all subconsultant and reimbursable costs.

Funding is available in the Aviation Department's Capital Improvement Program

budget. This project was procured with anticipation of receiving federal grant funding. Grant funding will not be used for Engineering Services. The Budget and Research Department will separately review and approve funding availability prior to execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Location

Council Districts: 1, 8, and Out of City

Responsible Department

This item is submitted by Deputy City Managers Mario Paniagua and Inger Erickson, the Aviation Department and the City Engineer.



Phoenix Sky Harbor International Airport 2025 Pavement Management Program - Engineering Services - AV09000109 (Ordinance S-51517) - District 8

Request to authorize the City Manager, or his designee, to enter into an agreement with Applied Pavement Technology, Inc. to provide engineering services that include assessment, analysis, and visual inspection services for the 2025 Pavement Management Program project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed \$400,000.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate and to execute all design and construction agreements, licenses, permits, and requests for utility services related to the development, design, and construction of the project. Such utility services include: electrical, water, sewer, natural gas, telecommunication, cable television, railroads, and other modes of transportation. Further request the City Council to grant an exception to Phoenix City Code section 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise should be prohibited by Phoenix City Code section 42-18. This authorization excludes any transaction involving an interest in real property.

Summary

The purpose of this project is to inspect airfield pavement surfaces and have a pavement maintenance plan for the airports in order to meet Federal Aviation Administration requirements for receiving federal funds for pavement projects.

Applied Pavement Technology, Inc.'s services include: conduct field condition assessment inspections in accordance with ASTM D 5340 Standard Test Method for Airport Pavement Condition Index and AC 150/5380-Latest Version Guidelines and Procedures for Maintenance of Airport Pavements; perform data analysis using MicroPAVER to generate Pavement Condition Indexes; submit a report of current and predictive future conditions; develop a pavement management program for airport inspections; and other services to meet the requirements of the program.

Procurement Information

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

Selected Firm

Rank 1: Applied Pavement Technology, Inc.

Additional Proposer

Rank 2: Bye UAS Inc. dba Silent Falcon UAS Technologies

Contract Term

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

Financial Impact

The agreement value for Applied Pavement Technology, Inc. will not exceed \$400,000, including all subconsultant and reimbursable costs.

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

Location

2483 E. Buckeye Road
Council District: 8

Responsible Department

This item is submitted by Deputy City Managers Mario Paniagua and Inger Erickson, the Aviation Department and the City Engineer.



Interim Executive Management Services Contract - RFA 25-0533 Request for Award (Ordinance S-51520) - Districts 1, 8 & Out of City

Request to authorize the City Manager, or his designee, to enter into a contract with Paslay Management Group (Paslay) to provide interim executive staffing and capital program assessment services for the Aviation Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will be up to \$2,150,000.

Summary

The recent retirement of the Aviation Department's Chief Development Officer has created an immediate need for interim executive management staffing. This position provides strategic leadership and oversight in implementing the Aviation Department's five-year, \$3.5 billion Capital Improvement Program (CIP) and supervision of the Design and Construction Services (DCS) and Planning and Environmental (P&E) divisions of the Aviation Department. These teams provide critical services to meet environmental planning and time-sensitive federal government clearances, and design and construction objectives of the Airport's CIP to meet air service demands and airport growth. In addition, the Aviation Department anticipates additional leadership vacancies critical to the capital development program over the life of this contract.

CIP projects require extensive planning and programming phases, structured funding strategies, and focused oversight to maintain both project scheduling and budget compliance. Currently the Terminal 3 new concourse development and new Taxiway U construction, along with the upcoming West Terminal development planning and Airfield Runway expansion project, are examples of the types of complex Airport infrastructure projects that are scheduled to take place over the next five years.

To mitigate the impact to CIP continuity and loss of institutional knowledge and expertise, an interim executive staffing and management services contractor is requested to provide immediate management staffing to maintain stability and provide expertise in the CIP and oversight for the DCS and P&E divisions. Additionally, these services will allow the Aviation Department time to complete a comprehensive permanent recruitment process for the Chief Development Officer without compromising Airport development priorities.

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on Special Circumstances Without Competition. Paslay has 18 years of experience and expertise on similar large -hub airport infrastructure projects and terminal development programs valued at over \$17.5 billion. Paslay also has the staffing capacity to complete current development project goals and provide on-call interim staffing to best meet the Aviation Department's staffing requirements.

Contract Term

The contract will begin on or about January 1, 2025, and will have a term of three years.

Financial Impact

The aggregate contract value is expected to be up to \$2,150,000 for the three-year contract term.

Funding is available in the Aviation Department's operating budget.

Location

Phoenix Sky Harbor International Airport, 2485 E. Buckeye Road
Phoenix Deer Valley Airport, 702 W. Deer Valley Road
Phoenix Goodyear Airport, 1658 S. Litchfield Road, Goodyear, AZ
Council Districts: 1, 8 and Out of City

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Aviation Department.



Baggage Handling Control System Design, Programming, and Integration Services - IFB 19-007 - Amendment (Ordinance S-51534) - District 8

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 149031 (Contract) with Quantum Integrated Solutions, Inc. for Baggage Handling Control System Design, Programming, and Integration Services by extending the term of the Contract. No additional funds are needed and request to authorize the City Manager, or his designee, to continue using ordinances S-45225 and S-49334.

Summary

The Contract provides for technical support, including design, programming, integration, and architectural controls of the baggage handling system (BHS) at Phoenix Sky Harbor International Airport on a 24 hours a day, seven days a week basis. The Contract provides critical support for the operation of the BHS. A one-month extension is necessary to allow for additional time to establish a new contract.

Contract Term

Upon approval, the term of the Contract will be extended through January 31, 2025.

Financial Impact

The aggregate value of the Contract will be up to \$2,375,000. No additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Enter into Baggage Handling Control System Design, Programming, and Integration Services Contract 149031 (Ordinance S-45225) on December 12, 2018.
- Additional funds for Baggage Handling Control System Design, Programming, and Integration Services Contract 149031 (Ordinance S-49334) on January 25, 2023.
- Extend term for Baggage Handling Control System Design, Programming, and Integration Services Contract 149031 (Ordinance S-50119) on September 6, 2023.
- Extend term for Baggage Handling Control System Design, Programming, and Integration Services Contract 149031 (Ordinance S-50996) on June 12, 2024.

Location

Phoenix Sky Harbor International Airport, 2485 E. Buckeye Road
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Aviation Department.



Baggage Handling Controls System Design, Programming, and Integration Services Contract - RFA 25-025 Request for Award (Ordinance S-51560) - District 8

Request to authorize the City Manager, or his designee, to enter into a contract with Brock Solutions US Systems, LLC to provide baggage handling controls system design, programming, and integration services for the Aviation Department (Aviation). Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will be up to \$440,000.

Summary

The contract will provide technical support, including design, programming, integration services, for the baggage handling system (BHS) architectural controls at Phoenix Sky Harbor International Airport. The contract is critical for the technical support of the BHS upper and lower control systems; evaluating system services, applications, and databases for security updates and maintenance; and providing software and system configurations and modifications.

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: special circumstances without competition. On February 26, 2024, the Aviation Department issued Request for Proposal (RFP) 24-0156 Baggage Handling System - Operations, Maintenance, Repair, and Controls System Design. After publicly posting the award recommendation on August 15, 2024, Aviation received several public records requests requiring research and responses which delayed the procurement process. A protest to the Award Recommendation was also received and is being processed. The current contracted vendor has confirmed that a contract extension beyond January 31, 2025 is not a viable option. This critical contract is necessary to continue services until the resulting contract from RFP 24-0156 is awarded and in place.

Contract Term

The contract will begin on or about February 1, 2025, with a nine-month term and no options to extend the term.

Financial Impact

The aggregate contract value will be up to \$440,000 for the nine-month term.

Funding is available in the Aviation Department's operating budget.

Location

Phoenix Sky Harbor International Airport, 2485 E. Buckeye Road
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Aviation Department.



Security Guard Services Contract - PTD24-007 - Request for Award (Ordinance S-51538) - Citywide

Request to authorize the City Manager, or his designee, to enter into a contract with American Guard Services, Inc., to provide security guard services for the Public Transit Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$20,000,000 over five years.

Summary

American Guard Services, Inc., will be responsible for providing trained and licensed security guards at the Public Transit Department's locations, which currently include eight park-and-rides, four transit centers, three operating facilities, and the Public Transit downtown offices. Security guard services include dedicated staff and related equipment to perform regular site surveillance and monitoring, support City and transit personnel during emergency situations, identify and report safety and security incidents, and notify law enforcement of any observed illegal or unauthorized activities.

Procurement Information

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

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

- Method of Approach (300 points)
- Qualifications and Experience (250 points)
- Recruitment, Training, Retention (250 points)
- Price Proposal (200 points)

After reaching consensus, the evaluation committee recommends award to the following vendor: American Guard Services, Inc.

Contract Term

The contract will begin on or about January 1, 2025, for a five-year term.

Financial Impact

The contract value will not exceed \$20,000,000. Funding is available in the Public Transit Department's Operating budget.

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Public Transit Department.



Motorcycle and ATV Tires Contract IFB 25-FSD-027 - Request for Award (Ordinance S-51503) - Citywide

Request to authorize the City Manager, or his designee, to enter into contract with LZ Delta LLC dba Go AZ Motorcycles to provide motorcycle tires for the City's fleet of motorcycles, including the Police Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$671,560.

Summary

The City of Phoenix’s motorcycles, especially those used by the Police Department, require reliable, high-quality tires to ensure safety and optimal performance. Regular tire replacement is crucial for maintaining vehicle readiness in public safety operations. Contracting with LZ Delta LLC dba Go AZ Motorcycles guarantees access to tires that meet the specific needs of the fleet, while also streamlining the procurement process. This reduces downtime, ensures cost-effective pricing with warranty coverage, and supports efficient fleet management, minimizing service disruptions, particularly for police vehicles.

Procurement Information

An Invitation for Bid was processed in accordance with City of Phoenix Administrative Regulation 3.10. The Public Works Department received one offer and evaluated for responsibility and responsiveness under the specifications, with the vendor below recommended for award based on a overall group total determining low bid:

LZ Delta dba Go Az Motorcycles - \$635.40

Contract Term

The contract will begin on or about January 1, 2025, for a three-year term with two one-year options to extend.

Financial Impact

The aggregate contract value will not exceed \$671,560.

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Public Works Department.



Environmental Analysis at City Landfills Contract IFB 25-SWDD-028 - Request for Award (Ordinance S-51526) - Citywide

Request to authorize the City Manager, or his designee, to enter into contracts with Eurofins Environment Testing Southwest, LLC and SGS North America Inc. to perform environmental analysis of samples of water, soil and air as needed for the City's landfills. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed \$500,000.

Summary

The City is required to perform analytical environmental analysis and reporting for groundwater, drinking water, leachate, brine water, surface water, sediment, condensate, soil and air samples at the City's landfills as needed to comply with permitting requirements, environmental reporting, and federal, state and county regulations. These contracts will ensure that the City continues to perform the required environmental monitoring at City landfill sites and wells.

Procurement Information

An Invitation for Bid was processed in accordance with City of Phoenix Administrative Regulation 3.10. Three vendors submitted bids deemed to be responsive to posted specifications and responsible to provide the required goods and services. Following an evaluation based on price, the procurement officer recommends award to the following vendors:

Selected Bidders

Eurofins Environment Testing Southwest, LLC
SGS North America Inc.

Contract Term

The contracts will begin on or about January 1, 2025, for an initial three-year term with two one-year options to extend.

Financial Impact

The aggregate value of the contracts will not exceed \$500,000.

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

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Public Works Department.



Apply for Environmental Protection Agency Solid Waste Infrastructure for Recycling Grant: Track I & II Opportunities for Federal Fiscal Year 2022-23 - Federal Bipartisan Infrastructure Law Funding (Ordinance S-51531) - Districts 2 & 7

Request to authorize the City Manager, or his designee, to apply for, accept and, if awarded, enter into agreement(s) for disbursement of federal funding from the Environmental Protection Agency (EPA) through the Federal Fiscal Year (FFY) 2022-23 Solid Waste Infrastructure for Recycling (SWIFR) grant opportunity. If awarded, grant funding will be used to upgrade the North Gateway Materials Recovery Facility (MRF) and construct utility infrastructure at the Resource Innovation Campus (RIC). Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. Funding for these grant opportunities is available through the federal Bipartisan Infrastructure Law (BIL). The total grant funds applied for will not exceed \$10 million, and the City would have no local match.

Summary

Background

The EPA allocated \$275 million in funding from the BIL to implement building a circular economy, improve local post-consumer materials management, and make improvements to local waste management systems. The grant intends to further enable local governments to focus on strategies to establish, increase, expand or optimize improvements to increase diversion of waste materials from municipal landfills. The EPA SWIFR Track I will only be awarded to projects that specifically benefit disadvantaged communities, while Track II is for projects that benefit other areas and the broader community.

Project Scope - Track I Application

The RIC is the City's regional circular economy hub, with approximately 40 acres of lease-ready land for innovators with market-ready technologies and manufacturing processes that reuse or repurpose waste materials. To support economic development projects at the RIC, water, sewer, and electrical connections are needed for the lease-ready land. Public Works Department (PWD) is requesting grant funding to construct utility infrastructure at the RIC. PWD is working to advance the City's circular economy initiatives and waste diversion goals by implementing these projects with grant funding

assistance. The total grant funds applied for in this application will not exceed \$5 million.

Project Scope - Track II Application

The PWD oversees the North Gateway MRF, which processes and sorts recyclables from the City's recycling program. The North Gateway MRF opened in 2006 and underwent minor upgrades in 2012 and again in 2019. As commodities and technology have changed over the past two decades, the North Gateway MRF is in need of additional improvements to increase its processing and sorting capabilities. PWD is requesting grant funding for equipment and infrastructure upgrades at the MRF. The total grant funds applied for in this application will not exceed \$5 million.

Grant applications are due on December 20, 2024, with funding available in late 2025 for a grant period of three years.

Financial Impact

The estimated total cost for each project is \$5 million, for a total of \$10 million. The maximum federal participation rate is 100 percent, with no local match requirement. If awarded, the federal match for each project would not exceed \$5 million, for a total of \$10 million.

Potential grant funding received is available through the BIL, from the EPA through the FFY 2022-23 SWIFR grant opportunity.

Location

Track I Application

Resource Innovation Campus, 3060 S. 27th Avenue
Council District: 7

Track II Application

North Gateway Materials Recovery Facility, 30205 N. Black Canyon Highway
Council District: 2

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Public Works Department.



Apply for Environmental Protection Agency Solid Waste Infrastructure for Recycling: Track I Grant Opportunity for Federal Fiscal Year 2024-25 - Federal Bipartisan Infrastructure Law Funding (Ordinance S-51552) - Citywide

Request to authorize the City Manager, or his designee, to apply for, accept and, if awarded, enter into an agreement for disbursement of federal funding from the Environmental Protection Agency (EPA) through the Federal Fiscal Year (FFY) 2024-25 Solid Waste Infrastructure for Recycling (SWIFR) grant opportunity, and to enter into sub-award agreement(s) and any memorandums of agreement(s) necessary for disbursement of federal funding to subrecipient(s). If awarded, the funding will be used to establish a circular food economy project that will comprehensively link residents in food deserts and disadvantaged communities with urban farmers, food aggregators/distributors, and food recyclers. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. Funding for this grant opportunity is available through the Federal Bipartisan Infrastructure Law (BIL). The total grant funds applied for will not exceed \$5 million, and the City would have no local match.

Summary

Background

The EPA allocated \$275 million in funding from the BIL to implement building a circular economy, improve local post-consumer materials management, and make improvements to local waste management systems and align with the Biden Administration’s Justice40 Initiative. The EPA SWIFR Track I is focused on projects that benefit disadvantaged communities and is open to local governments to focus on strategies to establish, increase, expand or optimize improvements to increase diversion of waste materials from municipal landfills.

In the City of Phoenix, it is estimated that 270,000 tons of food waste enter the landfill each year (Natural Resources Defense Council [NRDC], 2023). Among the numerous sources of food waste generation in Phoenix, residential household food waste represents approximately 55 percent of the above amount (NRDC, 2023). According to the latest estimates from the EPA, the average American wastes roughly 349 pounds of food annually (EPA, 2019).

Project Scope

The “Circular Food Economy Project” will advance progress on reducing residential household food waste in disadvantaged communities and greenhouse gas (GHG) emissions. The Office of Environmental Programs (OEP) will partner directly with the private sector to pilot a circular economy of food model that can be scaled to benefit greater Phoenix. Residents will receive free monthly deliveries of fresh, healthy, and culturally relevant produce grown at traditional and vertical farms in the greater Phoenix area and will participate in a free monthly composting service. Participating residents will collect their household food scraps, which will be picked up and composted at a modular and solar-powered anaerobic digestion facility. The compost will be used to produce a liquid fertilizer, which will be used by local farms providing the produce, creating a closed-loop system.

Grant applications are due December 20, 2024, with funding available in late 2025 for a grant period of three years.

Financial Impact

The estimated total cost for the project is \$5 million. The maximum federal participation rate is 100 percent, with no local match requirement. If awarded, the federal match would not exceed \$5 million.

Potential grant funding received is available through the BIL, from the EPA through the FFY 2024-25 SWIFR grant opportunity.

Responsible Department

This item is submitted by Deputy City Managers Alan Stephenson and Mario Paniagua, and the Office of Environmental Programs.



State Route 85 Landfill Labor Services IFB 21-SW-006 - Amendment (Ordinance S-51542) - Out of City

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 152949 with Labor Systems to provide additional funding for landfill labor services at the State Route 85 (SR85) Landfill for the Public Works Department. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$200,000.

Summary

This contract provides essential services at the SR85 landfill, including litter removal, tarp maintenance, landscaping, and custodial services. Due to regulatory requirements issued by the Arizona Department of Environmental Quality and commitments with the City of Buckeye through an Intergovernmental Agreement, it is critical that these services are in place to ensure compliance is maintained.

Contract Term

The contract term remains unchanged, ending on December 31, 2025.

Financial Impact

Upon approval of \$200,000 in additional funds, the revised aggregate value of the contract will not exceed \$800,000. Funding is available in the Public Works Department's budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request: SR85 Landfill Labor Services Contract 152949 (Ordinance S-46861) on August 26, 2020.

Location

SR85 Landfill, 28361 W. Patterson Road, Buckeye, AZ
Council District: Out of City

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Public Works

Department.



Pastor C.R. McDuffy Ceremonial Street Name Signage - District 8

Request City Council Approval to install ceremonial street name signage recognizing Pastor C.R. McDuffy at the intersection of 13th Avenue and Buckeye Road.

Summary

In April 2000, Reverend (Rev.) C. R. McDuffy became the Pastor of the St. John Institutional Baptist Church in Phoenix, AZ. In addition to his pastoral duties, he began to get involved with the community at large. He immediately began working with Mr. Clovis Campbell Jr., Arizona State Representative, District 16, and other Legislative administrators on various political issues. Adding his religious influence on our state, county, and city needs that would be influential to the community. He was a supporter of St. Mary's Food Bank and food box distributions to the homeless and hungry families of our community and other residents throughout the City of Phoenix.

Pastor C.R. McDuffy and the St. John Institutional Baptist Church congregation hosted the National Missionary Baptist Convention of America's Winter Board Meeting in 2020 along with Rev. Dr. Bernard Black, and Rev. Ottley Holmes in the Phoenix area. Pastors from California, Texas, Oklahoma and other parts of the United States came to Phoenix and experienced a wonderful session because of Pastor C. R. McDuffy. He was instrumental in bringing a large financial impact to our city's economical position, businesses, and the local economy. Pastor C.R. McDuffy became the first moderator of the Zion Rest District Association of Arizona and Pastors' Counsel Leader. Later, after the passing of Rev. Dr. Bernard Black, he became the moderator of the General Missionary Baptist State Convention of Arizona. Pastor C.R. McDuffy worked with other local pastors and ministers to bring the National Missionary Baptist Convention to the City of Phoenix which brought a tremendous financial impact to it. Churches and their parishioners from all over the United States came to enjoy and bask in the Valley of the Sun. He was the Vice President of the National Missionary Baptist Convention of America's Ecumenical Affairs. Pastor C.R. McDuffy was an evangelist, teacher, preacher, humanitarian and a great leader. Youth thrived because of his innovative ideas of teaching them the Word of God, keeping them engaged with wholesome activities, excursions to other cities, sports activities, and educational advantages they might not have been aware of. Because of his contributions, he was honored at a ceremony held by the Desert Mashie Golf Club Association in Goodyear, Arizona.

Pastor C.R. McDuffy and the church ministries engaged in Prison Ministry, continued with an on-site breakfast Ministry to benefit the community with a healthy breakfast on Sunday mornings. Transportation was provided by the church to accommodate the attendees. He was an advocate of teaching a man to fish rather than just giving him a fish. Bible study was an important and essential part of this Sunday morning tradition. Not only were participants filled with warm food, but they were also filled with a word from the gospel. Many community services were offered to the men who joined in these worship services that the church offered. The result was that many were successfully returned to society and productive citizens. Pastor C.R. McDuffy was an encourager and supporter of two churches in Africa. He worked to secure funds for their advancement in spreading the work of God, teaching the bible and supporting their people economically.

Back To Life Men's Restorative Ministry was also an essential service. Many of the men who participated in this ministry found new life from its teachings, some found lifelong partners in marriage and realized that they were called to teach the Word of God to others. They were licensed and tutored as ministers of the Gospel by Pastor C. R. McDuffy. He received an Honorary Doctrine Award from the National Missionary Convention of America, and in 2015 he received his master's degree of Theology at Golden Gate Baptist Theological Seminary of Phoenix, Arizona.

During the COVID-19 pandemic, Pastor C.R. McDuffy found an innovative way to carry on with the Lord's work. St. John Institutional Baptist Church family members and visitors did not miss a Sunday morning Worship Service, sermon, or Wednesday evening bible study because Pastor C.R. McDuffy conducted these services at the church parking lot while parishioners remained in their vehicles, eliminating the threat of spreading the virus to the congregation.

The ceremonial street name sign will be flag mounted on the existing signpost at the southeast corner of 13th Avenue and Buckeye Road. See **Attachment A** for an illustration of the proposed sign.

Financial Impact

The fabrication and installation costs of the ceremonial sign will be funded by St. John Institutional Baptist Church.

Location

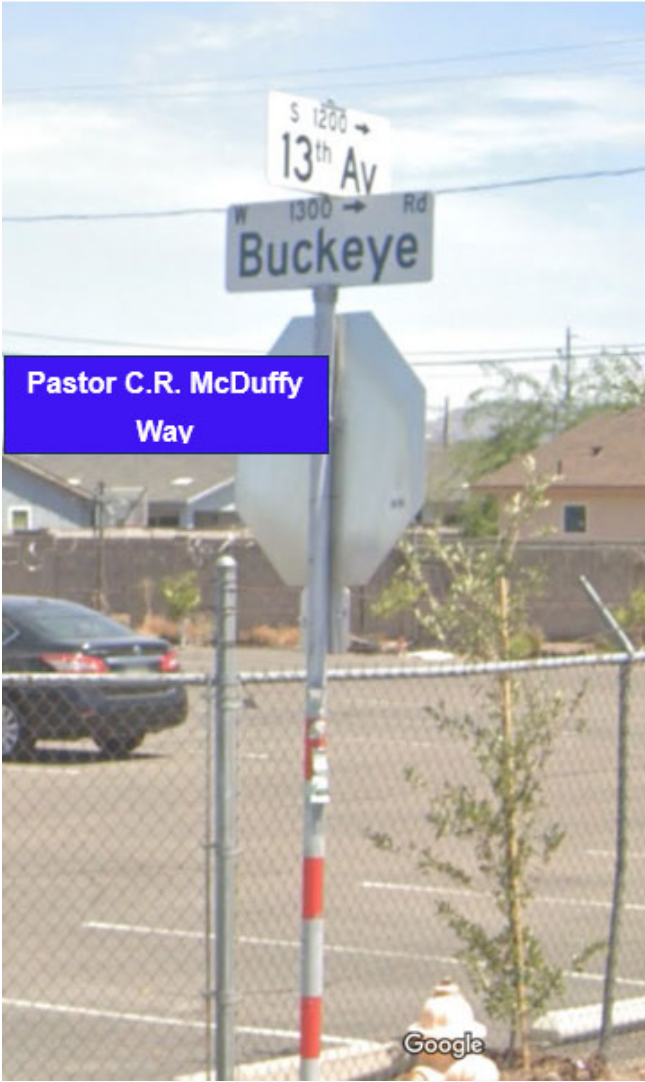
13th Avenue and Buckeye Road

Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Street Transportation Department.

ATTACHMENT A
Pastor C.R. McDuffy Ceremonial Street Sign





*****REQUEST TO CONTINUE, AS CORRECTED (SEE ATTACHED MEMO)*****

Ordinance to Establish the Network Infrastructure Services License by Creating New Chapter 5D of the Phoenix City Code and to Establish an Effective Date (G-7343) - Citywide

Request City Council approval to adopt an ordinance to establish the Network Infrastructure Services License by creating a new Chapter 5D of the Phoenix City Code to allow for companies that desire to provide fiber-to-the-home services for high-speed internet access.

Summary

This proposed City Code amendment will provide the framework for the City to enter into licenses with companies that desire to sell fiber-to-the-home (FTTH) services for high-speed broadband internet access (500 Megabits to 1 Gigabit per second) to end-user customers. The target customers are mostly residential and some small businesses.

City Code currently does not have a specific chapter to allow network infrastructure services to be installed and operated in the right-of-way, and the creation of this code will enable the City to enter into Network Infrastructure Service Licenses with interested providers who desire to install fiber-optic cabling in the City's rights-of-way (ROW) and sell high-speed internet access to residential customers through a FTTH services network.

The new Code section (**Attachment A**) will establish the framework for the license, the basis for the long-term agreement with these companies, and will outline the financial terms and payments that companies will remit to reimburse the City for services provided in the installation and operation of their networks, and a fee for the use of the ROW. The license will also outline the requirements for all work that is performed within the ROW and requires inspection and conformance with adopted City codes and requirements.

In 2022, the City of Mesa approved licenses for five companies to provide FTTH services for high-speed internet services. In 2023, the cities of Chandler and Gilbert approved similar licenses for the same purpose. During this timeframe, representatives

from AT&T, Google, BAM Broadband/Desert iNet and Zoom Tech Arizona approached City staff to outline their interest and present proposals to build a FTTH network in Phoenix. In 2024, Flying Bull Internet, LLC, dba Novos Fiber, also expressed an interest in providing network infrastructure services.

On July 1, 2024, the City Council approved Temporary Network Services Construction Licenses for BAM Broadband and for Zoom Tech Arizona that allows the companies to begin the permit submittal process and to commence construction until Chapter 5D is adopted and full-term licenses can be issued in early 2025.

Concurrence/Previous Council Action

- On June 21, 2023, this matter was presented to the TIP Subcommittee for information and discussion.
- On June 20, 2024, this matter was presented to the TIP Subcommittee for information and discussion.
- On November 20, 2024, the TIP Subcommittee unanimously approved this item.

Public Outreach

The Street Transportation Department met with various industry stakeholders between May 2022 through October 2024 with representatives of the network infrastructure service industry to discuss the new Code Chapter, applicable fees, and the City's proposed license requirements. Additionally, staff discussed the need to meet current City requirements that do not allow micro-trenching in the ROW and also the pavement restoration requirements for surface treatment. These requirements help mitigate negative driver/user experience while utilizing the ROW and ensure longevity of the asphalt. These are critical because the City has performed \$200M in pavement maintenance at the direction of the Mayor and City Council based upon resident concerns about the conditions of the City maintained streets over the last five years. Based on the feedback from these meetings and the June 21, 2023, TIP Subcommittee, the City adjusted the annual fees for use of the City's right-of-way.

Google Fiber and Gigapower still have concerns about the three percent, six percent and Annual Minimum Fee (AMF). However, their most significant concerns are that the City does not allow for micro-trenching and the requirement to comply with pavement restoration requirements. The City is working with Google Fiber to install a micro-trench pilot area to evaluate the impacts to the ROW. The City has offered Gigapower the opportunity to do a pilot installation that utilizes ground penetrating radar instead of traditional boring methods to locate existing utilities.

The Communication Workers of America (CWA) union provided an email with

concerns about the quality of work performed by FTTH contractors in Minnesota and Texas. The CWA provided a list of work quality and labor standards that included ROW Contractor Transparency, ROW Contractor Training & Certifications as well as Monitoring and Penalties. The City verifies that contractors provide proof of insurance and worker's compensation coverage and verifies that the contractor is licensed with the Arizona Registrar of Contractors. The City inspects contractor work to ensure compliance with all City requirements and has the ability to limit or to stop work by a contractor that is not performing work safely or is not following City approved construction requirements.

Financial Impact

The new Code section proposes a license fee based on a percentage of gross revenues from FTTH customers and an AMF based on the number of residential units passed for use of the City's ROW. In addition, the companies will reimburse the City for plan review and permits, inspections, ROW Management, and other fees for staff time that are directly related to the construction, operation, and repair of the facilities required for the FTTH networks. Staff lowered the upfront AMF from the initial \$12 per home, down to \$9 and now \$6 for each residential unit passed before the three percent or six percent cost structure would become active. This was done because of Industry concerns about the upfront installation costs due to not allowing micro-trenching and the pavement restoration requirements. This lower upfront AMF helps reduce upfront installation costs, and the City created a category for FTTH installation concurrent with new subdivision developments that does not require payment until at least 50 percent of the homes in a subdivision are sold.

On October 18, 2024, in accordance with A.R.S. 9-499.15 and City of Phoenix Administrative Regulations 1.98, the City posted on its website and social media page that the new fees in Chapter 5D will be on a City Council agenda on December 18, 2024, or later.

Responsible Department

This item is submitted by Deputy City Managers Alan Stephenson and Inger Erickson, the Street Transportation Department and the Office of the City Engineer.



City of Phoenix

To: Alan Stephenson
Deputy City Manager

Date: December 17, 2024

From: Eric Froberg
City Engineer

Subject: CORRECTION FOR CONTINUANCE REQUEST FOR ITEM 89 ON THE DECEMBER 18, 2024 FORMAL AGENDA – ORDINANCE TO ESTABLISH THE NETWORK INFRASTRUCTURE SERVICES LICENSES BY CREATING NEW CHAPTER 5D OF THE PHOENIX CITY CODE AND TO ESTABLISH AN EFFECTIVE DATE (ORDINANCE G-7343)

The original continuance request for this item noted the request was to continue this item to January 15, 2024. This memo corrects that date, and requests Item 89, Ordinance to Establish the Network Infrastructure Services Licenses by Creating New Chapter 5D of the Phoenix City Code and to Establish an Effective Date (Ordinance G-7343) be continued to January 15, 2025.

Approved by:



Alan Stephenson
Deputy City Manager

12/17/24


Date



City of Phoenix
OFFICE OF THE CITY ENGINEER

To: Mayor and City Council

Date: December 12, 2024

From: Eric Froberg 
City Engineer

Subject: CONTINUANCE OF ITEM 89 ON THE DECEMBER 18, 2024, FORMAL AGENDA – ORDINANCE TO ESTABLISH THE NETWORK INFRASTRUCTURE SERVICES LICENSE BY CREATING NEW CHAPTER 5D OF THE PHOENIX CITY CODE AND TO ESTABLISH AN EFFECTIVE DATE (ORDINANCE G-7343)

Item 89, Ordinance to Establish the Network Infrastructure Services License by Creating New Chapter 5D of the Phoenix City Code and to Establish an Effective Date (ordinance G-7343), is a request to continue item from the December 18th meeting agenda to the January 15, 2024 agenda. The reason for this request is to allow staff to continue work with stakeholders on some outstanding items.

Staff concurs with this request for continuance.

Approved:


Alan Stephenson
Deputy City Manager

ORDINANCE G-

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO AMEND THE PHOENIX CITY CODE BY ADDING A NEW CHAPTER 5D TITLED NETWORK INFRASTRUCTURE SERVICES.

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

FOLLOWS:

SECTION 1. ARTICLE I. PURPOSE, FINDINGS AND DEFINITIONS

SEC. 5D-1. PURPOSE AND FINDINGS.

A. THE PURPOSE OF THIS CHAPTER IS TO ESTABLISH A POLICY GOVERNING THE MANAGEMENT OF PUBLIC HIGHWAYS FOR THE PROVISION OF NETWORK INFRASTRUCTURE SERVICES AND OPEN ACCESS WHOLESALE SERVICES. THE POLICY ENABLES THE CITY TO:

1. ISSUE LICENSES TO NETWORK INFRASTRUCTURE SERVICE PROVIDERS AND OPEN ACCESS WHOLESALE SERVICE PROVIDERS WHO USE THE PUBLIC HIGHWAYS TO PROVIDE SERVICES ON A COMPETITIVELY NEUTRAL AND NONDISCRIMINATORY BASIS, EXCEPT IN CASES WHERE STATE LAW FORBIDS ESTABLISHMENT OF A LICENSE REQUIREMENT;
2. MANAGE THE PUBLIC HIGHWAYS IN ORDER TO MINIMIZE THE IMPACT AND COST TO PHOENIX CITIZENS FOR THE PLACEMENT OF FACILITIES WITHIN PUBLIC HIGHWAYS;
3. MANAGE THE HIGHWAYS TO MAXIMIZE THEIR EFFICIENT USE, THEREBY MINIMIZING THE FORECLOSURE OF FUTURE ADDITIONAL USES OF SUCH RIGHTS-OF-WAY; AND
4. PROVIDE FOR THE COMPENSATION FOR THE COMMERCIAL USE OF PUBLIC HIGHWAYS TO PROVIDE SERVICES.

B. THE PHOENIX CITY COUNCIL FINDS THAT THE PUBLIC HIGHWAYS CONSTITUTE A VALUABLE PUBLIC ASSET:

1. HAVING BEEN ACQUIRED AND MAINTAINED BY THE CITY OVER MANY YEARS AT GREAT TAXPAYER EXPENSE;

2. PROVIDING UNIQUELY VALUABLE PROPERTY THAT NETWORK INFRASTRUCTURE SERVICE AND OPEN ACCESS WHOLESAL SERVICE LICENSEES MAY WISH TO USE FOR PROFIT-MAKING PURPOSES THAT MAY NOT NECESSARILY BENEFIT ALL THE RESIDENTS OF THE CITY; AND

3. REPRESENTING PUBLIC INVESTMENTS FOR WHICH THE TAXPAYERS ARE ENTITLED TO A FAIR MONETARY RETURN ON THE CITY'S PAST AND FUTURE INVESTMENT IN THE CITY'S INFRASTRUCTURE.

C. THEREFORE, IN THIS ARTICLE THE PHOENIX CITY COUNCIL INTENDS:

1. TO CONSERVE THE LIMITED PHYSICAL CAPACITY OF THE PUBLIC HIGHWAYS HELD IN PUBLIC TRUST BY THE CITY; AND

2. TO ENSURE THAT THE CITY'S CURRENT AND ONGOING COSTS OF GRANTING AND REGULATING PRIVATE ACCESS TO AND USE OF THE PUBLIC HIGHWAYS ARE FULLY PAID BY THE PERSONS SEEKING SUCH ACCESS AND CAUSING SUCH COSTS.

SEC. 5D-2. DEFINITIONS.

FOR THE PURPOSE OF THIS CHAPTER, UNLESS THE CONTEXT OTHERWISE REQUIRES, THE FOLLOWING TERMS, PHRASES, WORDS, AND THEIR DERIVATIVES SHALL HAVE THE MEANINGS GIVEN HEREIN.

ANNUAL MINIMUM FEE (AMF) MEANS THE ANNUAL FEE THAT IS REQUIRED FOR USE OF THE PUBLIC HIGHWAYS FOR THE INSTALLATION AND OPERATION OF THE NETWORK FACILITIES TO PROVIDE FIBER-OPTIC SERVICES.

CITY MEANS THE CITY OF PHOENIX, A MUNICIPAL CORPORATION OF THE STATE OF ARIZONA, AND ALL OF THE TERRITORY WITHIN ITS PRESENT AND FUTURE CORPORATE BOUNDARIES.

CITY CODE OR CODE MEANS PHOENIX CITY CODE.

COLLECTOR STREET MEANS ALL STREETS THAT PROVIDE DIRECT ACCESS TO RESIDENTIAL, COMMERCIAL, INDUSTRIAL, OR OTHER ABUTTING LAND, AND FOR TRAFFIC MOVEMENTS THAT CONNECT TO LOCAL OR ARTERIAL STREETS OR BOTH.

END-USER CUSTOMER MEANS A PERSON OR BUSINESS THAT IS A FEE-PAYING CUSTOMER OF THE NETWORK INFRASTRUCTURE SERVICE LICENSEE OR, IF

THE CUSTOMER'S INTERNET ACCESS IS PROVIDED THROUGH AN OPEN ACCESS WHOLESALE SERVICE, THE FEE-PAYING CUSTOMER OF THE INTERNET SERVICE PROVIDER.

FACILITIES MEANS THE PLANT, EQUIPMENT, AND PROPERTY USED IN THE PROVISION OF NETWORK INFRASTRUCTURE SERVICES AND OPEN ACCESS WHOLESALE SERVICES THAT ARE NOT OWNED BY THE CITY, INCLUDING BUT NOT LIMITED TO WIRES, PIPES, CONDUITS, PEDESTALS, AND OTHER APPURTENANCES PLACED IN, ON, ABOVE, OR UNDER PUBLIC HIGHWAYS.

GROSS REVENUES INCLUDES ALL REVENUES COLLECTED BY THE LICENSEE IN THE DELIVERY OF INTERNET ACCESS TO END-USER CUSTOMERS OR REVENUES COLLECTED IN THE FORM OF RENT OR LEASE PAYMENTS, INCLUDING THE FEE FOR SERVICE INSTALLATION AND ACTIVATION, MONTHLY FEE FOR INTERNET ACCESS, THE RENT OR LEASE PAYMENTS FROM THIRD-PARTY USE OF LICENSEE'S FIBER-OPTIC CIRCUITS, THE RENT OR LEASE PAYMENTS FOR CUSTOMER-PREMISE EQUIPMENT, AND ANY PROPERTY OR IN-KIND CONTRIBUTIONS (SERVICES OR GOODS) RECEIVED BY LICENSEE FROM ITS CUSTOMERS WITHIN THE CITY. GROSS REVENUES DOES NOT INCLUDE LICENSE FEES COLLECTED FROM CUSTOMERS PURSUANT TO SECTION 5D-5(A)(6).

LICENSE MEANS THE NON-EXCLUSIVE AUTHORIZATION GRANTED BY THE CITY TO CONSTRUCT, OPERATE, AND MAINTAIN FACILITIES WITHIN ALL OR PART OF THE CITY AND TO OCCUPY OR USE THE PUBLIC HIGHWAYS WITHIN THE CITY. THE LICENSE SHALL BE EVIDENCED BY A SEPARATE GRANTING ORDINANCE AND LICENSE DOCUMENT THAT ARE SUBJECT TO THE TERMS OF THIS CHAPTER.

LICENSEE MEANS THE PERSON OR ENTITY TO WHICH LICENSE IS GRANTED FOR THE CONSTRUCTION, OPERATION, MAINTENANCE, AND RECONSTRUCTION OF FACILITIES TO PROVIDE SERVICES TO END-USER CUSTOMERS.

LICENSE FEE MEANS EITHER THREE PERCENT (3%) OF GROSS REVENUES OR THE AMF, WHICHEVER IS HIGHER. THE LICENSE FEE FOR OPEN ACCESS WHOLESALE SERVICE MEANS (6%) OF GROSS REVENUES, OR THE AMF, WHICHEVER IS HIGHER.

LOCAL STREET MEANS ALL STREETS THAT PROVIDE DIRECT ACCESS TO RESIDENTIAL, COMMERCIAL, INDUSTRIAL, OR OTHER ABUTTING LAND AND FOR LOCAL TRAFFIC MOVEMENTS, AND THAT CONNECT TO COLLECTOR OR ARTERIAL STREETS OR BOTH.

NETWORK INFRASTRUCTURE SERVICE MEANS WIRED TRANSMISSION TECHNOLOGY THAT PROVIDES AN END-USER CUSTOMER CONNECTIVITY TO THE INTERNET FOR A FEE. THE SERVICES SHALL NOT INCLUDE CABLE SERVICES (AS DEFINED BY A.R.S. §9-505), VIDEO SERVICES (AS DEFINED BY A.R.S. §9-1401), COMMERCIAL MOBILE RADIO SERVICE (AS DEFINED IN A.R.S. §9-581), OR TELECOMMUNICATIONS SERVICES (AS DEFINED IN A.R.S. §9-581).

NETWORK INFRASTRUCTURE SERVICE PROVIDER MEANS THE PERSON OR COMPANY OFFERING NETWORK INFRASTRUCTURE SERVICES.

OPEN ACCESS WHOLESALE SERVICE MEANS A TYPE OF NETWORK INFRASTRUCTURE SERVICE WHERE THE FIBER-OPTIC CONNECTION TO THE END-USER CUSTOMER IS LEASED, RENTED, OR MADE AVAILABLE TO AN INTERNET SERVICE PROVIDER THAT OFFERS INTERNET ACCESS SERVICES DIRECTLY TO THE END-USER CUSTOMER.

OPEN ACCESS WHOLESALE SERVICE PROVIDER MEANS THE PERSON OR COMPANY THAT HAS A LICENSE TO OFFER NETWORK INFRASTRUCTURE SERVICES WITHIN THE CITY LIMITS WITH THE PRIMARY PURPOSE OF OFFERING WHOLESALE SERVICES.

PUBLIC HIGHWAY OR HIGHWAY MEANS ALL ROADS, STREETS AND ALLEYS AND ALL OTHER DEDICATED PUBLIC RIGHTS-OF-WAY AND PUBLIC UTILITY EASEMENTS OF THE CITY. A BRIDGE OWNED BY THE CITY OR OTHER PARTIES IS NOT A PUBLIC HIGHWAY OR A HIGHWAY; USE OF A CITY BRIDGE MAY REQUIRE A BRIDGE MASTER LICENSE AGREEMENT OR A REVOCABLE PERMIT.

RESIDENTIAL UNIT AS USED TO CALCULATE THE AMF MEANS ANY PROPERTY USED AS A RESIDENCE, REGARDLESS OF ZONING CLASSIFICATION. IF LICENSEE HAS A CONTRACT TO PROVIDE FIBER-OPTIC SERVICES TO A MULTIPLE DWELLING UNIT COMPLEX, INCLUDING CONDOMINIUMS OR APARTMENTS, LICENSEE SHALL INCLUDE THE TOTAL NUMBER OF RESIDENTIAL UNITS AVAILABLE WITHIN THE PROPERTY FOR CALCULATION OF THE AMF.

RIGHTS-OF-WAY OR ROW SHALL HAVE THE SAME MEANING AS PUBLIC HIGHWAY OR HIGHWAY.

TELECOMMUNICATIONS CORPORATION MEANS A CORPORATION WITH A VALID CITY TELECOMMUNICATIONS LICENSE TO OFFER TELECOMMUNICATIONS SERVICES THAT MAY PROVIDE END-USER CUSTOMERS CONNECTIVITY TO THE INTERNET FOR A FEE UNDER THE TERMS OF ITS TELECOMMUNICATIONS LICENSE.

ARTICLE II. LICENSE TO OCCUPY RIGHTS-OF-WAY

SEC. 5D-3. LICENSE REQUIRED.

A NETWORK INFRASTRUCTURE SERVICE PROVIDER OR AN OPEN ACCESS WHOLESALE SERVICE PROVIDER SHALL NOT INSTALL, MAINTAIN, CONSTRUCT, REPAIR, OR OPERATE FACILITIES IN ANY PUBLIC HIGHWAY IN THE CITY, OR PROVIDE SERVICES BY MEANS OF SUCH FACILITIES, UNLESS A LICENSE TO USE THE HIGHWAYS TO PROVIDE SERVICES HAS FIRST BEEN GRANTED BY THE PHOENIX CITY COUNCIL UNDER THIS CHAPTER.

SEC. 5D-4. LICENSE TERM.

LENGTH OF LICENSE. ANY LICENSE GRANTED BY THE CITY PURSUANT TO THIS CHAPTER SHALL COMMENCE UPON APPROVAL. THE LICENSE SHALL BE EFFECTIVE FOR A PERIOD OF FIVE (5) YEARS, AND SUBJECT TO THE CONDITIONS AND RESTRICTIONS PROVIDED IN THE LICENSE AND THIS CHAPTER.

5D-5. COMPENSATION.

A. LICENSEE SHALL:

1. PAY ANY APPLICABLE TRANSACTION PRIVILEGE TAX OR APPLICABLE USE TAX, AS MAY BE SPECIFIED FROM TIME TO TIME IN CHAPTER 14 OF THE PHOENIX CITY CODE.
2. PAY ALL FEES RELATED TO THE PLAN REVIEW AND ISSUANCE OF CONSTRUCTION PERMITS, INSPECTIONS FEES, RIGHT-OF-WAY AND TEMPORARY RESTRICTION AND CLOSURE SYSTEM (TRACS) PERMITS, AND PRE-CONSTRUCTION MEETING FEES. ALSO PAY ALL FEES RELATED TO PERMITS AND INSPECTIONS THAT MAY BE REQUIRED BY THE PLANNING & DEVELOPMENT DEPARTMENT.
3. REIMBURSE THE CITY FOR ITS ACTUAL AND DOCUMENTED COSTS IF THE CITY REASONABLY REQUIRES RETAINING OUTSIDE PERSONS TO REVIEW PLANS, OUTSIDE INSPECTORS TO MONITOR THE INSTALLATION OF FACILITIES, AND ANY OTHER CONSTRUCTION RELATED WORKERS TO MEET TIMEFRAMES DESIRED BY THE LICENSEE.
4. PAY ALL REASONABLE COSTS ASSOCIATED WITH THE CONSTRUCTION, MAINTENANCE, AND OPERATION OF ITS FACILITIES IN THE PUBLIC HIGHWAYS USED TO PROVIDE

SERVICES, INCLUDING REASONABLE COSTS ASSOCIATED WITH DAMAGE CAUSED TO THE PUBLIC HIGHWAYS.

5. MAKE ALL PAYMENTS FOR PERMITS, INSPECTIONS, AND RIGHT-OF-WAY MANAGEMENT (ROWM) FEES WITHIN THIRTY (30) DAYS OF THE DATE ON THE INVOICE. ANY FEES NOT PAID ON A TIMELY BASIS ARE SUBJECT TO COLLECTIONS ACTION AND FEES AFTER 120 DAYS PAST DUE. THE COLLECTIONS FEE WILL BE ADDED TO THE PAST DUE AMOUNT AND MUST BE PAID TO HAVE THE ACCOUNT CURRENT. WHILE IN COLLECTIONS STATUS FOR ANY PAYMENTS, THE LICENSEE WILL NOT BE ABLE TO SUBMIT PERMITS, PERFORM CONSTRUCTION WORK IN THE ROW, OR REQUEST TRACS PERMITS.

6. ACKNOWLEDGE THAT THE CITY'S RIGHT-OF-WAY IS HELD IN PUBLIC TRUST AND IS A VALUABLE ASSET THAT REQUIRES FAIR AND REASONABLE COMPENSATION FOR ITS USE BY LICENSEE.

a. IF LICENSEE IS OFFERING INTERNET SERVICES DIRECTLY TO THE END-USER CUSTOMER AND IS THE INTERNET SERVICE PROVIDER (ISP), THE LICENSE FEE SHALL BE THE GREATER OF THE TWO OPTIONS: EITHER THREE (3%) PERCENT OF GROSS REVENUES, OR THE ANNUAL MINIMUM FEE.

b. IF LICENSEE IS PROVIDING OPEN ACCESS WHOLESALE SERVICE THAT LEASES, RENTS, OR OTHERWISE PROVIDES ITS FACILITIES TO AN ISP TO OFFER INTERNET ACCESS TO END-USER CUSTOMERS, THE LICENSE FEE SHALL BE THE GREATER OF THE TWO OPTIONS: EITHER SIX (6%) PERCENT OF GROSS REVENUES DERIVED FROM THE LEASE, RENT, OR AVAILABILITY OF ITS FACILITIES TO AN ISP, OR THE ANNUAL MINIMUM FEE.

c. ANNUAL MINIMUM FEE. AFTER 12-MONTHS FROM THE DATE THAT THE LICENSE IS EXECUTED, AND ON EACH SUCCESSIVE ANNIVERSARY OF THAT DATE, THE LICENSEE SHALL CALCULATE THE ANNUAL MINIMUM FEE (AMF) PAYABLE TO THE CITY.

i) THE AMF FOR JANUARY 1, 2025 THROUGH DECEMBER 31, 2029 IS \$6.00 (SIX DOLLARS) MULTIPLIED BY THE NUMBER OF RESIDENTIAL UNITS THAT LICENSEE HAS PASSED ON A LOCAL STREET AND A COLLECTOR STREET WITH ITS FACILITIES. THE AMF RATE FOR RESIDENTIAL UNITS PASSED SHALL

INCREASE AT EACH FIVE-YEAR RENEWAL BASED ON THE CUMULATIVE CONSUMER PRICES INDEX ALL URBAN CONSUMERS (CPI-U) U.S. CITY AVERAGE FOR THE MONTH OF JUNE DURING EACH YEAR OF THE LICENSE, PROVIDED THAT THE ANNUAL FEE FOR EACH RESIDENTIAL UNIT PASSED SHALL NOT BE LESS THAN THE FEE FROM THE PREVIOUS FIVE-YEAR LICENSE TERM.

d. IF LICENSEE IS PROVIDING INTERNET SERVICES DIRECTLY TO THE END-USER CUSTOMER AND THE THREE PERCENT (3%) OF GROSS REVENUES EXCEEDS THE AMF, THEN THE LICENSEE SHALL ONLY REMIT THE 3% OF GROSS REVENUES TO CITY.

i) IF 3% OF GROSS REVENUES DOES NOT EXCEED THE AMF, THEN LICENSEE SHALL REMIT ONLY THE AMF TO CITY.

e. IF LICENSEE IS PROVIDING ITS FACILITIES AS OPEN ACCESS WHOLESALE SERVICES TO INTERNET SERVICE PROVIDERS AND THE SIX PERCENT (6%) OF GROSS REVENUES EXCEEDS THE AMF, THEN THE LICENSEE SHALL ONLY REMIT THE 6% OF GROSS REVENUES TO CITY.

i) IF 6% OF GROSS REVENUES DOES NOT EXCEED THE AMF, THEN LICENSEE SHALL REMIT ONLY THE AMF TO CITY.

B. NEW RESIDENTIAL SUBDIVISIONS

1. LICENSEE MAY COORDINATE WITH THE DEVELOPER TO INSTALL NETWORK INFRASTRUCTURE FACILITIES WITHIN THE RIGHT-OF-WAY OF A RESIDENTIAL SUBDIVISION PRIOR TO COMPLETION OF THE STREET ASPHALT LAYER.
2. IF LICENSEE INSTALLS ITS FACILITIES IN THE RIGHT-OF-WAY CONCURRENT WITH NEW STREET CONSTRUCTION THAT DOES NOT DISTURB THE ASPHALT SURFACE, LICENSEE WILL NOT BE SUBJECT TO THE STREET RESTORATION REQUIREMENTS IN CITY CODE §31-49.1.
3. FACILITIES INSTALLED UNDER THIS SECTION WILL NOT BE SUBJECT TO THE MONTHLY LICENSE FEE AND ANY RESIDENTIAL UNITS PASSED WILL NOT BE INCLUDED IN THE CALCULATION OF AMF UNTIL THE DEVELOPER HAS CLOSED

ESCROW ON FIFTY-ONE PERCENT (51%) OF THE RESIDENTIAL UNITS.

- a. IF THE SUBDIVISION IS DEVELOPED IN PHASES, THEN THE MONTHLY LICENSE FEE OR AMF SHALL BE IMPLEMENTED WHEN THE DEVELOPER HAS CLOSED ESCROW ON FIFTY-ONE PERCENT (51%) OF THE RESIDENTIAL UNITS IN THAT PHASE OF THE SUBDIVISION.

C. LICENSEE SHALL REMIT QUARTERLY LICENSE FEE PAYMENTS.

1. AT THE END OF EACH CALENDAR QUARTER, LICENSEE SHALL CALCULATE AND REMIT TO CITY A LICENSE FEE PAYMENT.

2. THE LICENSEE SHALL SEND THE QUARTERLY LICENSE FEE PAYMENT SO THAT THE PAYMENT IS RECEIVED BY THE CITY ON OR BEFORE:

- a. 1Q (JANUARY 1 - MARCH 31) PAYMENT TO CITY BY MAY 31;
- b. 2Q (APRIL 1 – JUNE 30) PAYMENT TO CITY BY AUGUST 31;
- c. 3Q (JULY 1 – SEPTEMBER 30) PAYMENT TO CITY BY NOVEMBER 30;
- d. 4Q (OCTOBER 1 – DECEMBER 31) PAYMENT TO CITY BY FEBRUARY 28.

3. THE FIRST QUARTERLY FEE PAYMENT SHALL BE MADE AFTER CLOSE OF THE QUARTER DURING WHICH THE LICENSEE BEGINS PROVIDING SERVICE TO ANY END-USER CUSTOMERS.

4. THE LICENSEE MAY IDENTIFY AND COLLECT, AS A SEPARATE ITEM ON THE REGULAR BILL OF ANY END-USER CUSTOMER, THE AMOUNT OF THE LICENSE FEE ON GROSS REVENUES.

5. THE LICENSE FEE WILL NOT BE AN OFFSET TO THE TRANSACTION PRIVILEGE TAX OR ANY OTHER FEDERAL, STATE OR LOCAL TAX THAT MAY BE ASSESSED. LICENSEE ACKNOWLEDGES THAT CITY WILL PASS ON ITS TRANSACTION PRIVILEGE TAX LIABILITY AS A LICENSOR OF REAL PROPERTY TO LICENSEE AND LICENSEE SHALL PAY SUCH AMOUNT. LICENSEE MAY IDENTIFY AND COLLECT, AS A SEPARATE ITEM ON THE REGULAR BILL OF ANY END-USER CUSTOMER, THE AMOUNT SO PASSED ON.

6. LATE PAYMENT PENALTY FOR ALL FEES. ANY FEE PAYMENT DUE TO THE CITY THAT IS NOT RECEIVED BY THE DATE SPECIFIED IN SECTION 5D-5(C)(2) SHALL BE SUBJECT TO A LATE PAYMENT FEE OF ONE PERCENT (1%) PER MONTH.

SEC. 5D-6. CITY POLICE POWER; CONTINUING JURISDICTION.

A. THE LICENSEE SHALL AT ALL TIMES BE SUBJECT TO ALL LAWFUL EXERCISE OF THE POLICE POWER BY THE CITY, INCLUDING ANY AND ALL CHAPTERS, RULES, OR REGULATIONS WHICH THE CITY HAS ADOPTED OR MAY ADOPT, AND ALL LAWS, RULES, REGULATIONS, ORDERS, AND POLICIES OF THE STATE AND THE UNITED STATES GOVERNMENT. IN THE EVENT OF A CONFLICT BETWEEN THIS CHAPTER AND OTHER PROVISIONS OF THE CITY CODE, THE STRICTER REQUIREMENT SHALL APPLY.

B. THE CITY SHALL HAVE CONTINUING JURISDICTION AND SUPERVISION OVER ANY FACILITIES LOCATED WITHIN OR ON RIGHTS-OF-WAY. IT IS RECOGNIZED THAT THE DAILY ADMINISTRATIVE, SUPERVISORY, AND ENFORCEMENT RESPONSIBILITIES OF THE PROVISIONS OF THIS CHAPTER SHALL BE DELEGATED AND ENTRUSTED TO THE CITY MANAGER OR DESIGNEE TO INTERPRET, ADMINISTER, AND ENFORCE THE PROVISIONS OF THIS CHAPTER, AND TO PROMULGATE STANDARDS REGARDING THE CONSTRUCTION, RECONSTRUCTION, RELOCATION, MAINTENANCE, REPAIR, DISMANTLING, ABANDONMENT, OR USE OF THE FACILITIES WITHIN THE RIGHTS-OF-WAY.

#



Minimum Age Requirement for Electric Scooters and Electric Bicycles (Ordinance G-7334) - Citywide

Request to authorize the City Manager, or his designee, to amend Phoenix City Code Chapter 36 to update the minimum age to ride electric scooters and electric bicycles.

Summary

Phoenix City Code, Article XV, Section 36-308 and Article XVII, Section 36-510 currently prohibits anyone who is under the age of 18 from riding an electric scooter (e-scooter) or electric bicycle (e-bike) on public streets. This amendment would reduce the minimum age requirement for riding e-scooters and e-bikes on public streets to 16 which aligns with the minimum age to obtain a Graduated Driver License in Arizona.

Spin and Lime, the City's shared micromobility vendors, require renters to be at least 18 in all cities where they operate due to company policies and insurance regulations. Representatives from both Spin and Lime have confirmed they will not make changes to their minimum age requirements for shared micromobility renters in Phoenix.

Financial Impact

There is no financial impact to the City of Phoenix to update the City Code to reduce the minimum age requirement to 16 for riding e-scooters and e-bikes on public streets.

Concurrence/Previous Council Action

The Transportation, Infrastructure, and Planning Subcommittee:

- Recommended approval to amend Phoenix City Code to establish the Shared Micromobility Program, permanently legalize electric scooters on city streets with a minimum age of 18, and establish a minimum age of 18 for electric bicycles on May 17, 2023, by a unanimous vote.

The City Council approved:

- The Pilot Program (Ordinance G-6602) and a temporary legalization of electric scooters with a minimum age of 18 on June 26, 2019;
- A Pilot Program extension, a sunset provision extension, and the allowance of electric bicycles on public streets Citywide with a minimum age of 16 (Ordinance G-6967) on March 2, 2022; and

- Amendments to Phoenix City Code to establish the Shared Micromobility Program, permanently legalize electric scooters on city streets with a minimum age of 18, and establish a minimum age of 18 for electric bicycles on May 31, 2023.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Street Transportation Department.



2-Step Job Order Contract Administration Services for Demolition Services - The Gordian Group - Request for Award (Ordinance S-51505) - Citywide

Request to authorize the City Manager, or his designee, to enter into a contract with The Gordian Group, Inc. to provide services related to Job Order Contract (JOC) Demolition Services Administration. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$1,260,000.

Summary

This contract will provide the Office of the City Engineer with on-going support and maintenance necessary to explore cost efficient strategies utilizing the 2-Step JOC program versus a 1-Step JOC program. Services will include assistance with program development and implementation, training, Job Order development, construction management, and price proposal review. Key deliverables include a customized local area Construction Task Catalog, Technical Specifications, and Bid Documents for Capital Improvement Program projects citywide.

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances Without Competition. Gordian has over 250 public agency contracts. The Office of the City Engineer is currently working with Gordian on the Fire Alarm Job Order Services Contracts (S-46143) and has identified efficiencies using this program. Using Gordian's Construction Task Catalog Unit Price Book as a tool for the Demolition JOC program will provide an overall cost savings when determining prices for various typical construction line items.

Contract Term

The contract will begin on or about December 1, 2024, for three years, with two one-year options to extend.

Financial Impact

The aggregate contract value for this contract will not exceed \$1,260,000 for the five-year aggregate term.

Funding is available in the various City departments' Capital Improvement or Operating budgets.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Street Transportation Department.



Various Pavement Marking Installation, Application, and Removal Services Contract - IFB 25-0457 Request for Award (Ordinance S-51524) - Citywide

Request to authorize the City Manager, or his designee, to enter into a contract with Franklin Striping, Inc. to provide various pavement marking installation, application and removal services for the Streets Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$250,000.

Summary

This contract will provide the Streets Department Signing and Striping Shop with pavement marking application, installation and removal services on an as-needed basis. This includes traffic paint, thermoplastic, preformed pavement markings, tape and raised pavement markings throughout the City of Phoenix.

Procurement Information

An Invitation for Bid procurement was processed in accordance with City of Phoenix Administrative Regulation 3.10.

One vendor submitted a bid deemed to be responsive to posted specifications and responsible to provide the required goods and services. Following an evaluation based on price, the procurement officer recommends award to the following vendor:

Franklin Striping, Inc.

Contract Term

The contract will begin on or about January 15, 2025, for a five-year term with no options to extend.

Financial Impact

The aggregate contract value will not exceed \$250,000. Funding is available in the Street Transportation Department's budget.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Street

Transportation Department.



Streetlight Maintenance Services - RFP 63-007 - Amendment (Ordinance S-51525) - Citywide

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 149070 with Power Tech Contracting, LLC, to extend the contract term. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$2,400,000.

Summary

This agreement provides streetlight maintenance services for all new and existing poles and fixtures in the Arizona Public Service (APS) and Salt River Project (SRP) service areas throughout the City of Phoenix. Power Tech Contracting, LLC provides all equipment, labor, materials, traffic control and services necessary to remove, relocate, upgrade existing, and install new streetlights and equipment and to perform routine and non-routine maintenance of existing streetlights within a specified time frame. Extending the contract will allow the Finance Department additional time for a new solicitation to be developed.

Contract Term

Upon approval, the contract will be extended through December 31, 2025.

Financial Impact

Upon approval of \$2,400,000 in additional funds, the revised aggregate value of the contract will not exceed \$20,172,425. Funds are available in the Street Transportation Department's budget.

Concurrence/Previous Council Action

The City Council previously approved this request:

- Streetlight Maintenance Services Contract 149070 (Ordinance S-45231) on December 12, 2018;
- Amendment to Agreement 149070 (Ordinance S-46998) on October 21, 2020;
- Amendment to Agreement 149070 (Ordinance S-48847) on July 1, 2022; and
- Amendment to Agreement 149070 (Ordinance S-50378) on December 6, 2023.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Street Transportation Department.



**Neutron Holdings, Inc., DBA LIME, and Bird Rides, Inc., DBA Pheenix USH, LLC.
- RCS 63-2213 Shared Micromobility - Amendment (Ordinance S-51540) -
Districts 1, 3, 4, 5, 6, 7 & 8**

Request to authorize the City Manager, or his designee, to execute an amendment to Revenue Contract 157713 with Bird Rides, Inc., dba Pheenix USH, LLC., (formerly Skinny Labs, Inc., dba SPIN) and Revenue Contract 157714 with Neutron Holdings, Inc., dba LIME, to authorize a change to the operational hours and program boundaries for the Shared Micromobility Program.

Summary

These contracts provide a third party operator for the Shared Micromobility program which includes e-scooters, e-bikes, peddle bikes, and adaptive vehicles with the goal to diversify transportation options and enhance connectivity. The operators provide an approved fleet mix within prescribed boundaries managed through geofencing technology. The program is offered at no cost to the City which receives revenues based on ridership with a minimum annual guarantee.

A pilot program was conducted between April and July that supports expanding the providers' service areas in a phased approach per **Attachment A**. A six-month pilot of 24/7 operating hours from March through August demonstrated increased utilization without an increase in incidents. As a result, staff recommends permanently expanding operations to 24 hours, seven days per week.

Contract Term

The contracts term currently ends on January 20, 2025, and has an automatic three year renewal extending through January 20, 2028.

Financial Impact

This is a revenue generating contract only therefore no funds are needed.

Concurrence/Previous Council Action

The City Council:

- Approved a Pilot Program extension (Ordinance G-6967) on March 2, 2022;
- Approved issuing a solicitation for operator for a comprehensive Shared

Micromobility program on May 11, 2022;

- Approved contracts to operate the Shared Micromobility program with Skinny Labs, LLC., dba SPIN, and Neutron Holdings, Inc. dba LIME (Ordinance S-49256) on December 14, 2022; and
- Approved amendment to Contract 157713 with Skinny Labs, Inc., dba SPIN to authorize a name change and entity ownership to Bird Rides, Inc. dba Pheenix USH, LLC., on May 29, 2024.

The Transportation, Infrastructure and Planning Subcommittee:

- Recommended approval of the Revenue Contract Solicitation on April 20, 2022, by a vote of 4-0;
- Information provided on the first six months of the Micromobility Program on September 20, 2023; and
- Information provided on potential Micromobility Program expansion and potential updates on January 31, 2024.

Location

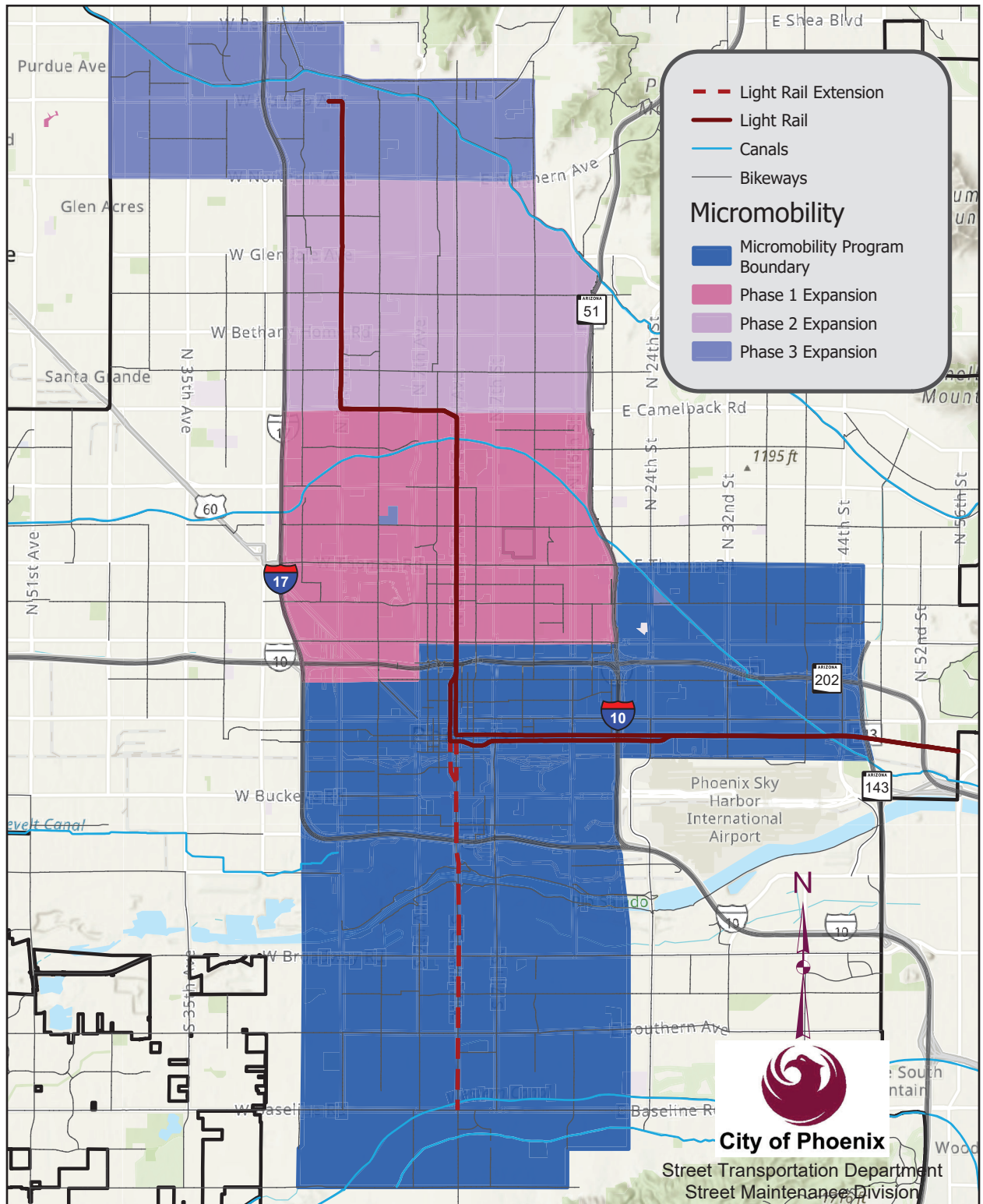
Council Districts: 1, 3, 4, 5, 6, 7 and 8

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Street Transportation Department.

ATTACHMENT A

MICROMOBILITY PROGRAM EXPANSION AREA





Water Remotes Engineering On-Call Services (Ordinance S-51508) - Citywide

Request to authorize the City Manager, or his designee, to enter into separate agreements with the three consultants listed in **Attachment A**, to provide Engineering On-Call services for the Water Services Department's Remote Facilities. Further request to authorize execution of amendments to the agreements as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The total fee for all services will not exceed \$9 million.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate and to execute all design and construction agreements, licenses, permits, and requests for utility services relating to the development, design, and construction of the project. Such utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunications, cable television, railroads and other modes of transportation. Further request the City Council to grant an exception pursuant to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise should be prohibited by Phoenix City Code 42-18. This authorization excludes any transaction involving an interest in real property.

Summary

The On-Call consultants will be responsible for providing On-Call Water Remote Engineering services that include, but are not limited to: field surveys and investigations, data collection, assessments and inspections, modeling, cost estimation and cost model review, permit and regulatory assistance, design document preparation and construction support for booster pump stations, production wells, pressure reducing valve stations, reservoirs (steel and concrete), and associated City facilities such as administrative and service yards.

Procurement Information

The selections were made using a qualifications-based selection process set forth in Section 34-604 of the Arizona Revised Statutes (A.R.S.). In accordance with A.R.S. Section 34-604(H), the City may not publicly release information on proposals

received, including the scoring results, until an agreement is awarded. Eleven firms submitted proposals and are listed in **Attachment A**.

Contract Term

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

Financial Impact

The agreement value for each of the On-Call consultants will not exceed \$3 million, including all subconsultant and reimbursable costs. The total fee for all services will not exceed \$9 million.

Funding is available in the Water Services Department's Capital Improvement Program budget. The Budget and Research Department will review and approve funding availability prior to issuance of any On-Call task order of \$100,000 or more. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Responsible Department

This item is submitted by Deputy City Managers Ginger Spencer and Inger Erickson, the Water Services Department and the City Engineer.

ATTACHMENT A

Selected Firms

Rank 1: Carollo Engineers, Inc.

Rank 2: Wilson Engineers, LLC

Rank 3: Entellus, Inc.

Additional Proposers

Rank 4: Black & Veatch Corporation

Rank 5: GHD, Inc.

Rank 6: Brown and Caldwell, Inc.

Rank 7: HDR Engineering, Inc.

Rank 8: NCS Engineers

Rank 9: Hazen and Sawyer, P.C.

Rank 10: Consor North America, Inc.

Rank 11: EIC Engineering, LLC



Mechanical Seals Contract - IFB-2425-WPP-664 Request for Award (Ordinance S-51518) - Citywide

Request to authorize the City Manager, or his designee, to enter into contracts with DXP Enterprises, Inc., Phoenix Pumps, Inc., Pioneer Equipment, Inc. and Scott's Arizona Electrical Motor Repair PM LLC dba Pumpman Phoenix to provide mechanical seals for the Water Service Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed \$600,000.

Summary

The contracts will provide supply of various new mechanical seals and related parts as well as repair services on an as-needed basis. Mechanical seals are used to support the operation and functionality of pumps and other water treatment and water production systems within the water services plant infrastructure.

Procurement Information

An Invitation for Bid procurement was processed in accordance with City of Phoenix Administrative Regulation 3.10.

Five vendors submitted bids deemed to be responsive to posted specifications and responsible to provide the required goods and services. Following an evaluation based on price, the procurement officer recommends award to the following vendors:

Selected Bidders

DXP Enterprises, Inc.: five percent off catalog

Phoenix Pumps, Inc.: \$279,256.90 (annually)/hourly service rate/two percent off catalog

Pioneer Equipment, Inc.: \$73,114.00/hourly service rate/10 percent off catalog

Scott's Arizona Electrical Motor Repair PM LLC dba Pumpman Phoenix:

\$63,329.84/two percent off catalog

Additional Bidder

Arrowhead Pump and Supply

Contract Term

The contracts will begin on or about January 1, 2025, for a five-year term with no options to extend.

Financial Impact

The aggregate contracts value will not exceed \$600,000.

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

Responsible Department

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



Leak Detection Equipment and Repair Services - RFA-2425-WDD-654 Request for Award (Ordinance S-51521) - Citywide

Request to authorize the City Manager, or his designee, to enter into a contract with Gutermann, Inc. to provide Gutermann leak detection equipment, parts, repairs, and training on an as needed basis for the Water Services Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$500,000.

Summary

This agreement will provide the Water Services Department (WSD) with the supply and the ability to maintain Gutermann leak detection equipment to the best possible performance standards. This proprietary specialty equipment is used to detect leaks in water mains as well as residential and commercial service lines throughout the water services infrastructure.

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances Without Competition. WSD currently owns and operates Gutermann, Inc. leak detection equipment. There are no authorized distributors or repair centers for our region, due to the prior authorized distributor going out of business. Gutermann, Inc. is the only authorized source to provide required services to maintain performance and honor the warranty on Gutermann equipment utilized and owned by the City.

Contract Term

The contract will begin on or about December 31, 2024, for a five-year term with no options to extend.

Financial Impact

The aggregate contract value will not exceed \$500,000. for the five-year aggregate term. Funding is available in the Water Services Department's Operating Program budget.

Responsible Department

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



**Future Permits and Compliance Requirements Contract - RFA 2425-WPC-656
Request for Award (Ordinance S-51528) - Citywide**

Request to authorize the City Manager, or his designee, to enter into a contract with NJB Soft, LLC to provide software services related to the Water Services Department's Permit and Compliance System. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$1,581,216.

Summary

This contract will provide the Water Services Department with software designed for environmental permit compliance management to support permit lifecycle management activities, reduce internal labor, and increase efficiencies for scheduling tasks, analyzing data, and monitoring required compliance reporting and permit renewals.

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

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances Without Competition. NJB Soft SAMS is proprietary software to NJB Soft, LLC. It will provide an out-of-the-box solution that can be installed quickly with minimal configuration.

Contract Term

The contract will begin on or about January 1, 2025, for a five-year term with two one-year options to extend.

Financial Impact

The aggregate contract value for will not exceed \$1,581,216 for the seven-year aggregate term.

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

Responsible Department

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



Water Meter Health Analytics - RTO 2425-WMD-653 - Request for Award (Ordinance S-51532) - Citywide

Request to authorize the City Manager, or his designee, to enter into a contract with Olea Networks, Inc. dba Olea Edge Analytics to provide meter health monitoring devices for the Water Services Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$900,000.

Summary

This contract will provide the Water Services Department with meter health monitoring devices to ensure operational efficiencies by identifying and diagnosing meter performance, track water loss and plan for meter servicing and replacement.

Procurement Information

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

One vendor submitted proposals deemed responsive and responsible. An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 680:

- Method of Approach (0-400 points)
- Experience (0-180 points)
- Cost (0-100 points)

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

Olea Networks, Inc. dba Olea Edge Analytics, 402 points

Contract Term

The contract will begin on or about December 15, 2024, for a five-year term with no options to extend.

Financial Impact

The aggregate contract value will not exceed \$900,000.

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

Responsible Department

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



Oracle Customer Care and Billing - Amendment (Ordinance S-51533) - Citywide

Request to authorize the City Manager, or his designee to execute an amendment to Agreement 159377 with Ernst & Young, LLP to provide additional funding to the agreement. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$420,000.

Summary

The purpose of the amendment is to request additional funds for professional services for the implementation of the upgrade to the Oracle Customer Care and Billing (CC&B) system for the Water Services and Public Works departments. This amendment is necessary to ensure the CC&B upgrade continues uninterrupted.

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

Contract Term

The contract term remains unchanged, ending on December 31, 2026.

Financial Impact

Upon approval of \$420,000 in additional funds, the revised aggregate value of the contract will not exceed \$4,418,060. Funds are available in the Water Services and Public Works departments' Capital Improvement Program budget.

Concurrence/Previous Council Action

The City Council approved:

Oracle Customer Care and Billing Upgrade Agreement (Ordinance S-49720) on May 31, 2023.

Responsible Department

This item is submitted by Deputy City Managers Ginger Spencer and Mario Paniagua, and the Water Services and Public Works departments.



Abandonment of Easement - ABND 230060 - South of Dawn Drive and West of 33rd Avenue (Resolution 22270) - District 1

Abandonment: 230060

Project: 02-930

Applicant: Jeffrey L. Williams

Request: To abandon an eight-foot public utility easement (PUE) located at/on Lots 6-9 and Tract C within the Desert Dawn Estates Plat.

Date of Decision: December 18, 2023

Location

Generally located south of Dawn Drive and west of 33rd Avenue

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.

None. No fee was required as a part of this easement abandonment, although filing fees were paid.

Responsible Department

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



Abandonment of Easement - ABND 230059 - 4550 East Cactus Road (Resolution 22268) - District 6

Abandonment: 230059

Project: 23-4403

Applicant: Scott Wagner

Request: To abandon a twenty foot wide water and sewer easement, dedicated with the recently approved PV Redevelopment Phase 2 (PLAT 220080) (BK 1741 PG 41).

Date of Decision: September 11, 2024

Location

Generally located at 4550 East Cactus Road

Council District: 6

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.

None. No fee was required as a part of this easement abandonment, although filing fees were paid.

Responsible Department

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



Amend City Code - Official Supplementary Zoning Map 1270 (Ordinance G-7333) - District 3

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1270. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-118-87 and the entitlements are fully vested.

Summary

To rezone a site located approximately 470 feet north of the northwest corner of 25th Avenue and Dunlap Avenue

Application No.: A portion of Z-118-87-3

Zoning: C-2 M-R PKG/WVR

Owner: Canyon Corporate Partners, LLC and Canyon Corporate Land, LLC

Acreage: 13.20

Location

Northwest corner of Dunlap Avenue and 25th Avenue

Address: 2510, 2512 and 2518 W. Dunlap Avenue

Council District: 3

Responsible Department

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

ATTACHMENT A

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

ORDINANCE G-

AN ORDINANCE AMENDING SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE BY ADOPTING OFFICIAL SUPPLEMENTARY ZONING MAP 1270.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PHOENIX as follows:

SECTION 1. That Section 601 of the City of Phoenix Zoning Ordinance is hereby amended by adopting Official Supplementary Zoning Map 1270, which accompanies and is annexed to this ordinance and declared a part hereof.

PASSED by the Council of the City of Phoenix this 18th day of December, 2024.

MAYOR

ATTEST:

_____ City Clerk

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

By: _____

REVIEWED BY:

Jeffrey Barton, City Manager

DI: arm: LF24-2263:11-13-2024

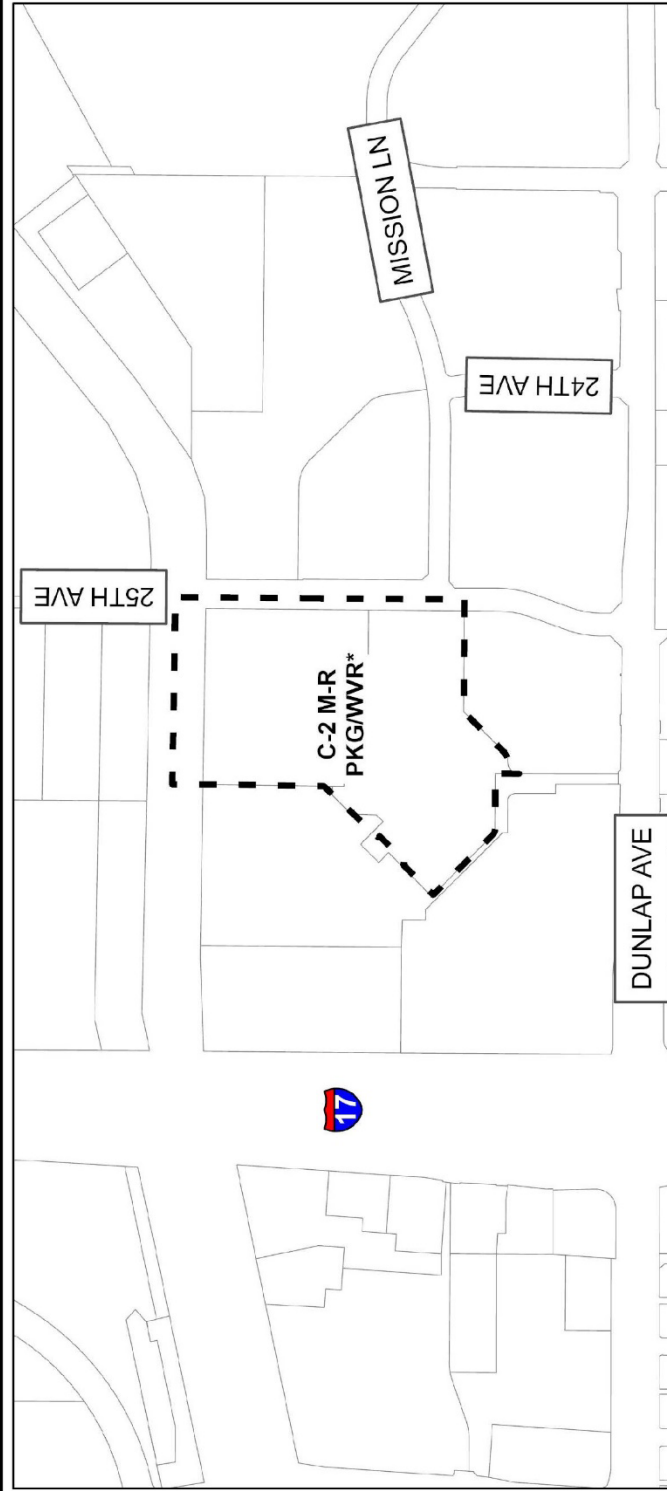
DRAFT

OFFICIAL SUPPLEMENTARY ZONING MAP NO. 1270

Sheet 1 of 1

ORDINANCE NO. _____ AMENDING SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE

Passed by the Council of the City of Phoenix, Arizona this 18th day of December 2024.



A Portion of Z-118-87
CORRECTION TO SUPPLEMENTARY ZONING MAP NO. 811

Drawn by: KS



ZONING SUBJECT TO STIPULATIONS: *
AREA INVOLVED BOUNDED THUS: - - - - -



Amend City Code - Official Supplementary Zoning Map 1271 (Ordinance G-7340) - District 3

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1271. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-77-04-5(3) and the entitlements are fully vested.

Summary

To rezone a property located at the northwest corner of 25th Avenue and Dunlap Avenue

Application No.: Z-77-04-5(3)

Zoning: C-2 M-R DNS/WVR

Owner: Dunlap Avenue Apartments, LLC

Acreage: 5.05

Location

Northwest corner of 25th Avenue and Dunlap Avenue

Address: 2506 W. Dunlap Avenue

Council District: 3

Responsible Department

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

ATTACHMENT A

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ORDINANCE G-

AN ORDINANCE AMENDING SECTION 601 OF THE CITY OF
PHOENIX ZONING ORDINANCE BY ADOPTING OFFICIAL
SUPPLEMENTARY ZONING MAP 1271.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PHOENIX as
follows:

SECTION 1. That Section 601 of the City of Phoenix Zoning Ordinance is
hereby amended by adopting Official Supplementary Zoning Map 1271, which
accompanies and is annexed to this ordinance and declared a part hereof.

PASSED by the Council of the City of Phoenix this 18th day of December,
2024.

MAYOR

ATTEST:

City Clerk

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

By: _____

REVIEWED BY:

Jeffrey Barton, City Manager

DI:arm:LF24-2652:12-18-2024

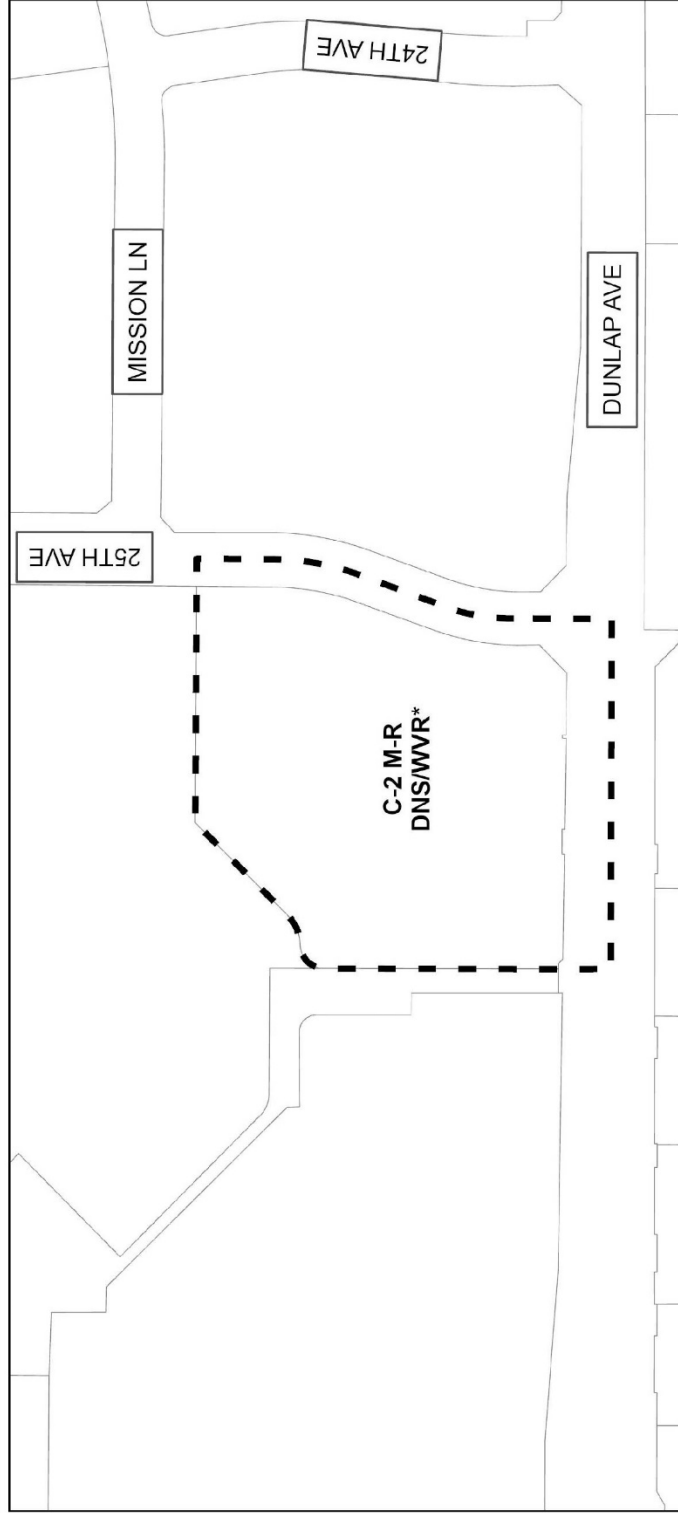
DRAFT

OFFICIAL SUPPLEMENTARY ZONING MAP NO. 1271

Sheet 1 of 1

ORDINANCE NO. _____ AMENDING SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE

Passed by the Council of the City of Phoenix, Arizona this 18th day of December 2024.



Z-77-04

Drawn by: KS



ZONING SUBJECT TO STIPULATIONS: *
AREA INVOLVED BOUNDED THUS: - - - - -



Amend City Code - Official Supplementary Zoning Map 1273 (Ordinance G-7341) - District 5

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1273. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-78-04-7(5) and the entitlements are fully vested.

Summary

To rezone a property located approximately 113 feet north of the northwest corner of 91st Avenue and McDowell Road

Application No.: Z-78-04-7(5)

Zoning: C-2 HGT/WVR PCD

Owner: TM BTR of Phoenix, LLC

Acreage: 16.28

Location

Approximately 113 feet north of the northwest corner of 91st Avenue and McDowell Road

Address: 9200 W. McDowell Road

Council District: 5

Responsible Department

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

ATTACHMENT A

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

ORDINANCE G-

AN ORDINANCE AMENDING SECTION 601 OF THE CITY OF
PHOENIX ZONING ORDINANCE BY ADOPTING OFFICIAL
SUPPLEMENTARY ZONING MAP 1273.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PHOENIX as
follows:

SECTION 1. That Section 601 of the City of Phoenix Zoning Ordinance is
hereby amended by adopting Official Supplementary Zoning Map 1273, which
accompanies and is annexed to this ordinance and declared a part hereof.

PASSED by the Council of the City of Phoenix this 18th day of December,
2024.

MAYOR

ATTEST:

City Clerk

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

By: _____

REVIEWED BY:

Jeffrey Barton, City Manager

DI:arm:LF24-2655:12-18-2024

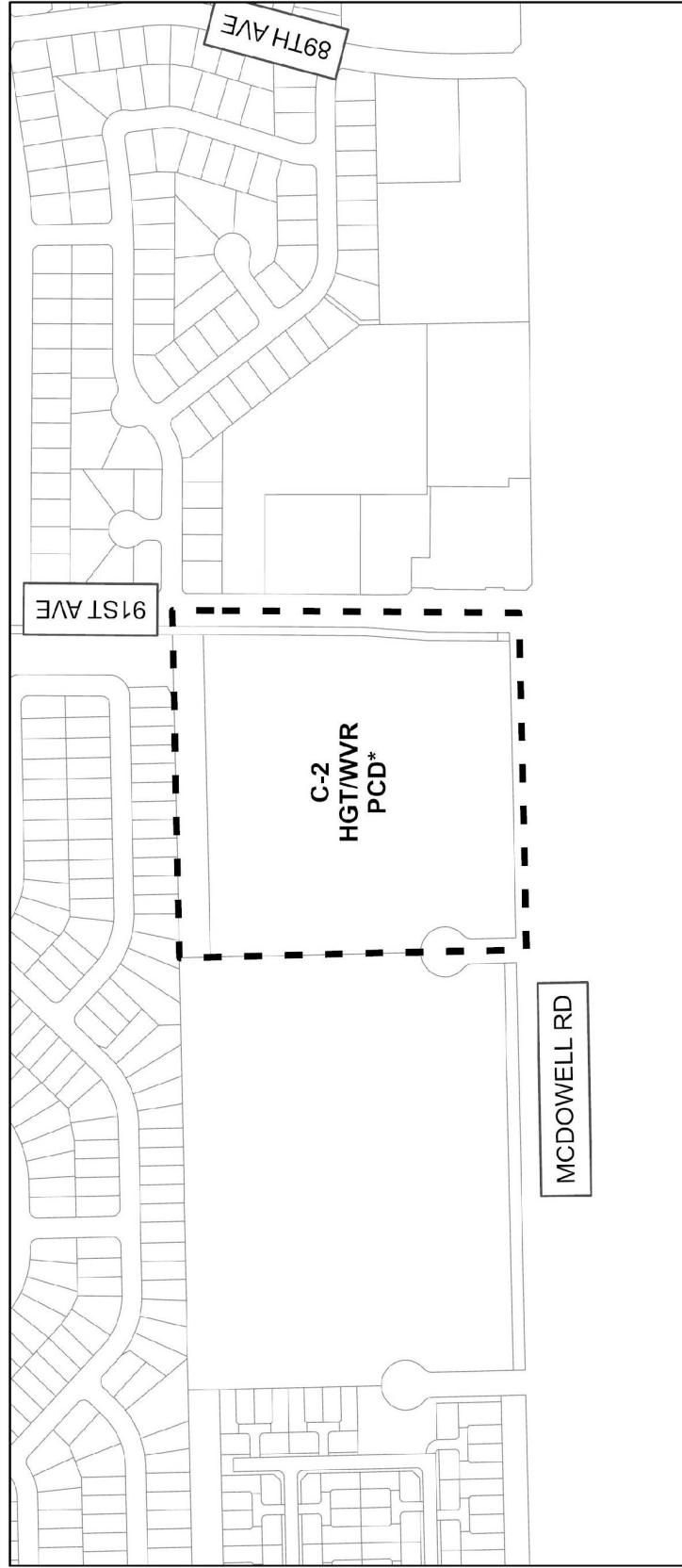
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OFFICIAL SUPPLEMENTARY ZONING MAP NO. 1273

Sheet 1 of 1

ORDINANCE NO. _____ AMENDING SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE

Passed by the Council of the City of Phoenix, Arizona this 18th day of December 2024.



Z-78-04



ZONING SUBJECT TO STIPULATIONS: *
AREA INVOLVED BOUNDED THUS: ■■■■■

Drawn by: KS



Amend City Code - Official Supplementary Zoning Map 1272 (Ordinance G-7335) - District 8

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1272. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-89-06 and the entitlements are fully vested.

Summary

To rezone a parcel on the northwest corner of 16th Street and Alta Vista Road

Application No.: Z-89-06-8

Zoning: R-2 BAOD

Owner: Cyrene at South Mountain Community Association Inc. and CPI/BYN South Mountain SFR Owner, LLC

Acreage: Approximately 8.64

Location: Northwest corner of 16th Street and Alta Vista Road

Address: 6240, 6244, 6248, 6306, 6308, 6310, 6312, 6314, 6316, 6320, 6324, 6326, 6328, 6330, 6332, and 6334 S. 15th Street; 6240, 6242, 6244, 6246, 6248, 6250, 6310, 6312, 6314, 6316, 6318, and 6320 S. 15th Way; 1504, 1505, 1507, 1508, 1509, 1511, 1513, 1515, 1516, 1519, 1520, 1523, 1524, 1525, 1527, 1529, 1531, 1532, 1533, 1536, 1540, and 1544 E. Burgess Lane; and 1503, 1506, 1507, 1508, 1510, 1511, 1512, 1514, 1515, 1516, 1519, 1520, 1524, 1526, 1527, 1528, 1530, 1531, 1532, 1534, 1535, and 1539 E. Novak Way

Council District: 8

Responsible Department

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

ATTACHMENT A

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

ORDINANCE G-

AN ORDINANCE AMENDING SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE BY ADOPTING OFFICIAL SUPPLEMENTARY ZONING MAP 1272.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PHOENIX as follows:

SECTION 1. That Section 601 of the City of Phoenix Zoning Ordinance is hereby amended by adopting Official Supplementary Zoning Map 1272, which accompanies and is annexed to this ordinance and declared a part hereof.

PASSED by the Council of the City of Phoenix this 18th day of December, 2024.

MAYOR

ATTEST:

City Clerk

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

By: _____

REVIEWED BY:

Jeffrey Barton, City Manager

DI:arm:LF24-2562:12-18-2024

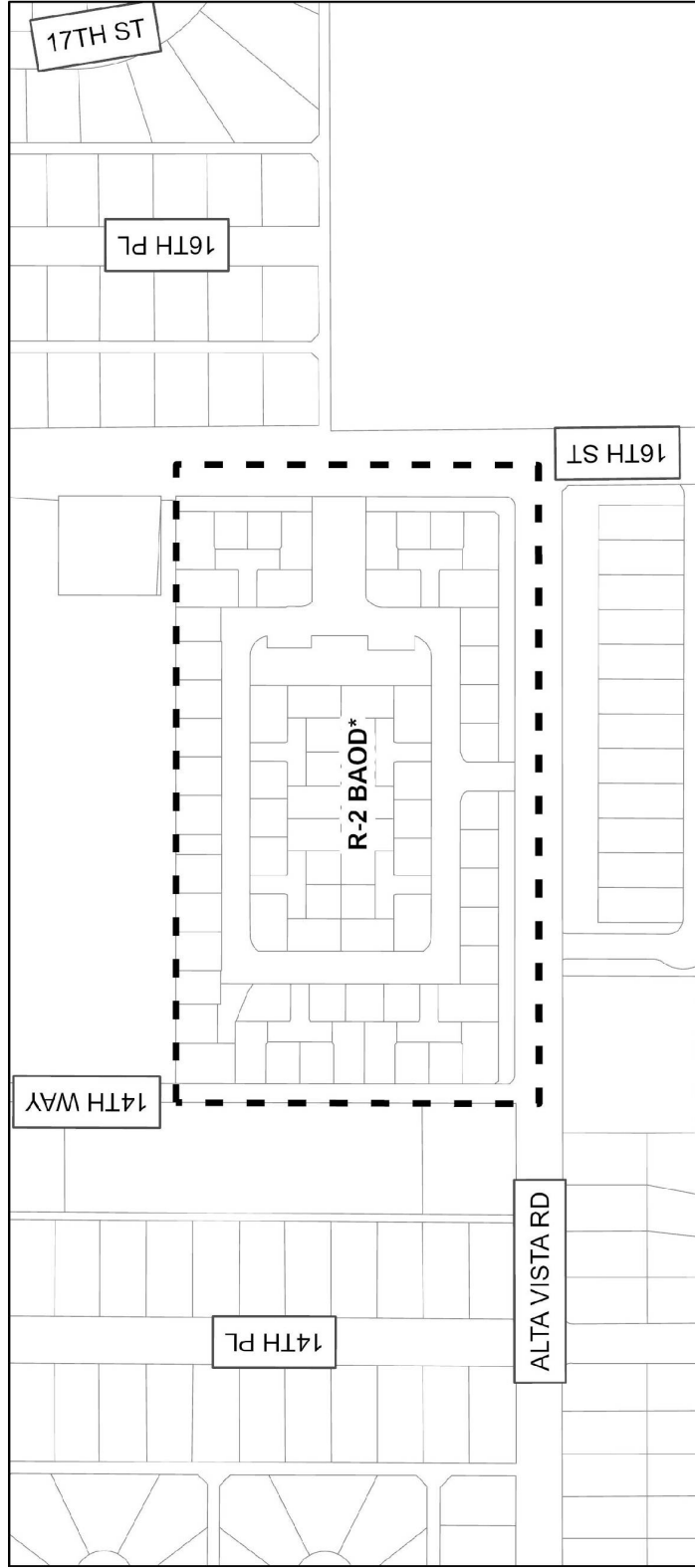
DRAFT

OFFICIAL SUPPLEMENTARY ZONING MAP NO. 1272

Sheet 1 of 1

ORDINANCE NO. _____ AMENDING SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE

Passed by the Council of the City of Phoenix, Arizona this 18th day of December 2024.



Z-89-06



ZONING SUBJECT TO STIPULATIONS: *
AREA INVOLVED BOUNDED THUS: ■■■■■

Drawn by: KS



Remove/Replace Zoning District - 15th Avenue and Happy Valley Road - Annexation 535 - Approximately 360 Feet West of the Northwest Corner of 15th Avenue and Happy Valley Road (Ordinance G-7338) - District 1

Request to authorize the City Manager, or his designee, to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by removing the Maricopa County RU-43 zoning district and replacing it with the City of Phoenix S-1 zoning district on a portion of a property located at the location described below, which was annexed into the City of Phoenix on November 20, 2024, by Ordinance S-51435.

Location

Approximately 360 feet west of the northwest corner of 15th Avenue and Happy Valley Road

Council District: 1

Responsible Department

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

ATTACHMENT A

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

ORDINANCE G-

AN ORDINANCE AMENDING THE CODE OF THE CITY OF PHOENIX, ARIZONA, PART II, CHAPTER 41, THE ZONING ORDINANCE OF THE CITY OF PHOENIX, BY AMENDING SECTION 601, THE ZONING MAP OF THE CITY OF PHOENIX, BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE ANNEXED PARCEL DESCRIBED HEREIN (15TH AVENUE AND HAPPY VALLEY ROAD ANNEXATION, NO. 535) FROM COUNTY RU-43 TO CITY'S S-1 (RANCH OR FARM RESIDENCE).

WHEREAS, on November 20, 2024, via Ordinance S-51435, the City of Phoenix annexed approximately 4.95 acres located approximately 360 feet west of the northwest corner of 15th Avenue and Happy Valley Road, in a portion of Section 6, Township 4 North, Range 3 East, as described more specifically in "Exhibit A" and incorporated herein by this reference; and,

WHEREAS, as required by A.R.S. § 9-471.L, the city of Phoenix is required to adopt zoning districts on the subject parcel to permit uses and densities no greater than those allowed by the prior County zoning district; and,

WHEREAS, immediately prior to annexation the zoning applicable to this territory was Maricopa County's RU-43 zoning district; and

WHEREAS, the City's S-1 (Ranch or Farm Residence) zoning district is equivalent to Maricopa County's RU-43 zoning district;

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

SECTION 1. The approximately 4.95 acres located approximately 360 feet west of the northwest corner of 15th Avenue and Happy Valley Road, in a portion of Section 6, Township 4 North, Range 2 East, which is described in “Exhibit A” and depicted in “Exhibit B” has been annexed to the City of Phoenix, and the present corporate limits of the City have been extended and increased to include such property.

SECTION 2. Pursuant to A.R.S. §9-471(L), the property depicted in Exhibit B is hereby removed from Maricopa County's RU-43 zoning district and placed into the City's S-1 (Ranch or Farm Residence) zoning district. This zoning designation shall take effect thirty days after this Ordinance is adopted, without further action by the City Council, and

SECTION 3. The City Clerk shall cause a copy of this Ordinance, together with “Exhibit A” and “Exhibit B” to be filed and recorded in the Records of the Office of the Maricopa County Recorder, and

SECTION 4. The Planning and Development Director is instructed to modify The Zoning Map of the City of Phoenix to reflect this use district classification change as shown in “Exhibit B.”

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED by the Council of the City of Phoenix this 18th day of December, 2024.

MAYOR

ATTEST:

Denise Archibald, City Clerk

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

By:

REVIEWED BY:

Jeffrey Barton, City Manager

Exhibits:
A – Legal Description (1 Page)
B – Ordinance Location Map (1 Page)

EXHIBIT A

LEGAL DESCRIPTION
15TH AVENUE AND HAPPY VALLEY ROAD

The West half of the Southeast quarter of the Southeast quarter of the Southwest quarter of Section 6, Township 4 North, Range 3 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, Except the South 40 feet, being more particularly described as follows;

COMMENCING at the Southwest corner (City of Phoenix brass cap in handhole) of said Section 6, from which the South quarter corner (Maricopa County Department of Transportation brass cap flush) of said Section 6 bears North 89 Degrees 19 Minutes 07 Seconds East a distance of 2647.18 feet;

Thence North 89 Degrees 19 Minutes 07 Seconds East along the South line of said Southwest quarter of Section 6 a distance of 1948.76 feet to the Southwest corner of said West half;

Thence North 01 Degrees 16 Minutes 10 Seconds West along the West line of said West half a distance of 40.00 feet to a point on the North line of the South 40.00 feet of said West half, said point being the TRUE POINT OF BEGINNING;

Thence North 01 Degrees 16 Minutes 10 Seconds West along the West line of said West half a distance of 620.36 feet to the Northwest corner of said West half;

Thence North 89 Degrees 20 Minutes 48 Seconds East along the North line of said West half a distance of 346.70 feet to the Northeast corner of said West half;

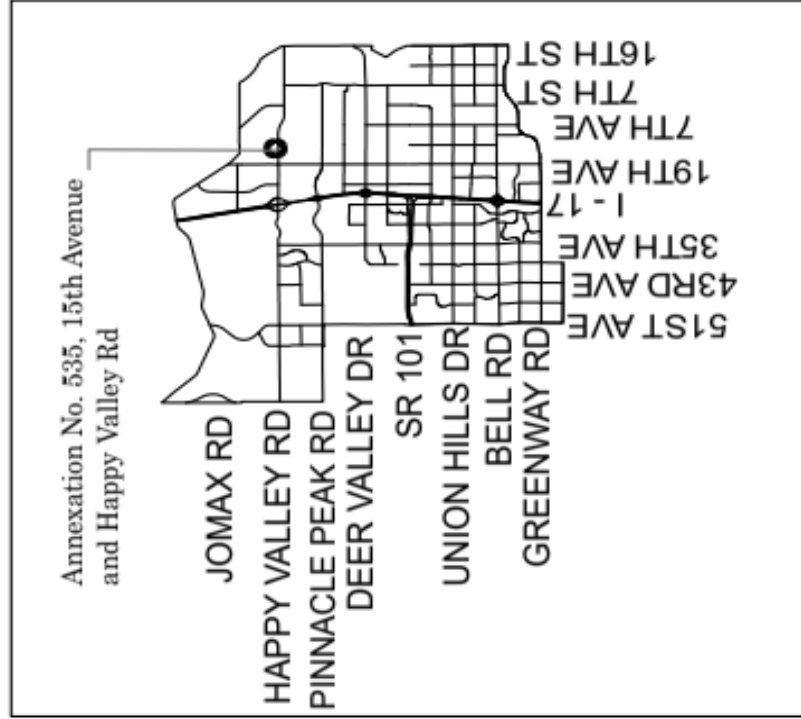
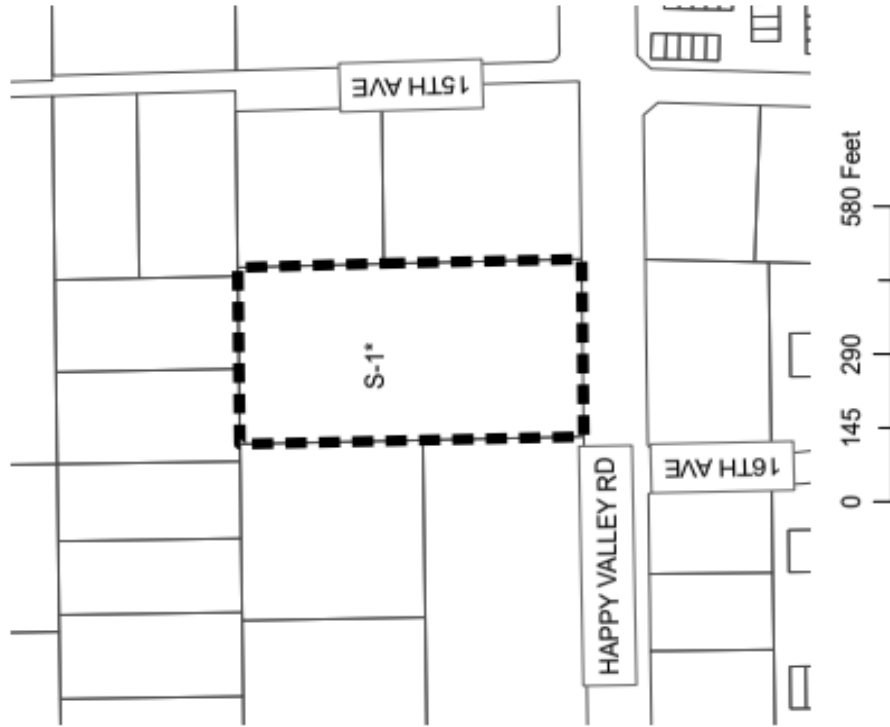
Thence South 01 Degrees 29 Minutes 13 Seconds East along the East line of said West half a distance of 620.22 feet to said North line of the South 40.00 feet;

Thence South 89 Degrees 19 Minutes 07 Seconds West along said last North line a distance of 349.06 feet to the POINT OF BEGINNING.

EQUIVALENCY ZONING MAP

Annexation Case: 535, 15th Avenue and Happy Valley Rd
Zoning Overlay: N/A
Planning Village: Deer Valley

ZONING SUBJECT TO STIPULATIONS: *
SUBJECT AREA: ■■■■■



NOT TO SCALE





Remove/Replace Zoning District - 17th Avenue and Happy Valley Road - Annexation 548 - Northeast Corner of 17th Avenue and Happy Valley Road (Ordinance G-7339) - District 1

Request to authorize the City Manager, or his designee, to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by removing the Maricopa County RU-43 zoning district and replacing it with the City of Phoenix S-1 zoning district on a portion of a property located at the location described below, which was annexed into the City of Phoenix on November 20, 2024, by Ordinance S-51437.

Location

Northeast corner of 17th Avenue and Happy Valley Road
Council District: 1

Responsible Department

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

ATTACHMENT A

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

ORDINANCE G-

AN ORDINANCE AMENDING THE CODE OF THE CITY OF PHOENIX, ARIZONA, PART II, CHAPTER 41, THE ZONING ORDINANCE OF THE CITY OF PHOENIX, BY AMENDING SECTION 601, THE ZONING MAP OF THE CITY OF PHOENIX, BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE ANNEXED PARCEL DESCRIBED HEREIN (17TH AVENUE AND HAPPY VALLEY ROAD ANNEXATION, NO. 548) FROM COUNTY RU-43 TO CITY'S S-1 (RANCH OR FARM RESIDENCE).

WHEREAS, on November 20, 2024, via Ordinance S-51437, the City of Phoenix annexed approximately 7.28 acres located at the northeast corner of 17th Avenue and Happy Valley Road, in a portion of Section 6, Township 4 North, Range 3 East, as described more specifically in "Exhibit A" and incorporated herein by this reference; and,

WHEREAS, as required by A.R.S. § 9-471.L, the city of Phoenix is required to adopt zoning districts on the subject parcel to permit uses and densities no greater than those allowed by the prior County zoning district; and,

WHEREAS, immediately prior to annexation the zoning applicable to this territory was Maricopa County's RU-43 zoning district; and

WHEREAS, the City's S-1 (Ranch or Farm Residence) zoning district is equivalent to Maricopa County's RU-43 zoning district;

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

SECTION 1. The approximately 7.28 acres located at the northeast corner of 17th Avenue and Happy Valley Road, in a portion of Section 6, Township 4 North, Range 3 East, which is described in "Exhibit A" and depicted in "Exhibit B" has been annexed to the City of Phoenix, and the present corporate limits of the City have been extended and increased to include such property.

SECTION 2. Pursuant to A.R.S. §9-471(L), the property depicted in Exhibit B is hereby removed from Maricopa County's RU-43 zoning district and placed into the City's S-1 (Ranch or Farm Residence) zoning district. This zoning designation shall take effect thirty days after this Ordinance is adopted, without further action by the City Council, and

SECTION 3. The City Clerk shall cause a copy of this Ordinance, together with "Exhibit A" and "Exhibit B" to be filed and recorded in the Records of the Office of the Maricopa County Recorder, and

SECTION 4. The Planning and Development Director is instructed to modify The Zoning Map of the City of Phoenix to reflect this use district classification change as shown in "Exhibit B."

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the

decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED by the Council of the City of Phoenix this 18th day of December, 2024.

MAYOR

ATTEST:

Denise Archibald, City Clerk

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

By:

REVIEWED BY:

Jeffrey Barton, City Manager

Exhibits:

- A – Legal Description (1 Page)
- B – Ordinance Location Map (1 Page)

EXHIBIT A

LEGAL DESCRIPTION
17TH AVENUE AND HAPPY VALLEY ROAD

The South half of the Southwest quarter of the Southeast quarter of the Southwest quarter AND the Northeast quarter of the Southwest quarter of the Southeast quarter of the Southwest quarter All of Section 6, Township 4 North, Range 3 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, Except the South 40 feet, being more particularly described as follows;

COMMENCING at the Southwest corner (City of Phoenix brass cap in handhole) of said Section 6, from which the South quarter corner (Maricopa County Department of Transportation brass cap flush) of said Section 6 bears North 89 Degrees 19 Minutes 07 Seconds East a distance of 2647.18 feet;

Thence North 89 Degrees 19 Minutes 07 Seconds East along the South line of said Southwest quarter of Section 6 a distance of 1250.34 feet to the Southwest corner of said South half;

Thence North 00 Degrees 50 Minutes 04 Seconds East along the West line of said South half a distance of 40.00 feet to the North line of the South 40.00 feet of said South half, said point being the TRUE POINT OF BEGINNING;

Thence North 00 Degrees 50 Minutes 04 Seconds East along said West line a distance of 290.33 feet to the Northwest corner of said South half;

Thence North 89 Degrees 19 Minutes 57 Seconds East along the North line of said South half a distance of 347.96 feet to the Southwest corner of said Northeast quarter of the Southwest quarter of the Southeast quarter of the Southwest quarter;

Thence North 01 Degrees 03 Minutes 07 Seconds West along the West line of said Northeast quarter a distance of 330.25 feet to the Northwest corner of said Northeast quarter;

Thence North 89 Degrees 20 Minutes 48 Seconds East along the North line of said Northeast quarter a distance of 346.78 feet to the Northeast corner of said Northeast quarter;

Thence South 0 1 Degrees 16 Minutes 10 Seconds East along the East line of said Northeast quarter and said South half a distance of 620.36 feet to said North line of the South 40.00 feet;

Thence South 89 Degrees 19 Minutes 07 Seconds West along last said South North line a distance of 698.12 feet to the POINT OF BEGINNING.

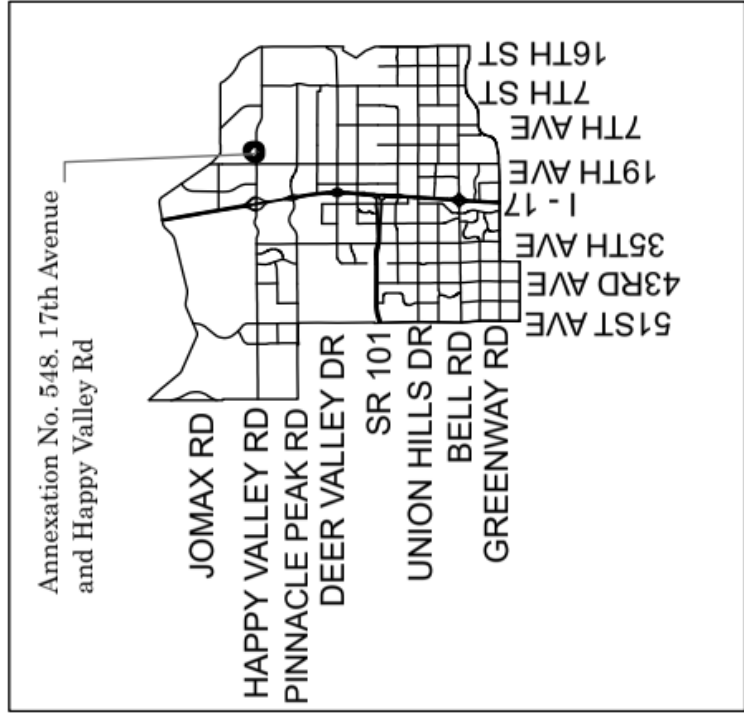
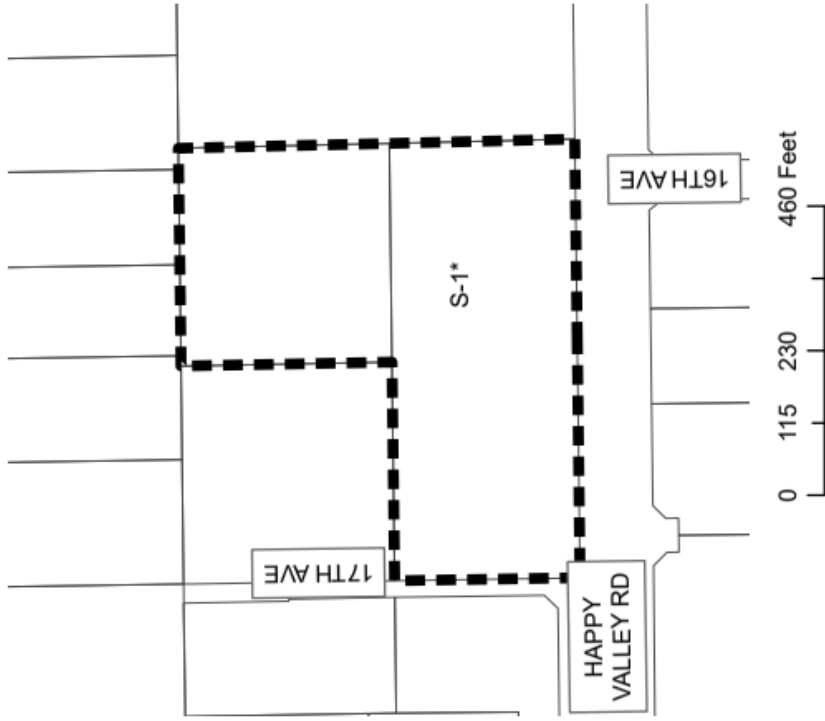
EXHIBIT B

EQUIVALENCY ZONING MAP

ZONING SUBJECT TO STIPULATIONS: *

SUBJECT AREA: - - - - -

Annexation Case: 548, 17th Avenue and Happy Valley Rd
 Zoning Overlay: N/A
 Planning Village: Deer Valley



NOT TO SCALE



Drawn Date: 11/5/2024



Remove/Replace Zoning District - 53rd Avenue and Broadway Road - Annexation 551 - Approximately 200 Feet West of the Southwest Corner of 53rd Avenue and Broadway Road (Ordinance G-7336) - District 7

Request to authorize the City Manager, or his designee, to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by removing the Maricopa County RU-43 zoning district and replacing it with the City of Phoenix S-1 zoning district on a portion of a property located at the location described below, which was annexed into the City of Phoenix on November 13, 2024, by Ordinance S-51412.

Location

Approximately 200 feet west of the southwest corner of 53rd Avenue and Broadway Road

Council District: 7

Responsible Department

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

ATTACHMENT A

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

ORDINANCE G-

AN ORDINANCE AMENDING THE CODE OF THE CITY OF PHOENIX, ARIZONA, PART II, CHAPTER 41, THE ZONING ORDINANCE OF THE CITY OF PHOENIX, BY AMENDING SECTION 601, THE ZONING MAP OF THE CITY OF PHOENIX, BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE ANNEXED PARCEL DESCRIBED HEREIN (53RD AVENUE AND BROADWAY ROAD ANNEXATION, NO. 551) FROM COUNTY RU-43 TO CITY'S S-1 (RANCH OR FARM RESIDENCE).

WHEREAS, on November 13, 2024, via Ordinance S-51412, the City of Phoenix annexed approximately 3.20-acres located approximately 200 feet west of the southwest corner of 53rd Avenue and Broadway Road, in a portion of Section 20, Township 1 North, Range 2 East, as described more specifically in "Exhibit A" and incorporated herein by this reference; and,

WHEREAS, as required by A.R.S. § 9-471.L, the city of Phoenix is required to adopt zoning districts on the subject parcel to permit uses and densities no greater than those allowed by the prior County zoning district; and,

WHEREAS, immediately prior to annexation the zoning applicable to this territory was Maricopa County's RU-43 zoning district; and

WHEREAS, the City's S-1 (Ranch or Farm Residence) zoning district is equivalent to Maricopa County's RU-43 zoning district;

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

SECTION 1. The approximately 3.20-acres located approximately 200 feet west of the southwest corner of 53rd Avenue and Broadway Road, in a portion of Section 20, Township 1 North, Range 2 East, which is described in "Exhibit A" and depicted in "Exhibit B" has been annexed to the City of Phoenix, and the present corporate limits of the City have been extended and increased to include such property.

SECTION 2. Pursuant to A.R.S. §9-471(L), the property depicted in Exhibit B is hereby removed from Maricopa County's RU-43 zoning district and placed into the City's S-1 (Ranch or Farm Residence) zoning district. This zoning designation shall take effect thirty days after this Ordinance is adopted, without further action by the City Council, and

SECTION 3. The City Clerk shall cause a copy of this Ordinance, together with "Exhibit A" and "Exhibit B" to be filed and recorded in the Records of the Office of the Maricopa County Recorder, and

SECTION 4. The Planning and Development Director is instructed to modify The Zoning Map of the City of Phoenix to reflect this use district classification change as shown in "Exhibit B."

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the

decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED by the Council of the City of Phoenix this 18th day of December, 2024.

MAYOR

ATTEST:

Denise Archibald, City Clerk

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

By:

REVIEWED BY:

Jeffrey Barton, City Manager

Exhibits:

A – Legal Description (1 Page)

B – Ordinance Location Map (1 Page)

DRAFT

EXHIBIT A
LEGAL DESCRIPTION

53RD AVENUE AND BROADWAY ROAD

All that certain real property in the County of Maricopa, State of Arizona, described as follows:

A portion of the Southeast quarter of Section 20, Township 1 North, Range 2 East of the Gila and Salt River Meridian, Maricopa County, Arizona, more particularly described as follows:

Commencing at the Northeast corner of the South half of the Southeast quarter of said Section 20;

Thence North 88 degrees 28 minutes 00 seconds West, along the North line of the South half of the Southeast quarter of said Section 20, a distance of 1437.11 feet to the Northwest corner of the area annexed to the City of Phoenix by its Ordinance No S-35879, recorded in Document No 2009-0141718, Records of Maricopa County, Arizona;

Thence South 00 degrees 08 minutes 08 seconds West, along the West line of said area annexed by Ordinance No. S-35879, a distance of 165.11 feet to the TRUE POINT OF BEGINNING;

Thence South 00 degrees 08 minutes 08 seconds West, a distance of 413.75 feet;

Thence departing said West line of area annexed by Ordinance No. S-35879, North 88 degrees 42 minutes 41 seconds West, a distance of 470.25 feet;

Thence North 00 degrees 08 minutes 08 seconds East, a distance of 136.42 feet to a point on the South right-of-way line of Broadway Road, recorded in Document No. 1988-0816380, Records of Maricopa County, Arizona;

Thence North 60 degrees 23 minutes 19 seconds East along said South right-of-way line of Broadway Road, a distance of 498.52 feet to the beginning of a tangent curve to the right, having a radius of 1318.91 feet;

Thence Northeasterly, along the arc of said to the right, through a central angle of 01 degrees 51 minutes 01 seconds, a distance of 42.59 feet to the TRUE POINT OF BEGINNING.

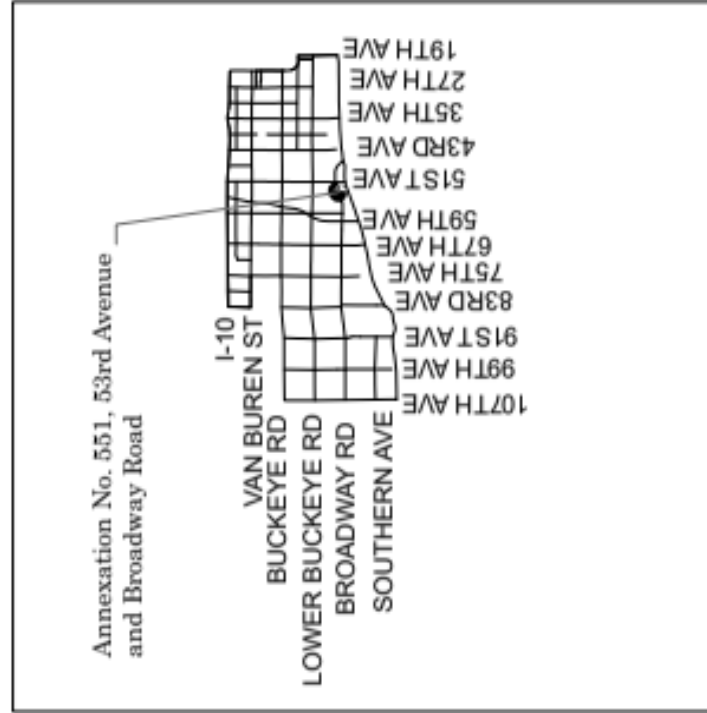
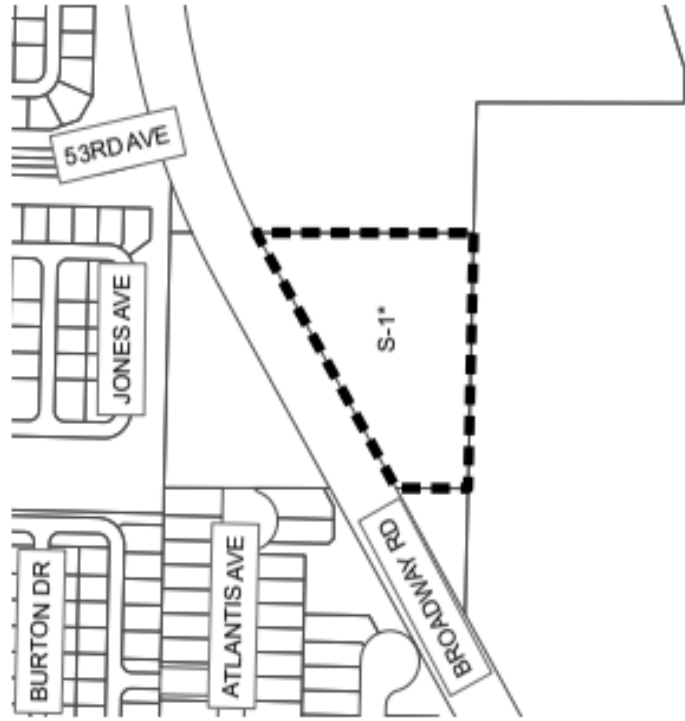
EXHIBIT B

EQUIVALENCY ZONING MAP

Annexation Case: 551, 53rd Avenue and Broadway Road
Zoning Overlay: N/A
Planning Village: Estrella

ZONING SUBJECT TO STIPULATIONS: *

SUBJECT AREA: - - - - -



NOT TO SCALE

Drawn Date: 11/5/2024



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Remove/Replace Zoning District - 27th Avenue and Baseline Road - Annexation 543 - Approximately 570 Feet West of the Northwest Corner of 27th Avenue and Baseline Road (Ordinance G-7337) - District 8

Request to authorize the City Manager, or his designee, to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by removing the Maricopa County RU-43 zoning district and replacing it with the City of Phoenix S-1 zoning district on a portion of a property located at the location described below, which was annexed into the City of Phoenix on November 20, 2024, by Ordinance S-51434.

Location

Approximately 570 feet west of the northwest corner of 27th Avenue and Baseline Road

Council District: 8

Responsible Department

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

ATTACHMENT A

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

ORDINANCE G-

AN ORDINANCE AMENDING THE CODE OF THE CITY OF PHOENIX, ARIZONA, PART II, CHAPTER 41, THE ZONING ORDINANCE OF THE CITY OF PHOENIX, BY AMENDING SECTION 601, THE ZONING MAP OF THE CITY OF PHOENIX, BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE ANNEXED PARCEL DESCRIBED HEREIN (27TH AVENUE AND BASELINE ROAD ANNEXATION, NO. 543) FROM COUNTY RU-43 TO CITY'S S-1 (RANCH OR FARM RESIDENCE).

WHEREAS, on November 20, 2024, via Ordinance S-51434, the City of Phoenix annexed approximately 1.89-acres located approximately 570 feet west of the northwest corner of 27th Avenue and Baseline Road, in a portion of Section 35, Township 1 North, Range 2 East, as described more specifically in "Exhibit A" and incorporated herein by this reference; and,

WHEREAS, as required by A.R.S. § 9-471.L, the city of Phoenix is required to adopt zoning districts on the subject parcel to permit uses and densities no greater than those allowed by the prior County zoning district; and,

WHEREAS, immediately prior to annexation the zoning applicable to this territory was Maricopa County's RU-43 zoning district; and

WHEREAS, the City's S-1 (Ranch or Farm Residence) zoning district is equivalent to Maricopa County's RU-43 zoning district;

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

SECTION 1. The approximately 1.89-acres located approximately 570 feet west of the northwest corner of 27th Avenue and Baseline Road, in a portion of Section 35, Township 1 North, Range 2 East, which is described in “Exhibit A” and depicted in “Exhibit B” has been annexed to the City of Phoenix, and the present corporate limits of the City have been extended and increased to include such property.

SECTION 2. Pursuant to A.R.S. §9-471(L), the property depicted in Exhibit B is hereby removed from Maricopa County's RU-43 zoning district and placed into the City's S-1 (Ranch or Farm Residence) zoning district. This zoning designation shall take effect thirty days after this Ordinance is adopted, without further action by the City Council, and

SECTION 3. The City Clerk shall cause a copy of this Ordinance, together with “Exhibit A” and “Exhibit B” to be filed and recorded in the Records of the Office of the Maricopa County Recorder, and

SECTION 4. The Planning and Development Director is instructed to modify The Zoning Map of the City of Phoenix to reflect this use district classification change as shown in “Exhibit B.”

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED by the Council of the City of Phoenix this 18th day of December, 2024.

MAYOR

ATTEST:

Denise Archibald, City Clerk

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

By:

REVIEWED BY:

Jeffrey Barton, City Manager

Exhibits:

A – Legal Description (1 Page)

B – Ordinance Location Map (1 Page)

EXHIBIT A

LEGAL DESCRIPTION

27TH AVENUE AND BASELINE ROAD

A portion of the South half of the South half of the Southeast quarter of the Southeast quarter of Section 35, Township 1 North, Range 2 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona being more particularly described as follows;

COMMENCING at the Southeast corner of said Section 35, monumented with a Maricopa County Department of Transportation brass cap in handhole which bears North 89 degrees 48 minutes 42 seconds East 2643.84 feet from the South quarter corner of said Section 35, monumented with a brass cap in handhole;

Thence along the South line of the Southeast quarter of Section 35, South 89 degrees 48 minutes 42 seconds West 570.03 feet to a point on a line 570.00 feet West of, and parallel with, the East line of the Southeast quarter of said Section 35;

Thence, along said parallel line, North 00 degrees 21 minutes 17 seconds East 55.00 feet to a point on a line 55.00 feet North of, and parallel with, the South line of the Southeast quarter of said Section 35, said point being the POINT OF BEGINNING;

Thence, along said parallel line, South 89 degrees 48 minutes 42 seconds West 300.01 feet to a point on a line 870.00 feet West of and parallel with the East line of the Southeast quarter of said Section 35;

Thence, along said parallel line, North 00 degrees 21 minutes 17 seconds East 274.48 feet to a point on the North line of the South half of the South half of the Southeast quarter of the Southeast quarter of said Section 35;

Thence, along said North line, North 89 degrees 48 minutes 11 seconds East 300.01 feet to a point on a line 570.00 feet West of, and parallel with, the East line of the Southeast quarter of said Section 35;

Thence, along said parallel line, South 00 degrees 21 minutes 17 seconds West 274.52 feet to the POINT OF BEGINNING.

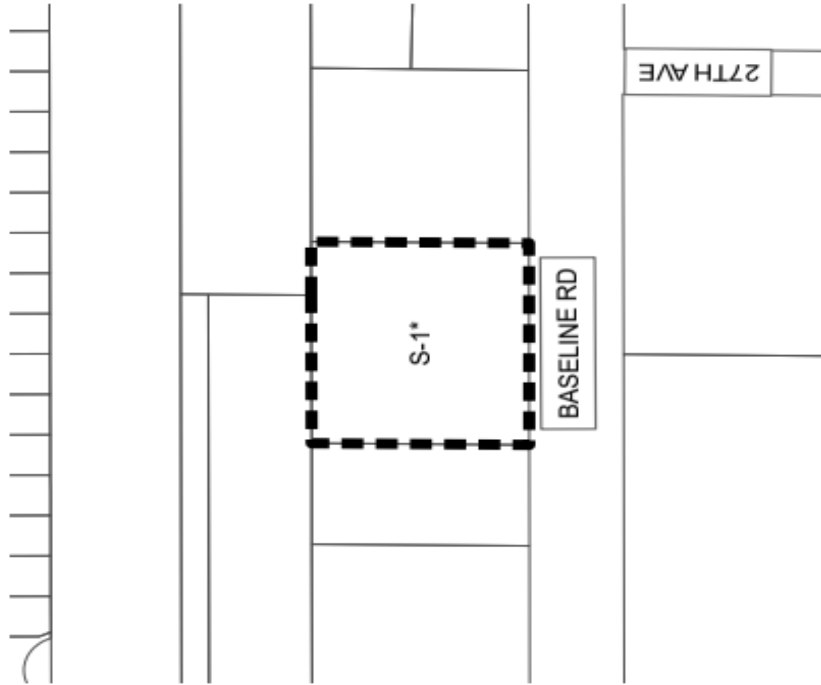
Comprising 1.890 acres or 82,350 square feet, subject to all easements of record.

EQUIVALENCY ZONING MAP

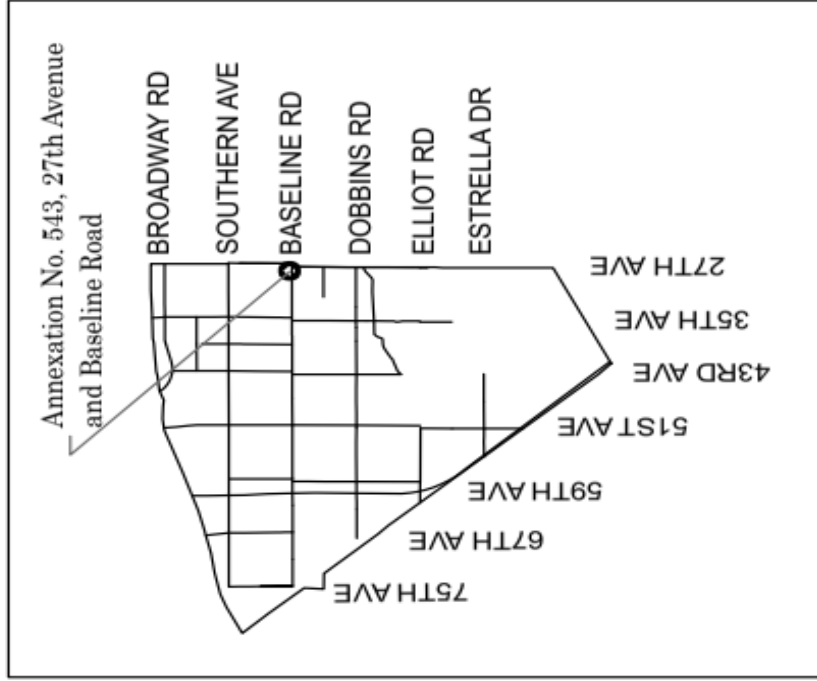
Annexation Case: 543, 27th Avenue and Baseline Road
Zoning Overlay: N/A
Planning Village: Laveen

ZONING SUBJECT TO STIPULATIONS: *

SUBJECT AREA: ■■■■■■



NOT TO SCALE



Drawn Date: 11/5/2024



Electronic Document Management System Software and Maintenance - EXC 20-040 - Amendment (Ordinance S-51530) - Citywide

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 151011 with Hyland Software, Inc. to modify the scope of work and request additional expenditures. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$1,300,000.

Summary

This contract provides professional services to the City for the OnBase Integration database software. The OnBase document storage and access is a critical component for the KIVA and SHAPE PHX application system which tracks the Planning and Development Department's (PDD) permitting, plan review and land information system and inspections. This request is to implement Phase III, which provides licensing to integrate PDD's document management system OnBase with the new PDD business application SHAPE PHX Sales Force application. The additional funds will be used for subscription license fees, additional 1500 licenses for OnBase Integration to Salesforce, REST API license, Query API and Document Packaging and Delivery, and Training and Premium Subscription through the end of the contract term.

This item has been reviewed and approved by the Information Technology Services Department. The City Treasurer is authorized to accept, and the City Controller is authorized to disburse, all funds related to this item.

Contract Term

The contract term remains unchanged, ending on September 30, 2027.

Financial Impact

Upon approval of \$1,300,000 in additional funds, the revised aggregate value of the contract will not exceed \$2,201,600. Funds are available in the PDD's operating budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Electronic Document Management System Software and Maintenance, Contract

- 151011 (Ordinance S-46005) on September 18, 2019; and
- Electronic Document Management System Software and Maintenance, Contract 151011 (Ordinance S-48741) on June 15, 2022.

Responsible Department

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



Land Use Assumptions and Infrastructure Improvements Plans for Updating the Development Impact Fee Program - Citywide

Request to approve the updated Land Use Assumptions (LUAs) and Infrastructure Improvements Plans (IIPs) as amended per the staff recommendations outlined in the attached memorandum dated December 11, 2024.

Summary

Development impact fees are assessed on building permits obtained with designated impact fee service areas to help pay for certain capital facilities that are necessary to serve new development. Arizona's impact fee enabling statute (ARS 9-463.05) requires cities to review and, if necessary, update fees every five years. In addition to maintaining compliance with impact fee statutes, updating the impact fee program helps ensure fees are in-line with current raw materials, labor, and development demand, along with projected growth/service needs, infrastructure plans, and overall facility costs. This item is requested in accordance with ARS 9-463.05(D) that requires Council action on LUAs and IIPs between 30 and 60 days after the public hearing that took place on November 13, 2024. The City's last impact fee update was approved by Council on January 29, 2020, and the fees took effect later that spring.

The LUAs and IIPs are the principal planning documents needed to support changes to development impact fee assessments. Phoenix currently administers nine development impact fee programs: Fire Protection, Police, Parks, Libraries, Major Arterials, Storm Drainage, Water, Wastewater, and Water Resources Acquisition. As proposed, this update would divide the Water fee into Water Treatment and Water Transmission fees, and the Wastewater fee into Wastewater Treatment and Wastewater Collection fees; establishing a total of eleven fee categories. IIPs for each fee category have been updated to reflect current growth projections and inflation in construction costs since the last fee update. Facility cost estimates assumed in the proposed IIPs have been escalated at three percent per year to 2028 dollars to account for normal inflation. Updated LUAs and IIPs can be viewed online at: www.phoenix.gov/pddsite/Pages/Proposed2025InfrastructureFinancingPlan.

To ensure the approved LUAs and IIPs are based on the best available information, staff recommends incorporating the revisions outlined in **Attachment A: Memorandum**

Dated December 11, 2024, that could affect the proposed changes to the City's development impact fees.

Next Steps

Following approval of the LUAs and IIPs, a notice of intention to assess a development fee will be released to the public and posted on the City's website. No less than 30 days after posting the notice of intent, a subsequent public hearing will be conducted on the proposed development fees. Between 30 and 60 days after the public hearing on proposed development fees, Council is required to take action on the proposed development fees.

Responsible Department

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

ATTACHMENT A



City of Phoenix

PLANNING AND DEVELOPMENT DEPARTMENT

To: Alan Stephenson
Deputy City Manager

Date: December 11, 2024

From: Joshua Bednarek
Planning and Development Director

Subject: ITEM I12 ON THE DECEMBER 18, 2024, FORMAL AGENDA
ADOPTION OF LAND USE ASSUMPTIONS AND INFRASTRUCTURE
IMPROVEMENTS PLANS

Item 112, Adoption of Land Use Assumptions and Infrastructure Improvements Plans, is a request to approve updated Land Use Assumptions (LUA) and Infrastructure Improvements Plans (IIP) (collectively, the Infrastructure Financing Plan or "IFP") in accordance with Arizona Revised Statutes 9-463.05 Development Fees. Approval of the LUAs and IIPs is required prior to approving a development impact fee or updating an existing development impact fee because these plans gather, analyze and present the necessary data to develop the fees.

A public hearing on LUAs and IIPs was conducted during the Formal City Council meeting on November 13, 2024. A future public hearing on proposed changes to the city's development impact fees is anticipated on or after January 22, 2025. A second future public hearing and adoption of the impact fees will be scheduled in spring of 2025.

Deputy City Manager Stephenson appointed the Impact Fee Ad Hoc Committee to provide input to staff and professional consultants on the underlying assumptions supporting the draft IFP prior to recommendations going to City Council. The Ad Hoc Committee convened fourteen times between January 18, and October 3, 2024. On November 4, 2024, the Ad Hoc Committee submitted written comments that included the following recommendation: *The Ad Hoc Committee recommends that staff continue to refine the IFP as needed to ensure new development does not pay more than its proportional share of new public infrastructure required for or impacted by such development.* The full Ad Hoc Committee report, along with additional IFP materials, can be found on the web at: www.phoenix.gov/pddsites/Pages/Proposed2025InfrastructureFinancingPlan

Consistent with the Ad Hoc recommendation above, and to ensure the approved LUAs and IIPs are based on the best available information, staff recommends updating and replacing certain assumptions that could affect proposed changes to the city's impact fees.

Staff recommends approval of the Land Use Assumptions and Infrastructure Improvements Plans, subject to the following amendments:

1. THE LAND USE ASSUMPTIONS (LUAS) CONTAINED IN EACH INFRASTRUCTURE IMPROVEMENTS PLAN (IIP) SHALL BE REPLACED WITH THE LUAS FROM THE 2025 DEVELOPMENT IMPACT FEE UPDATE, LAND USE ASSUMPTIONS REPORT AS REVISED SEPTEMBER 30, 2024, AND ENCLOSED AS **ATTACHMENT A1**.
 - A. TO THE EXTENT REVISED LUAS AFFECT THE MEASUREMENT OF SERVICE LEVELS, THE SERVICE LEVELS IN EACH IIP SHALL BE REPLACED TO ALIGN

WITH THE REVISED LUAS.

- B. TO THE EXTENT REVISED LUAS AFFECT THE CALCULATION OF EQUIVALENT DEMAND UNIT FACTORS (EDUS) THE EDUS IN EACH IIP SHALL BE REPLACED TO ALIGN WITH THE REVISED LUAS.
- C. OTHER REVISIONS DIRECTLY RESULTING FROM REVISED LUAS.
 - 2. THE ALTERNATIVE REVENUE OFFSETS IN EACH IIP SHALL BE UPDATED TO REFLECT THE VALUES FROM THE *2025 IMPACT FEE UPDATE, ALTERNATIVE REVENUE OFFSETS REPORT* DATED DECEMBER 4, 2024, AND ENCLOSED AS **ATTACHMENT A2**.
 - 3. THE FUND BALANCE ADJUSTMENTS IN EACH IIP SHALL BE UPDATED TO REFLECT THE VALUES FROM THE *2025 IMPACT FEE UPDATE, FUND BALANCE ADJUSTMENTS REPORT* DATED DECEMBER 4, 2024, AND ENCLOSED AS **ATTACHMENT A3**.
 - 4. THE UNIT COST FOR ROADWAYS IN THE MAJOR ARTERIAL IIP SHALL BE REPLACED WITH THE UNIT COST VALUES FROM THE KIMLEY-HORN MEMORANDUM DATED NOVEMBER 22, 2024, AND ENCLOSED AS **ATTACHMENT A4**.
 - 5. INCORPORATE OTHER COST CONTROL MEASURES TO REFLECT THE BEST AVAILABLE INFORMATION AT THE TIME OF FEE ADOPTION. COST CONTROL MEASURES MAY INCLUDE, BUT ARE NOT LIMITED TO, ADJUSTMENTS NECESSITATED BY NEW / ADDITIONAL FUNDING COMMITMENTS.

The first recommendation involves correcting the time-period drawn from the Land Use Assumptions Report. Growth forecasts prepared by Applied Economics, LLC were provided annually from 2023 to 2035, and in 5-year increments from 2035 to 2060, plus the hypothetical 'buildout' when all undeveloped lands are absorbed. Draft LUAs and IIPs were based on a 10-year period covering 2025 (FY24/25) to 2034 (FY33/34). It was later recognized that the correct 10-year period should be 2026 (FY25/26) to 2035 (FY34/35), to align with the 5-year increments in the growth forecast. This update effects the equivalent demand unit (EDU) quantities used to determine service levels, 10-year facility needs, and certain cost allocations. Since this update primarily impacts IIPs that employ an 'incremental expansion' method (i.e. each unit of development requires a unit of service based on the establish Level of Service) this update would have a minor effect on fees. Notably, the 'build-out EDU quantities that are utilized in the 'plan-based' IIPs will not change as a result of this correction.

The second recommendation incorporates final analyses of Alternative Revenue Offsets. Offsets are calculated and applied upfront against 'gross' impact fees per EDU to avoid a condition often referred to as double-charging. The final review and analysis of offsets involved verifying debt terms for past and anticipated future bond sales, vetting recently sold revenue bonds for qualifying facilities, and updating EDUs for cost-allocation purposes as described above. Complete details of updated offset calculations and assumptions can be found in the *Alternative Revenue Offsets Report* dated December 4, 2024.

The third recommendation incorporates final analysis of Fund Balance Adjustments. Qualifying fund balances are applied against the total capital cost of planned improvements per EDU for each impact fee service area. The final review and analysis of fund balances involved utilizing FY24 year-end balances, identifying existing commitments of funds to determine qualifying balances,

and updating EDUs for allocation purposes as described above. Complete details of updated fund balance adjustments can be found in the Fund Balance Adjustments Report dated December 4, 2024.

The fourth recommendation revises the 'unit cost' utilized in the Major Arterial IIP to estimate capital costs for roadways. The city retained Kimley-Horn to evaluate and recommend construction costs for roads, storm drains and bridges. Subsequent analysis of the road costs, incorporating a larger sample of recent projects, resulted in Kimley-Horn revising their recommended unit cost for the sub-grade preparation and asphalt components. A detailed explanation can be found in the Kimley-Horn memorandum dated November 22, 2024. This revision would result in a reduction of Major Arterial fees.

The following table compares the draft and revised net fee per EDU for each fee area. The Revised Fee numbers reflect the revisions to the IFP's outlined in one thru five at the beginning of this memo.

Impact Fee Area	Draft Fee	Revised Fee	\$ Change	% Change
Northwest	\$36,985	\$34,907	-\$2,078	-5.6%
Deer Valley	\$28,324	\$27,098	-\$1,226	-4.3%
Northeast	\$36,336	\$34,772	-\$1,564	-4.3%
Paradise Ridge	\$39,430	\$37,866	-\$1,564	-4.0%
Estrella North (Off Project)	\$14,625	\$14,637	\$12	0.1%
Estrella North (On Project)	\$12,502	\$12,628	\$126	1.0%
Estrella South (Off Project)	\$21,535	\$20,046	-\$1,489	-6.9%
Estrella South (On Project)	\$19,412	\$18,037	-\$1,375	-7.1%
Laveen West (Off Project)	\$14,819	\$14,831	\$12	0.1%
Laveen West (On Project)	\$12,696	\$12,822	\$126	1.0%
Laveen East (Off Project)	\$14,819	\$14,831	\$12	0.1%
Laveen East (On Project)	\$12,696	\$12,822	\$126	1.0%
Ahwatukee (Off Project)	\$11,927	\$12,445	\$518	4.3%
Ahwatukee (On Project)	\$9,804	\$10,436	\$632	6.4%
Balance of the City (Off Project)	\$8,172	\$7,467	-\$705	-8.6%
Balance of the City (On Project)	\$6,049	\$5,458	-\$591	-9.8%

Notes: Northwest, Deer Valley, Northeast, and Paradise Ridge impact fee areas are entirely Off-Project and include Water Resource Acquisition Fees. The Estrella North impact fee area is entirely On-Project. On-Project lands within the Ahwatukee impact fee area have built-out and no new development is anticipated in that location. All fees are based on inflation-adjusted unit costs estimated at January 2028 dollars. The offset for Water and Sewer Development Occupational Fees is not included. Staff recommends striking PCC Chapters 19A - 19D, thereby eliminating the DOF fee.

Enclosures:

- Attachment A1: Land Use Assumptions Report, Revised 9/30/2024 (6 pages)
- Attachment A2: Alternative Revenue Offsets Summary, 12/4/2024 (1 page)
- Attachment A3: Fund Balance Adjustments Summary, 12/4/2024 (1 page)
- Attachment A4: Kimley-Horn Memorandum dated 11/22/2024 (1 page)

Approved: 
 Alan Stephenson, Deputy City Manager

City of Phoenix
2025 Development Impact Fee Update
LAND USE ASSUMPTIONS REPORT

DRAFT
8-2-2024
(Revised 9/30/2024)



Prepared by:
Business & Strategy Division
Growth, Infrastructure & Financial Stability Section

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SUMMARY OF LAND USE ASSUMPTIONS

The land use assumptions detailed in this report provide the foundation for evaluating the future demand for public services for which the city collects Development Impact Fees (DIF) and Water Resources Acquisition Fees (WRAF).

Land use assumptions describe future development in terms of type, size, location and relative timing. Residential development has been divided into single-family and multifamily categories and measured in terms of dwelling units. Non-residential development land use is divided into five categories (retail, office, industrial, public and other) measured by structure size or floor area, where 1,000 square feet of floor area is equal to one non-residential development unit. Future development unit values for the City of Phoenix have been derived from county-wide population forecasts prepared by the Arizona State Demographer’s Office and metro-area employment forecasts prepared by the University of Arizona. New dwelling units and non-residential space have been allocated geographically throughout the city to project future development within development impact fee service areas. The forecasted development units summarized in this report were prepared by Applied Economics, LLC, a local economic research firm. For a more detailed description of data sources and methods please see supplemental report: *Growth Projections and Land Use Assumptions 2024 Update*, Applied Economics, July 12, 2024.

For this update, growth projections have been prepared to project demand for necessary public services for the ten-year period from 2025 to 2035.

- Residential development has been estimated using the 2022 Maricopa County medium-series population projections prepared by the State Demographer’s Office within the Arizona Office of Economic Opportunity. Down-scaling to Phoenix impact fee service areas and converting population to single family and multifamily units was performed by Applied Economics, LLC.
- Non-residential development has been estimated based on 2023 metro-area employment by industry data provided by the University of Arizona. Down scaling to Phoenix impact fee service areas and converting employment to non-residential development units was performed by Applied Economics, LLC.

For all estimations, the data is provided at the impact fee area “building block” level.

IMPACT FEE SERVICE AREA BUILDING BLOCKS

Land use assumptions have been summarized in geographic *building blocks* that can be aggregated to the impact fee service areas applicable to each impact fee program. The impact fee service areas described in this report are based on the areas established in previous plans. The only notable change is a proposed ‘citywide’ impact fee service area for Water Treatment and Wastewater Treatment that would be assessed in the ‘Balance of City’ area.

The following table displays how the impact fee “building block” areas are combined to make designated impact fee service areas for each fee category. The building block geographies are provided on Map #1 *Impact Fee Service Area Maps*, September 19, 2024 or as amended.

Impact Fee Category	Impact Fee Service Area	Building Block
Fire Protection, Police, Parks, Library	Northwest	Northwest & Deer Valley
	Northeast	Northeast & Paradise Ridge
	Southwest	Estrella N, Estrella S, Laveen W & Laveen E
	Ahwatukee	Ahwatukee
Major Arterials	Northern	Northwest, Deer Valley, Northeast & Paradise Ridge
	Southwest	Estrella N, Estrella S, Laveen W & Laveen E
Storm Drainage	Paradise Ridge	Paradise Ridge
	Estrella	Estrella N & Estrella S
	Laveen	Laveen W & Laveen E
Water Distribution	Northern	Northwest, Deer Valley, Northeast, & Paradise Ridge
	Southern	Estrella N, Estrella S, Laveen W, Laveen E, & Ahwatukee
Wastewater Collection	Northern - WW	Northwest, Northeast & Paradise Ridge
	Estrella South	Estrella South
Wastewater Treatment	North of CAP Canal	Northwest, Northeast, & Paradise Ridge
	South of CAP Canal	Deer Valley, Balance of City, Estrella N, Estrella S, Laveen W, Laveen E, & Ahwatukee
Water Treatment	Citywide	All ‘Building Blocks’ & Balance of City
Water Resources Acquisition	Off-Project	Off-Project
	On-Project	On-Project

LAND USE ASSUMPTION QUANTITIES BY BUILDING BLOCK

It is necessary to estimate development units at the beginning of the planning horizon. For this update the starting point or “estimate year” is assumed to be 2025. At the time Applied Economics, LLC, initiated their study the best available data for existing development units was for 2023. The 2025 estimated development units are used to calculate current Levels of Service (LOS) for certain impact fee categories.

Estimate Year Land Use Assumptions (2025)

	<i>(Dwelling Units)</i>		<i>(000's Square Feet)</i>				
	SFR	MFR	Retail	Office	Industrial	Public	Other
Northwest	10,004	5,108	2,152	263	4,059	1,534	478
Deer Valley	5,195	1,558	5	0	27	188	12
Northeast	20,790	5,680	2,300	1,150	1,556	1,805	1,397
Paradise Ridge	262	4,130	1,542	1,803	0	108	2,244
Estrella North	2,353	657	1,774	12	47,308	621	143
Estrella South	17,128	1,379	1,623	9	18,433	1,552	34
Laveen West	22,435	1,420	2,677	118	1,088	2,135	552
Laveen East	6,851	575	882	7	285	597	35
Ahwatukee	24,405	9,913	3,015	1,661	1,201	2,316	1,135
Balance of City	295,911	244,960	80,067	110,563	114,560	86,994	57,187
Citywide	405,334	275,380	96,037	115,586	188,517	97,850	63,217
Off-Project	209,093	105,345	40,821	38,736	49,216	24,103	25,394
On-Project	196,264	170,035	55,217	76,851	139,301	73,748	37,879

10-Year Land Use Assumptions (2035)

	<i>Dwelling Units</i>		<i>000's Square Feet</i>				
	SFR	MFR	Retail	Office	Industrial	Public	Other
Northwest	13,047	10,822	3,052	2,388	11,509	1,644	716
Deer Valley	5,281	1,558	5	0	27	316	12
Northeast	33,783	10,696	3,221	2,512	1,819	1,818	1,754
Paradise Ridge	3,200	5,236	1,644	3,934	0	800	2,676
Estrella North	2,765	1,002	1,828	12	51,802	621	143
Estrella South	20,640	3,221	2,042	61	22,292	1,904	34
Laveen West	25,639	4,569	3,759	433	3,144	2,135	1,384
Laveen East	7,887	715	882	7	285	597	35
Ahwatukee	25,195	9,913	3,015	1,661	1,201	2,316	1,135
Balance of City	300,735	271,170	85,080	116,414	123,898	87,984	58,846
Citywide	438,172	318,902	104,528	127,422	215,977	100,135	66,735
Off-Project	234,060	131,988	45,261	47,335	60,589	25,163	26,680
On-Project	204,135	186,914	59,267	80,088	155,388	74,972	40,110

15-Year Land Use Assumptions (2040)

	<i>Dwelling Units</i>		<i>000's Square Feet</i>				
	SFR	MFR	Retail	Office	Industrial	Public	Other
Northwest	15,286	13,179	3,600	4,138	12,509	1,644	1,021
Deer Valley	5,521	1,558	5	0	27	316	12
Northeast	39,090	12,589	3,437	4,115	1,819	1,930	2,022
Paradise Ridge	4,725	5,471	1,701	4,303	0	989	2,676
Estrella North	2,904	1,002	1,828	12	51,926	621	143
Estrella South	21,112	3,507	2,222	61	23,476	2,009	34
Laveen West	25,759	5,375	4,128	599	4,244	2,135	1,498
Laveen East	7,907	715	882	7	285	597	35
Ahwatukee	26,121	9,913	3,015	1,661	1,201	2,316	1,135
Balance of City	301,164	280,493	88,093	119,305	127,760	88,459	59,662
Citywide	449,589	333,802	108,911	134,201	223,247	101,016	68,238
Off-Project	244,762	144,550	46,582	52,547	63,398	25,465	27,323
On-Project	204,850	189,252	62,329	81,655	159,849	75,551	40,972

Buildout Land Use Assumptions (Full Absorption of Undeveloped Land within Building Block Areas)

	<i>Dwelling Units</i>		<i>000's Square Feet</i>				
	SFR	MFR	Retail	Office	Industrial	Public	Other
Northwest	61,155	33,533	11,655	17,177	42,984	3,789	1,541
Deer Valley	5,534	1,623	5	0	27	316	13
Northeast	54,850	16,924	7,436	11,444	3,568	3,383	2,389
Paradise Ridge	5,355	6,734	3,360	16,140	0	989	2,676
Estrella North	3,205	1,002	1,947	12	51,979	621	143
Estrella South	22,551	3,649	2,452	61	25,559	2,253	56
Laveen West	26,158	6,257	5,549	2,267	7,058	2,385	2,411
Laveen East	8,768	715	934	7	285	607	51
Ahwatukee	26,941	9,913	3,325	1,661	1,201	2,316	1,135
Balance of City	302,008	291,038	97,458	126,908	141,371	89,821	61,438
Citywide	516,525	371,388	134,121	175,677	274,032	106,480	71,853
Off-Project	310,372	177,104	62,507	89,740	102,070	29,472	28,391
On-Project	206,819	194,284	72,287	85,937	171,962	77,008	43,581

ATTACHMENT A2

SUMMARY OF ALTERNATIVE REVENUE OFFSETS (\$/EDU)

Development Impact Fee Category	Property Taxes ¹	Sales Taxes ²	Wtr & Wwtr Rates ³	Total (Rounded)
Fire Protection				
NW & DV	\$79.28	\$0.00	N/A	\$79.00
NE & PR	\$46.18	\$0.00	N/A	\$46.00
SW	\$46.18	\$18.79	N/A	\$65.00
AHW	\$46.18	\$19.69	N/A	\$66.00
Police				
NW & DV	\$67.99	\$37.23	N/A	\$105.00
NE & PR	\$67.99	\$37.23	N/A	\$105.00
SW	\$67.99	\$37.23	N/A	\$105.00
AHW	\$67.99	\$37.23	N/A	\$105.00
Parks				
NW & DV	\$87.96	\$198.40	N/A	\$286.00
NE & PR	\$102.31	\$198.40	N/A	\$301.00
SW	\$94.09	\$198.40	N/A	\$292.00
AHW	\$87.96	\$198.40	N/A	\$286.00
Library				
NW & DV	\$53.16	N/A	N/A	\$53.00
NE & PR	\$66.65	N/A	N/A	\$67.00
SW	\$63.57	N/A	N/A	\$64.00
AHW	\$53.16	N/A	N/A	\$53.00
Major Arterials				
Northern (NW, DV, NE, PR)	N/A	N/A	N/A	\$0.00
Storm Drainage				
Paradise Ridge	N/A	N/A	N/A	\$0.00
Estrella (EN & ES)	N/A	N/A	N/A	\$0.00
Laveen (LW & LE)	N/A	N/A	N/A	\$0.00
Water Transmission				
Northern	N/A	N/A	\$255.56	\$256.00
Southern	N/A	N/A	\$255.56	\$256.00
Water Treatment				
Citywide	N/A	N/A	\$1,518.06	\$1,518.00
WW Collection				
Northern (NW, NE, PR)	N/A	N/A	\$242.58	\$243.00
Estrella South	N/A	N/A	\$242.58	\$243.00
WW Treatment				
North of CAP (NW, NE, PR)	N/A	N/A	\$143.96	\$144.00
South of CAP (DV, Bal, SW, AHW)	N/A	N/A	\$143.96	\$144.00
Water Resources Acquisition				
Off-Project	N/A	N/A	N/A	\$0.00
On-Project	N/A	N/A	N/A	\$0.00

Note: Summary table from City of Phoenix 2025 Development Impact Fee Update, Alternative Revenue Offsets Report, December 4, 2024.

- 1) Property Taxes includes General Obligation bond projects backed by secondary property taxes.
- 2) Sales Taxes includes bond projects backed by excise taxes and qualifying park projects funded with PPPI tax revenue.
- 3) Wtr & Wwtr Rates includes revenue bond projects backed by water and sewer rate revenue.

ATTACHMENT A3

**SUMMARY OF FUND BALANCE ADJUSTMENTS
(\$/EDU)**

Development Impact Fee Category	Amount
Fire Protection	
NW & DV	\$0.00
NE & PR	\$0.00
SW	\$0.00
AHW	\$0.00
Police	
NW & DV	\$0.00
NE & PR	\$0.00
SW	\$0.00
AHW	\$0.00
Parks	
NW & DV	\$824.00
NE & PR	\$597.00
SW	\$0.00
AHW	\$980.00
Library	
NW & DV	\$0.00
NE & PR	\$69.00
SW	\$0.00
AHW	\$513.00
Major Arterials	
Northern (NW, DV, NE, PR)	\$0.00
Southern (EN, ES, LW, LE)	\$1,365.00
Storm Drainage	
Paradise Ridge	\$0.00
Estrella (EN & ES)	\$0.00
Laveen (LW & LE)	\$0.00
Water Transmission	
Northern	\$317.00
Southern	\$496.00
Water Treatment	
Citywide	\$975.00
WW Collection	
Northern (NW, NE, PR)	\$241.00
Estrella South	\$449.00
WW Treatment	
North of CAP (NW, NE, PR)	\$241.00
South of CAP (DV, Bal, SW, AHW)	\$241.00
Water Resources Acquisition	
Off-Project	\$207.00
On-Project	\$0.00

Notes: Summary table from City of Phoenix 2025 Development Impact Fee Update, Fund Balance Adjustment Report, December 4, 2024. Fund balances from Schedule A, *City of Phoenix Annual Development Impact Fee Report for Fiscal Year Ended June 30, 2024*, August 16, 2024.



MEMORANDUM

To: Adam Miller
From: Joel Varner, P.E.
Kimley-Horn and Associates, Inc.
Date: November 22, 2024
Subject: City of Phoenix Impact Fee Update 2023 – Asphalt Pavement Cost Adjustment

The purpose of this memorandum is to summarize the sources and methods used for deriving the unit cost for Asphalt Concrete Pavement included as a part of the City of Phoenix’s Impact Fee Update 2023, and to provide a recommendation for an adjustment to the pavement cost.

To develop the recommended pavement unit costs, we collected available bid documents for arterial street constructed projects provided by the City and obtained from other municipalities. Additional bid price data was obtained from both Arizona Department of Transportation’s E2C2 bid price database and Maricopa County Department of Transportation’s Cost Estimate Viewer website. Projects bid within 2021 through 2023 were selected, and an inflation factor was applied to projects bid in 2021 and 2022 to adjust them to 2023 prices. The bid prices were then averaged together to create a single unit price.

The pavement structural section utilized for the comparison was 7.5-inches of asphalt concrete (1.5-inches of D-1/2” Surface Course 6.5-inches of A-1 1/2” Base Course installed in two lifts) over prepared subgrade. Two layers of bituminous tack coat were assumed. This pavement structural section matches previous City of Phoenix Impact Fee updates. It should be noted that the 2023 version of the City of Phoenix Street Planning and Design Guidelines recommends a minimum pavement structural section of 9.0-inches over prepared subgrade, however the thinner section 7.5-inch thick section was utilized for consistency.

A review of the unit prices was recently conducted in response to received questions about their derivation. During this review, our team identified outlier bid prices that had the effect of increasing the recommended unit price for subgrade preparation and asphalt pavement above the typical average. We believe removing these outlier bid prices will provide a unit price that is more in line with typical bid prices observed in the last three years. Kimley-Horn reviewed the unit prices for other cost elements, and confirmed the outliers only affected the unit costs for subgrade preparation and asphalt pavement. We believe this is an isolated occurrence that does not have an effect on other updates made as a part of this impact fee update process.

Below is a summary of the revised recommended unit prices:

- Subgrade Preparation: \$0.44 per square foot (\$4.00 per square yard)
- Asphalt Pavement: \$6.68 per square foot (\$60.12 per square yard)





*****REQUEST TO ADD-ON (SEE ATTACHED MEMO)*** Enter Into a Sewer Line Agreement with RD Icon Kierland, L.L.C., Phoenix 71st Street, L.L.C., and PHXAZ/Kierland Commons, L.L.C. (Ordinance S-51562) - District 2**

Request to authorize the City Manager, or his designee, to enter into a Sewer Line Agreement with RD Icon Kierland, L.L.C., Phoenix 71st Street, L.L.C., and PHXAZ/Kierland Commons, L.L.C.

Summary

The Kierland and Paradise Valley Mall areas of northeastern Phoenix have experienced rapid redevelopment in recent years from a largely commercial/office employment areas with a small amount of multi-family to a much larger amount of multi-family and less retail and office uses. These private property owner driven requests are important to the surrounding property owners in the area, however, they place a much greater demand on the sewer collection system. The system serving that area is currently at capacity and it will need to be expanded for continued redevelopment to occur.

Three developers, RD Icon Kierland, L.L.C., Phoenix 71st Street, L.L.C., and PHXAZ/Kierland Commons, L.L.C., (“Parties”) have been stipulated to construct phase one of these improvements, up sizing approximately 700 linear feet of sewer pipe in Sweetwater Road. Because of their shared obligations, the Parties are separately entering a joint agreement to construct the stipulated improvements. To facilitate this agreement, improve sewer capacity, and allow development to continue the City proposes to enter into a modified sewer line agreement with the Parties. Similar sewer line agreements will be necessary by others developers along with the City to continue addressing the larger sewer capacity issues. This agreement contains the following deal points:

- The Parties will begin construction of the improvements within 12 months of the execution of the agreement. Once construction commences, the Parties will complete construction of the improvements without delay.
- The City will provide wastewater service for wastewater flows of up to 607 multi-family units constructed by the Parties provided the Party obtains the necessary building permit within 10 years of the City’s acceptance of the improvements.

- The Parties will remain subject to any wastewater treatment impact fees that may be charged in the future, subject to the grandfathering provisions typical for all developments.

Financial Impact

This item will have no financial impact on the City.

Location

Council District: 2

Responsible Department

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



City of Phoenix

To: Alan Stephenson
Deputy City Manager


Date: December 13, 2024

From: Troy Hayes, P.E.
Water Services Director

Subject: REQUEST TO ADD-ON ITEM TO THE DECEMBER 18, 2024, FORMAL AGENDA - ENTER IN A SEWER LINE AGREEMENT WITH RD ICON KIERLAND, L.L.C., PHOENIX 71ST STREET, L.L.C., AND PHXAZ/KIERLAND COMMONS, L.L.C.

This memo requests to add Enter into a Sewer Line Agreement with RD Icon Kierland, L.L.C., Phoenix 71st Street, L.L.C., And PHXAZ/Kierland Commons, L.L.C. to the December 18, 2024, meeting agenda. The reason for this request is due to the negotiations between the City and the Parties being concluded after the due date for inclusion in the Council packet. However, the developers, who are parties to this agreement with the City, respectfully request that this Sewer Line Agreement, be approved by the Phoenix City Council before the end of 2024 so that the approval of final site plans and building permits can commence in January 2025. This timeline ensures and protects financing and prevents existing entitlements from expiring before building permit approval.

Staff recommends adding this file to the December 18, 2024, City Council Formal meeting.

Approved: 
Alan Stephenson, Deputy City Manager



*****REQUEST TO ADD-ON (SEE ATTACHED MEMO)*** Enter into a System Conservation Implementation Agreement with the U.S. Bureau of Reclamation (Ordinance S-51563) - Citywide**

Request to authorize the City Manager, or his designee, to enter into a System Conservation Implementation Agreement for the disbursement of federal funding from the U.S. Bureau of Reclamation’s Lower Colorado River Basin Conservation and Efficiency Program. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. Through the System Conservation Implementation Agreement, the City will commit to contributing water to Colorado River system conservation. In exchange for these conservation actions, the City will receive up to \$300,000,000. These funds will be used to support construction of the North Gateway Advanced Water Purification Facility.

Summary

The Colorado River supplies water to over 40 million people. However, recent decades have seen the lowest Colorado River flows in more than 1,400 years, resulting in major threats to water systems throughout the west. As a result, the Bureau of Reclamation (BOR) has declared a water shortage on the Colorado River in 2022, 2023, 2024, and 2025.

The City of Phoenix has been a leader in supporting Colorado River resiliency. This has included contributing to “system conservation,” a process by which water users are compensated in exchange for voluntarily leaving some of their Colorado River allocation in Lake Mead for the purposes of stabilizing the system for all users. The City has previously committed its waters directly to these programs, most notably through a commitment of up to 50,000 acre-feet (af) per year to phase one of the BOR’s Lower Colorado River Basin Conservation and Efficiency Program (LCRBCEP) for calendar years 2023, 2024, and 2025.

In a continued effort to stabilize Lake Mead, BOR launched the second phase of the LCRBCEP in the summer of 2023. This phase has a dual mission: 1) to directly conserve water in Lake Mead through voluntary, compensated conservation, and 2) to use funds from this compensated conservation to implement projects that increase resiliency to future Colorado River Shortage.

To support these goals, the City has proposed extending its system conservation commitment for additional water. In exchange for these conservation actions, the City will receive up to \$300,000,000. These funds will be used to construct an advanced water purification facility at the future North Gateway Water Reclamation Facility. Phase One of this facility will be capable of producing more than 7,500 af per year of potable water in perpetuity, providing a drought resilient water supply to a critical growth area. To formalize this agreement, the City and BOR must enter into a System Conservation Implementation Agreement.

Financial Impact

The estimated total cost for the North Gateway Advanced Water Purification Facility is \$570,000,000. The federal payment for system conservation is up to \$300,000,000. The City's cost would be approximately \$270,000,000.

Concurrence/Previous Council Action

The City entered into previous system conservation agreements with BOR for calendar years 2022, 2023, 2024, and 2025 (Ordinance S-48254 on January 5, 2022; Ordinance S-48859 on July 1, 2022; and Ordinance S-49774 on May 31, 2023).

Responsible Department


This item is submitted by Deputy City Managers Ginger Spencer and Alan Stephenson and the Water Services Department.



City of Phoenix

To: Alan Stephenson
Deputy City Manager

Date: December 17, 2024

From: Troy Hayes, P.E. 
Water Services Director

Subject: ITEM 114 ADD ON TO THE DECEMBER 18, 2024, FORMAL
AGENDA-Enter into a System Conservation Implementation
Agreement with the U.S. Bureau of Reclamation - Ordinance
S-51563

The file to Enter into a System Conservation Implementation Agreement with the U.S. Bureau of Reclamation is a request to add the item to the December 18, 2024 meeting agenda. The reason for this request is because the Bureau of Reclamation notified the City we are a finalist for this grant, and this authorization will allow staff to negotiate the final details and enter into the agreement to be approved.

Staff recommends adding this file to the December 18, 2024, City Council Formal meeting.

Approved: 
Alan Stephenson, Deputy City Manager