



City of Phoenix

Results

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

City Council Formal Meeting

Wednesday, December 2, 2020

2:30 PM

phoenix.gov

*****Items appear in the order action was taken by Council.*****

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

CALL TO ORDER AND ROLL CALL

Present: 9 - Councilman Sal DiCiccio, Councilmember Carlos Garcia, Councilman Michael Nowakowski, Councilwoman Laura Pastor, Councilwoman Debra Stark, Councilman Jim Waring, Councilwoman Thelda Williams, Vice Mayor Betty Guardado and Mayor Kate Gallego

BOARDS AND COMMISSIONS

1 Mayor and Council Appointments to Boards and Commissions

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

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

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

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, that Items 2-8 be recommended for approval; noting Item 9 has been withdrawn by the applicant. The motion carried by the following voice vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

2 Liquor License - Fast Market #4594

This item was recommended for approval.

3 Liquor License - West Coast Petroleum LLC

This item was recommended for approval.

4 Liquor License - Fast Market #4593

This item was recommended for approval.

5 Liquor License - Fast Market #4592

This item was recommended for approval.

6 Liquor License - Brightside Studios

This item was recommended for approval.

7 Liquor License - Fast Market #4595

This item was recommended for approval.

8 Off-Track Pari-Mutuel Wagering Permit - JJ's Grubb Shack

This item was recommended for approval.

9 Off-Track Pari-Mutuel Wagering Permit - Longshots Bar & Grill

This item was withdrawn.

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, that Items 10-65 be approved or adopted except Items 11-13, 15-16, 24, 28-33, 35, 42, 60 and 62-64; Items 25, 29 and 63 are as revised. The motion carried by the following vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

10 Superior Cleaning Equipment, Inc.

This item was adopted.

- 14 Payment of Judgment for Englehorn v. City of Phoenix

This item was adopted.

- 17 City of Glendale

This item was adopted.

- 18 City of Goodyear - Annual Water Utility Payment

This item was adopted.

- 19 (CONTINUED FROM NOV. 18, 2020) - Canvass of Vote - November 2020 Mayor and Council Election

This item was approved.

- 20 Acceptance and Dedication of Easements for Sidewalk and Public Utility Purposes (Ordinance S-47138)

This item was adopted.

- 21 Acceptance of an Easement for Drainage Purposes (Ordinance S-47141)

This item was adopted.

- 22 Authorization to Grant an Easement on City-owned Property Across the Salt River, East of the S. 7th Street Bridge (Ordinance S-47142)

This item was adopted.

- 23 Enterprise Storage Equipment and Services - Requirements Contract - IFB 21-026 (Ordinance S-47154)

This item was adopted.

- 25 Amend Personnel Rules (Ordinance S-47151)

This item was adopted as revised.

- 26 Agreement with Databank IMX, LLC for OnBase System Upgrade and Maintenance Services - Amendment (Ordinance S-47143)

This item was adopted.

- 27 Additional Expenditures for Custodial Services IFB 17-045B - Requirements Contract (Ordinance S-47156)

This item was adopted.

- 34 Materials Recovery Facility Operations and Materials Marketing (North

Gateway and 27th Avenue Transfer Stations) Requirements Contract Amendment (Ordinance S-47157)

This item was adopted.

- 36** 2020 Congestion Mitigation and Air Quality Alley Dustproofing - Design-Bid-Build Services - ST87400272 (Ordinance S-47132)

This item was adopted.

- 37** Street Transportation Department Soils and Materials Testing On-Call Services for Calendar Years 2021-22 (Ordinance S-47133)

This item was adopted.

- 38** Booster Pump Station Improvements - Construction Manager at Risk Preconstruction Services - WS85100032, WS85500451 & WS85400007 (Ordinance S-47135)

This item was adopted.

- 39** Cave Creek and Lone Mountain Waterline Connection - Construction Manager at Risk Preconstruction Services - WS85100032, WS85500451 & WS85400007 (Ordinance S-47136)

This item was adopted.

- 40** Phoenix Sky Harbor International Airport Terminal 4 South 1 Concourse Concrete Apron Construction Administration and Inspection - Engineering Services - AV08000083 FAA (Ordinance S-47137)

This item was adopted.

- 41** Amendment to Pavement Management Software Contract (Ordinance S-47140)

This item was adopted.

- 43** Salt River Project Design and Construction Agreement for Aquifer Storage and Recovery Well 304 (Ordinance S-47145)

This item was adopted.

- 44** 91st Avenue Wastewater Treatment Plant Solids Rehabilitation Phase 1 - Construction Manager at Risk Construction Services - WS90100111 (Ordinance S-47146)

This item was adopted.

- 45** Baseline Road Fiber Enhancement - Engineering Services - ST89360036

(Ordinance S-47153)

This item was adopted.

- 46** Additional Expenditures for Illuminated Street Sign Fabrication and Installation Services - IFB 19-025A (Ordinance S-47134)

This item was adopted.

- 47** Purchase Supply of Silica Dioxide - Amendment 3 (Ordinance S-47139)

This item was adopted.

- 48** Final Plat - Desert Dawn Estates - PLAT 190085 - 27010 N. 33rd Avenue

This item was adopted.

- 49** Final Plat - Woodspring Suites Hotel - PLAT 200555 - Northeast Corner of 23rd Avenue and Alameda Road

This item was adopted.

- 50** Final Plat - The Collective Storage Center - PLAT 190119 - Northeast Corner of 16th Street and Palm Lane

This item was adopted.

- 51** Final Plat - The Clayton - PLAT 200512 - East of 12th Street and North of Highland Avenue

This item was adopted.

- 52** Final Plat - 6522 N. 14th Street - PLAT 200568 - 6552 N. 14th Street

This item was adopted.

- 53** Final Plat - EOS Encanto Plat - PLAT 190088 - 7400 W. Encanto Boulevard

This item was adopted.

- 54** Final Plat - Dobbins Village Amended - PLAT 200560 - 43rd Avenue and Dobbins Road

This item was adopted.

- 55** Abandonment of Easement - ABND 200528 - 1208 E. Highland Avenue (Resolution 21883)

This item was adopted.

- 56** Abandonment of Right-of-Way - V190018A - South of Elm and East of 12th Streets (Resolution 21882)

This item was adopted.

- 57** Amend City Code - Ordinance Adoption - Rezoning Application Z-6-20-2 (Optima 15615 PUD) - Approximately 750 Feet North of the Northeast Corner of 71st Street and Kierland Boulevard (Ordinance G-6774)

This item was adopted.

- 58** Amend City Code - Ordinance Adoption - Rezoning Application Z-14-20-2 (Kierland Sky PUD) - Southeast Corner of Kierland Boulevard and Marilyn Road (Ordinance G-6775)

This item was adopted.

- 59** Amend City Code - Ordinance Adoption - Rezoning Application Z-42-20-2 - Northeast and Southeast Corners of Black Canyon Highway and the Dynamite Boulevard Alignment (Ordinance G-6776)

This item was adopted.

- 61** Amend City Code - Ordinance Adoption - Rezoning Application Z-27-A-11-8 (Alwun House PUD) - Northeast Corner of 12th Street and Roosevelt Street (Ordinance G-6771)

This item was adopted.

- 65** Additional COVID-19 Testing (Ordinance S-47158)

This item was adopted.

- 11** Alliance for Innovation, Inc.

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

Yes: 7 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 1 - Councilman DiCiccio

Absent: 1 - Councilman Waring

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Pastor, that Items 12-13 be adopted. The motion carried by the following vote:

Yes: 7 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 2 - Councilman DiCiccio and Councilman Waring

12 United States Conference of Mayors

This item was adopted.

13 National League of Cities

This item was adopted.

15 Settlement of Claim(s) Garcia v. City of Phoenix

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

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

16 Settlement of Claim(s) Whitaker v. City of Phoenix

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

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

24 Various Amendments to Pay Ordinance S-45840 (Ordinance S-47152)

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

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

- 28** Contract Extension with 2020 COVID-19 Recovery Consultants, LLC for Public Health Advisory Services (Ordinance S-47155)

A motion was made by Councilwoman Pastor, seconded by Vice Mayor Guardado, that this item be adopted as amended to include the Health Expert role be a more proactive advisor, and additional direction given to add \$50,000 to the extension to make it \$250,000. The motion carried by the following vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

- 29** Review of Field Allocations and Tournaments

A motion was made by Vice Mayor Guardado, seconded by Councilmember Garcia, that this item be approved as amended to cancel all field allocations and reservations effective Dec. 3, 2020 including: closing ramadas and areas of high volume; and keep playgrounds and restrooms open. Educate residents on best practices including having bilingual signage and public education, and not allow the restricted uses until benchmarks are back to Sept. 6, 2020 levels. The motion carried by the following vote:

Yes: 7 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 2 - Councilman DiCiccio and Councilman Waring

- 30** Housing Phoenix Plan City-Owned Land Reservation with Associated Phasing Plan

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

Yes: 8 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Absent: 1 - Councilman DiCiccio

- 31** U.S. Department of Housing and Urban Development Project-Based Vouchers for Deck Park Vista and Choice Neighborhoods Update (Ordinance S-47147)

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

Yes: 8 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Absent: 1 - Councilman DiCiccio

- 32** Gated Alley Program Pilot - Expand Grant Funding Eligibility

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

Yes: 8 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Absent: 1 - Councilman DiCiccio

- 33** (CONTINUED FROM NOV. 18, 2020) - Light Rail Small Business Financial Assistance Program Pilot (Ordinance S-47126)

A motion was made by Councilmember Garcia, seconded by Councilman Nowakowski, that this item be adopted as amended per the Dec. 1, 2020 memo from the Light Rail Administrator. The motion carried by the following vote:

Yes: 8 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Absent: 1 - Councilman DiCiccio

- 35** Downtown Shared Electric Scooter Pilot Program - Amend Ordinance G-6602 to Extend the Sunset Provision (Ordinance G-6772)

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

Yes: 8 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Absent: 1 - Councilman DiCiccio

- 42** Intergovernmental Agreement with the Arizona Department of Transportation for Safety Improvements at the 27th Avenue and Thomas Road at the BNSF Railroad Crossings - Amendment 1 (Ordinance S-47144)

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

Yes: 8 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Absent: 1 - Councilman DiCiccio

- 60** Amend City Code - Ordinance Adoption - Rezoning Application Z-8-19-8

(MCP Holdings/ELS PUD) - Approximately 550 Feet East of the Southeast Corner of 32nd Street and Southern Avenue (Ordinance G-6773)

A motion was made by Councilmember Garcia, seconded by Vice Mayor Guardado, that this item be adopted. The motion carried by the following vote:

Yes: 8 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Absent: 1 - Councilman DiCiccio

- 62** Public Hearing and Resolution Adoption - General Plan Amendment GPA-EST-1-20-7 - Southeast Corner of 107th Avenue and Southern Avenue (Resolution 21884)

The hearing was held. A motion was made by Councilman Nowakowski, seconded by Councilwoman Stark, that this item be approved per the Planning Commission recommendation with adoption of the related resolution. The motion carried by the following vote:

Yes: 8 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Absent: 1 - Councilman DiCiccio

- 63** Public Hearing and Ordinance Adoption - Rezoning Application Z-1-20-7 - Southeast Corner of 107th Avenue and Southern Avenue (Ordinance G-6777)

The hearing was held. A motion was made by Councilman Nowakowski, seconded by Councilwoman Stark, that this item be approved as revised per the Nov. 24, 2020 memo from the Planning and Development Director with adoption of the related ordinance. The motion carried by the following vote:

Yes: 8 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Absent: 1 - Councilman DiCiccio

64 (CONTINUED FROM JUNE 3, JUNE 24 AND SEPT. 2, 2020) - Public Hearing - Amend City Code and Ordinance Adoption - Off-Premise Signs for Schools Text Amendment - Z-TA-1-19 (Ordinance G-6703)

The hearing was held. A motion was made by Councilwoman Stark, seconded by Councilmember Garcia, that this item be approved per the Land Use and Livability Subcommittee recommendation with adoption of the related ordinance. The motion carried by the following vote:

Yes: 8 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Absent: 1 - Councilman DiCiccio

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

000 CITIZEN COMMENTS

ADJOURN