CALL TO ORDER

CALL TO THE PUBLIC

MINUTES OF MEETINGS

1 For Approval or Correction, the Minutes of the Public Safety and Justice Subcommittee Meeting on December 11, 2019. Page 7

CONSENT ACTION (ITEMS 2-6)

2 2020 Homeland Security Grant Program Funds Page 17

This report requests the Public Safety and Justice Subcommittee recommend City Council approval to apply for 2020 Department of Homeland Security (DHS) grant funds that include the Urban Area Security Initiative (UASI) and the State Homeland Security Grant Program (SHSGP) through the Arizona Department of Homeland Security (AZDOHS).

THIS ITEM IS FOR CONSENT ACTION.

Responsible Department
This item is submitted by Assistant City Manager Milton Dohoney, Jr., the Office of Homeland Security & Emergency Management, Police, and Fire Departments.
3 Request Authorization to Apply for, Accept and Enter Into Agreements for the 2021 Governor's Office of Highway Safety Grants

This report requests authorization for the Public Safety and Justice Subcommittee to recommend City Council approval to apply for, accept and enter into grant contracts for Fiscal Year 2021 with the Arizona Governor's Office of Highway Safety (GOHS), which includes funding from the DUI Abatement Council.

THIS ITEM IS FOR CONSENT ACTION.

Responsible Department
This item is submitted by Assistant City Manager Milton Dohoney, Jr., the Prosecutor's Office, the Fire and the Police departments.

4 Authorization to Enter into an Agreement with the Maricopa County Sheriff's Office for Detention Officer Training

This report requests the Public Safety and Justice Subcommittee recommend City Council approval to enter into an agreement with the Maricopa County Sheriff's Office (MCSO) for detention officers hired to work in the Phoenix Police Department (PPD) Centralized Booking Detail to attend the 12-week MCSO Detention Officer Training Academy.

THIS ITEM IS FOR CONSENT ACTION.

5 Authorization to Amend Current Agreement and Payment Ordinance with the Governor's Office of Highway Safety for the FY 2020 Traffic Services Grant

This report requests the Public Safety and Justice Subcommittee
recommend City Council approval to amend the current agreement and payment ordinance (S-45620) with the Governor's Office of Highway Safety for the FY 2020 Traffic Services grant awarded to the Police Department. Authorization of the amendment will increase the maximum funding amount from $200,000 to $500,000.

**THIS ITEM IS FOR CONSENT ACTION.**

**Responsible Department**
This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.

6 **Authorization to Enter into an Agreement with the Milwaukee Brewers Baseball Club**

This report requests the Public Safety and Justice Subcommittee recommend City Council approval to enter into an agreement with the Milwaukee Brewers Baseball Club, L.P. (Brewers), a Wisconsin company, located in Milwaukee, Wisconsin for internal and external security at the American Family Fields of Phoenix ballpark, located at 3805 N. 53rd Ave., Phoenix, Arizona.

**THIS ITEM IS FOR CONSENT ACTION.**

**INFORMATION AND DISCUSSION (ITEM 7)**

7 **Street Racing Update**

This report provides the Public Safety and Justice Subcommittee with information regarding street racing activities in the City.

**THIS ITEM IS FOR INFORMATION AND DISCUSSION.**
 Responsible Department
This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.

DISCUSSION AND POSSIBLE ACTION (ITEMS 8-9)

8 Gated Alley Program Pilot - Funding

This report requests the Public Safety and Justice Subcommittee recommend City Council approval to utilize some Neighborhood Block Watch Grant Program funds on the installation of gates within the Gated Alley Program Pilot. The Land Use and Livability Subcommittee approved a recommendation to expand the Gated Alley Program Pilot to all the Council Districts to include up to 10 alley segments in each district at its Jan.15, 2020 meeting. Staff were directed to attend the Public Safety and Justice Subcommittee on Feb.12, 2020, to discuss using Neighborhood Block Watch Grant Program (NBWGP) funds to pay for gates with the priority being areas with the most needs - including consideration of illegal dumping, graffiti, crime statistics and socio-economic challenges. Staff presented the option to utilize some surplus NBWGP funds to cover the expense for installing gates at the ends of alley segments located within neighborhoods defined as part of the expansion of the Gated Alley Program Pilot at the NBWGP Oversight Committee on Feb. 5, 2020.

THIS ITEM IS FOR DISCUSSION AND POSSIBLE ACTION.

Responsible Department
This item is submitted by Deputy City Manager Paniagua and the Planning and Development Department.

9 Jaywalking, Median Safety and Signage

This report provides the Public Safety and Justice Subcommittee with information requested concerning laws governing jaywalking and median safety in the City, as well as the status of the healthy giving signage pilot
program to be implemented in District 1.

**THIS ITEM IS FOR DISCUSSION AND POSSIBLE ACTION.**

**Responsible Department**
This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Law, Street Transportation and Police departments.

**CALL TO THE PUBLIC**

**FUTURE AGENDA ITEMS**

**ADJOURN**

For further information or reasonable accommodations, please call Corey Williams, Management Assistant II, City Manager's Office at 602-261-8875. 7-1-1 Friendly.

Persons paid to lobby on behalf of persons or organizations other than themselves must register with the City Clerk prior to lobbying or within five business days thereafter, and must register annually to continue lobbying. If you have any questions about registration or whether or not you must register, please contact the City Clerk's Office at 602-534-0490.

**Members:**
Councilman Michael Nowakowski, Chair
Councilmember Carlos Garcia
Vice Mayor Betty Guardado
Councilwoman Thelda Williams
For Approval or Correction, the Minutes of the Public Safety and Justice Subcommittee Meeting on December 11, 2019.

Summary
This item transmits the minutes of the Public Safety and Justice Subcommittee Meeting on December 11, 2019.

The minutes are attached.
Call to Order
Chairman Nowakowski called the Public Safety and Justice Subcommittee to order at 9:05 a.m. with Councilwoman Williams, Councilmember Garcia and Vice Mayor Guardado present.

Call to the Public
Tom Dickinson spoke on combating Zika and West Nile virus in Phoenix and incorporating climate change into education curriculum.

1. For Approval or Correction, the Minutes of the Public Safety and Justice Subcommittee Meeting on Nov. 13, 2019.
Councilwoman Williams made a motion to approve the minutes of the Nov. 13, 2019 Public Safety and Justice Subcommittee. Vice Mayor Guardado seconded the motion which passed unanimously, 4-0.

Items 2-7 were for consent action. No presentations were planned but staff was available to answer questions.

Councilwoman Williams made a motion to approve consent items 2-7. Vice Mayor Guardado seconded the motion which passed unanimously, 4-0.

2. Authorization to Enter into an Agreement with the U.S. Department of Agriculture for Police Services

3. Request Authorization to Accept a Donation of Services and Materials to Upgrade the Police Department’s Canine Kennel
4. Authorization to Enter into an Intergovernmental Agreement with the Arizona Health Care Cost Containment System in Support of the Arizona State Opioid Response Grant

5. Authorization to Amend the Current Agreement and Payment Ordinance with the U.S. Department of Justice, Bureau of Justice Assistance for the FY 2016 Sexual Assault Kit Initiative Grant

6. Authorization to Purchase a 3D Scanning System for the Laboratory Services Bureau

7. Authorization to Amend Current Agreement and Payment Ordinance with the U.S. Department of Justice, National Institute of Justice, for the FY 18 Paul Coverdell Forensic Science Improvement Program Grant.

8. **2020 Speak Up, Stand Up, Save a Life**
   Vice Mayor Guardado inquired how the City is finding volunteers for the event and requested public safety personnel be available for support.

   Public Defender Assistant Director David Ward and Public Defender Administrator Salvador Obregon responded that a broad spectrum of individuals are volunteering. However, Mr. Ward stressed the event utilizes adult facilitators and is always looking for additional help. He concluded by sharing the event is on Jan. 21, 2020 at Grand Canyon University.

9. **Police Department Diversity Update**
   Councilmember Garcia inquired about the City’s relationship to Immigration and Customs Enforcement (ICE). Additionally, he requested the number of individuals transferred and how long individuals are held before being transferred to ICE. Councilmember Garcia also inquired how the City interpreted Senator Brnovich’s memo in 2016.

   Chairman Nowakowski requested raw numbers in addition to the percentages on the Police Department diversity update.

10. **Vaping**
    State Government Relations Manager Yesenia Dhott began by presenting on statewide efforts to reduce vaping. In the last legislative session, Senate Bill 1147 (SB 1147) attempted to raise the purchase age of tobacco products to 21. However, SB 1147 would have preempted local governments from implementing additional regulations and was supported by the vaping industry. House Bill 2357 was also proposed which would have re-defined tobacco products to include vaping under the Smoke Free Arizona Act.

    Ms. Dhott shared it is expected that Senator Carter will introduce a bill in the next session that would define vaping as a tobacco product, raise the purchase age to 21.
and require businesses who sell tobacco products to obtain a license. This bill would also allow cities to enact local regulations. Staff will be monitoring the upcoming legislative session to ensure there are no vaping preemptions for cities.

Chief Assistant City Attorney Julie Kriegh shared the Cities of Cottonwood, Douglas, Flagstaff, Goodyear and Tucson have local ordinances regulating the sale of tobacco products and the City of Surprise is considering adopting one. Ms. Kriegh explained the trending vaping regulations include: raising consumer or purchase age to 21, banning flavored e-cigarettes, ensuring smoke-free laws include e-cigarettes, implementing zoning restrictions, and licensing and regulating vendors.

Councilwoman Williams inquired if the City needs to wait for the legislature or if Phoenix can move forward on developing regulations. Ms. Kriegh responded the City can act. Councilwoman Williams requested staff draft regulatory language that includes: increasing the purchase age to 21, banning flavored e-cigarettes, regulating areas in which individuals can vape and implementing zoning restrictions for vendors.

Ginny Chadwick with Preventing Tobacco Addiction Foundation spoke in support of a tobacco 21 (T21) policy.

Brian Hummell, Director of Government Relations for the Arizona Cancer Society Cancer Action Network, spoke in support of a T21 policy.

11. Police Response to Alarm Calls Discussion

Ms. Rothschild shared the first element is enhanced call confirmation. In 2010, Phoenix implemented a three-call verification policy. The second element is standardized control panels. This element was removed due to evolving technology. The third element is the requirement of an alarm permit with an annual renewal. This element is included in the City’s alarm ordinance. The fourth element is a reasonable fee schedule for false alarms and limited number of free false alarm responses. This policy is outlined in the City’s Code and allows one false alarm before the alarm company and subscriber are subject to assessment. The fifth element is ceasing response to chronic abusers. Phoenix employs that once a subscriber has had 10 or more false alarms, the chronic abuser is subject to inspection. The subject can also be given a class one misdemeanor and may face additional penalties. Finally, the sixth element is acceptance of alarm dispatch cancellations. Phoenix has implemented Automated Secure Alarm Protocol (ASAP) to Public Safety Answering Point (PSAP) which allows for cancellations.

Ms. Rothschild concluded by highlighting the Department’s action plan. First, the Department is working with the Law Department to update the alarm ordinance to
address evolving technology. Secondly, the Department is conducting an audit of the current fee structure to look at the potential of implementing a tiered fee structure. Lastly, the Department is considering a new alarm database that will provide subscribers with an online account to apply and renew permits, conduct online training and opt-in for electronic notifications.

12. 2020 State and Federal Legislative Agendas
Director of Government Relations Frank McCune, State Government Relations Manager Yesenia Dhot and Federal Government Relations Manager Clark Princell presented the proposed 2020 state and federal agenda items related to the Public Safety and Justice Subcommittee. Mr. McCune began by sharing the guiding principles for developing the state agenda which include: preserving state shared revenues, opposing unfunded mandates, protecting local authority and preserving water resources.

Ms. Dhot presented the proposed state legislative agenda. Related to public safety, staff will advocate for increased funding for the police training academy, firefighter cancer prevention and the even distribution of 9-1-1 resources. Additionally, staff will advocate for continued funding for the Arizona Counter Terrorism Information Center (ACTIC), Arizona Internet Crimes Against Children Task Force (ICAC) and the Arizona State Hospital (ADHS). Finally, staff will advocate for resources for the mental health system.

Councilwoman Williams requested vaping be added to the state agenda. Chairman Nowakowski requested staff advocate for funding for programs that address homelessness and relief funding for additional 9-1-1 operators.

Vice Mayor Guardado inquired about expanding 9-1-1 operators throughout the valley. Ms. Dhot responded the Office of Government Relations is not currently engaged in this discussion, however the 9-1-1 Administrator and regional partners collaborate very closely with the Arizona Department of Administration as it provides grant opportunities and funding for various 9-1-1 systems in the state. Staff can work in conjunction with the 9-1-1 Administrator to determine what steps are needed for additional 9-1-1 operators. Vice Mayor Guardado requested a plan to add more operators.

Chairman Nowakowski inquired about advocating for the state hospital, county or mental health experts be responsible for health checks rather than City police. Ms. Dhot responded staff is engaging in conversations, however the State has mandated requirements.

Mr. McCune shared the federal agenda guiding principles are promoting fiscal sustainability and protecting local authority. Mr. Princell began by sharing on behalf of the Police Department, staff will advocate for additional Department of Justice (DOJ) grants and funding for police technology enhancements. On behalf of the Fire Department, staff will advocate for additional Federal Emergency Management Agency
(FEMA) grants that aid with purchase of equipment and urban search and rescue programs. Related to emergency management, staff will continue to support Homeland Security grant programs such as the Urban Area Security Initiative (UASI) grant. On behalf of the Prosecutor’s Office, staff will advocate for federal resources to support the City’s specialty courts. Finally, staff will advocate for funding to support domestic violence programs.

Councilwoman Williams inquired about federal funding for child abuse. Mr. Princell responded there are overarching programs, but staff will conduct additional research.

Chairman Nowakowski asked if staff could advocate for additional homeland security grant funds. He suggested arranging a tour of the Palo Verde Powerplant and Sky Harbor. Mr. Princell shared staff recently conducted a tour and staff will continue to advocate for additional funding.

Mr. McCune requested Subcommittee approval of the proposed 2020 state and federal agenda items.

Councilmember Garcia asked staff to advocate for the City to maintain autonomy and the ability to implement a civilian review board. Councilwoman Williams motioned to approve staff’s recommendation as amended by the Subcommittee’s comments. Vice Mayor Guardado seconded the motion which passed unanimously, 4-0.

13. Impoundment and Disposal of Stray Animals; Placement and Sheltering Displaced Animals
City Attorney Cris Meyer presented on an ordinance related to the placement and sheltering of displaced animals. Mr. Meyer shared City Code does not address caring for, and releasing, animals obtained by police in non-cruelty cases. The current procedure triggers formal due process rights for owners normally tied to criminal charges. This requires the Arizona Humane Society to hold the animal for 10 days and the owner to request a hearing to return the animal.

In 2018, Mr. Meyer stated there was a total of 297 animals retrieved. Of the retrieved animals, 224 were never returned to the owner. Of the remaining 73 animals, 31 were returned within three days, 25 were returned between four and 10 days, and 17 were returned after 10 days.

Mr. Meyer stated staff’s recommendation is to repeal and replace section 8-15 to allow peace officers to seize displaced animals for safekeeping where primary intent is to safeguard the animal for its benefit or welfare. This would set hold time at a minimum of 72 hours rather than ten days or longer before adoption process or disposition. Mr. Meyer further clarified that owners can retrieve their animal at any time.

Councilmember Garcia inquired about owner’s not being able to retrieve the pet within three days. Mr. Meyer responded the ordinance requires peace officers to notify the pet owner and provide contact information for the Arizona Humane Society. Field
Operations Manager of the Arizona Human Society Tracey Miller added staff works with the owners to return the pet and can offer extended stay programs if necessary. Ms. Miller also shared the adoption process simply starts after 72 hours. However, this process takes seven to 10 days which gives the owner additional retrieval time.

Mr. Meyer concluded by sharing the benefits to animals and owners which include: decreased length of shelter time, improved psychological well-being and owners not required to use court to recover pets. The benefits to the City include: eliminating unnecessary court procedures, decreasing officer overtime pay to attend unnecessary court appearances, decreasing use of municipal court resources, increasing the capacity to care for additional animals and moving animals through the system quicker.

Noemi Godinez, pet owner, spoke in opposition.

Raul Bencomo, student, shared other methods of pet retrieval.

Chairman Nowakowski inquired whether information about the process is available in Spanish. Ms. Miller responded the seizure form that provides retrieval information is also printed in Spanish. Vice Mayor Guardado asked for a streamlined communication process between the Arizona Humane Society and the Police Department.

Councilwoman Williams motioned for approval of staff recommendations. Vice Mayor Guardado seconded the motion which passed unanimously, 4-0.

14. Enter into Contract with Axon Enterprise, Inc.
Executive Assistant Chief Michael Kurtenbach presented to the Subcommittee requesting to enter into a contract with Axon Enterprise, Inc. for tasers, virtual reality headsets and Axon Performance software to complement body worn cameras.

Executive Assistant Chief Kurtenbach shared the Department currently uses the Taser X2 which has passed its five-year useful life and has expired warranties. The Taser 7 is the latest technology and provides improved data and analytics, enhances safety and performance, has built in de-escalation tools and improves effectiveness, accuracy and target attachment. He shared Axon Enterprise, Inc. has a patent on a neuromuscular central nervous system interrupter. This overrides the muscular system without using pain compliance so an individual cannot continue the dangerous behavior.

Executive Assistant Chief Kurtenbach then presented on the virtual reality (VR) headset tool. This tool will have an emphasis on empathy and de-escalation training which is critical as seven to 10 percent of all police encounters involve mentally ill subjects and 25 to 50 percent of all fatal police shootings involve subjects with untreated severe mental illness. This will train officers to connect with a person on a level that disarms them and results in the least force necessary used. Axon Enterprise, Inc. is willing to provide the City 194 headsets and work with the Department to develop Phoenix specific training scenarios.
Finally, Executive Assistant Chief Kurtenbach provided an overview of the Axon Performance software related to body worn cameras. Currently, the department has 1,800 body worn cameras deployed. Daily, officers generate 5,000 body worn camera videos which equates to 1,400 hours of video. He shared it is unrealistic for the supervisor to inspect all body camera footage to ensure policy is being followed. The Axon Performance Software will analyze body cam data to ensure officers are following policy which will make supervisor reviews more efficient, measure agency policy performance in near real-time and drive policy adoption.

Executive Assistant Chief Kurtenbach concluded by sharing the City would be leasing 3,000 tasers for all uniformed officers. Additionally, the City would be provided the virtual reality headsets for no cost for five years. Finally, the City would be provided with Axon Performance at no cost for the first two years. If the City continues to use the software for an additional three years, it would cost $12 million.

Councilmember Garcia clarified if the VR headsets only allow for taser related training. Executive Assistant Chief Kurtenbach responded the headsets can be used for all types of training and have limitless scenarios. Councilmember Garcia also requested staff ensure the technologies have the ability to communicate with one another.

Chairman Nowakowski inquired about the funding source and if other programs will be cut as a result. Executive Assistant Chief Kurtenbach responded there is funding available in the Department’s budget. The first-year cost of $1.8 million will be funded through Court Award Funds. Budget and Research Director Jeff Barton confirmed the cost will be built into future budgets and assured positions or programs would not be cut as a result of funding this technology.

Councilmember Garcia asked how the City paid for tasers in the past. Executive Assistant Chief Kurtenbach responded all tasers were purchased five years ago for $3.3 million. Councilwoman Williams motioned for approval of staff’s recommendation. Vice Mayor Guardado seconded the motion which passed unanimously, 4-0.

15. Contract Extension and Request for Proposal (RFP) for Photo Red Light and Photo Speed Enforcement Program

Chief Financial Officer Denise Olson requested extension of the existing contract with Redflex Traffic Systems for the photo red light and photo speed enforcement program. Ms. Olson shared this contract was awarded on Oct. 15, 2014 and expires Dec. 31, 2019. It includes 12 fixed red light camera locations and eight mobile speed vehicles. Extending the current contract will provide staff time to complete a new solicitation process. The extension is four-months with the option to extend to six months in one-month increments and requires a payment authority of $700,000.

Ms. Olson then shared an overview of the current procurement process. On April 10, 2019 the Public Safety and Veterans Subcommittee recommended the issuance of a Request for Proposal (RFP) that had flexibility to increase the number of fixed red light

13
cameras to 24 locations and increase the number of mobile speed vehicles to 16. Ms. Olson shared RFP responses are due on Jan. 3, 2020 and this RFP can still be amended. Ms. Olson emphasized there is flexibility to either increase or decrease the program as well as options for additional photo radar enforcement products and services.

Executive Assistant Chief Kurtenbach shared as a result of the program there has been a 30.7 percent reduction in collisions and 30.4 percent reduction in injuries and fatalities. In 2015, there were nine new locations installed. There has been a 57 percent reduction in red light running crashes in the direction of travel monitored by the cameras.

Ms. Olson asked the Subcommittee to recommend extending the existing contract with Redflex Traffic Systems for a four-month extension and if needed the option to extend to six months in one month increments and a payment authority of $700,000.

Councilmember Garcia asked if red light cameras could be separated from the mobile speed vehicles. Ms. Olson shared the separation can be included in the new RFP, however there will need to be additional conversations with Redflex to determine if the separation is feasible in the contract extension.

Chairman Nowakowski inquired about whether there are red light cameras at the top ten intersections having serious accidents and fatal collisions. Assistant Street Transportation Director Briiana Velez responded there are not red light cameras at the intersections. Chairman Nowakowski inquired about the differing clearing time of yellow lights within the City. Ms. Velez responded the yellow clearance time is based on a national standard from the Institute of Transportation Engineers Handbook and was adopted by the Arizona Transportation Authority. This standard is based on the posted speed limit and signal timing is done by the Street Transportation Department.

Councilmember Garcia stated he is not supportive due to red light cameras criminalizing low-income individuals rather than acting as a safety tool. Councilmember Garcia requested differentiating the mobile speed vehicles from the red light cameras.

Vice Mayor Guardado also requested the mobile speed vehicles be separated from the red light cameras. Vice Mayor Guardado motioned to extend the contract with Redflex for the mobile speed vehicles but not the red light cameras.

Councilwoman Williams asked for clarification regarding staff’s ability to separate the mobile speed vehicles from the red light cameras in the contract extension. Ms. Olson responded the City would need to have conversations with Redflex to build this separation into the existing contract. She responded one option is to extend this contract for four months to give staff time to incorporate this change into the new solicitation.
Vice Mayor Guardado maintained the motion of separating the mobile speed vans and red light cameras when the current contract ends. Councilwoman Williams seconded the motion.

Debra Grossman, a traffic school teacher, spoke in support of red light cameras and requested cameras be added to dangerous intersections.

Robert Grossman of Central Phoenix Traffic School supports red light cameras and asked for an increase in the number of cameras. Councilman Nowakowski responded that he is concerned with the lack of red light cameras at the City’s most dangerous intersections. Mr. Grossman asked if it is possible to move the cameras to the correct areas. Chairman Nowakowski responded he is in favor of doubling the program if cameras are placed in the right locations. Vice Mayor Guardado requested Council have input on camera locations.

Councilmember Williams clarified that she seconded the Vice Mayor’s motion as she wants the contract extended for both programs. She does not agree with separating the two programs and requested the number of cameras are at least doubled. The Councilwoman added the intersections where the cameras are currently located are not included in the list of most dangerous intersections because they have become safer.

Councilmember Garcia asked for clarification of the motion.

Vice Mayor Guardado clarified the motion was to separate the two programs to only extend the mobile speed vans. Assistant City Manager Milton Dohoney, Jr. questioned if Redflex is unwilling to separate the programs if the Subcommittee wants to extend or end the program.

Chairman Nowakowski asked if Reflex will not separate the two programs, could the City utilize a different vendor for temporary mobile speed vans in school zones. Councilwoman Williams followed-up by asking if the new solicitation has been released.

Ms. Olson responded the RFP is out and due back on Jan. 3, 2020. Councilwoman Williams made a substitute motion to extend the current contract as written and authorize the payment authority of $700,000 while staff collects the requested information from the current bidding process.

Ms. Olson responded staff will try to find substitute vendors to cover the school zones, however due to time constraints, this may result in the contract expiring at the end of December. Chairman Nowakowski asked how soon staff will have a new contract to Council. Ms. Olson responded at the end of March or beginning of April.

Chairman Nowakowski shared the substitute motion failed and the Subcommittee will return to original motion of separating the two programs and only extending the mobile speed vehicles.
The motion passed 2-1 with Councilmember Garcia abstaining.

Councilmember Garcia asked for clarification on whether the motion is feasible. Chairman Nowakowski responded staff will communicate with the vendor to determine if its feasible to separate the mobile speed vehicles and red light cameras.

**Call to the Public**
None.

**Future Agenda Items**
Assistant City Manager Milton Dohoney, Jr. shared the median pedestrian law will be on the January 2020 agenda.

Councilmember Garcia asked for a report on the ICE numbers. Vice Mayor Guardado asked for a presentation.

**Adjournment**
Chairman Nowakowski adjourned the meeting at 10:49 a.m.

Respectfully submitted,
Jennifer Hackelman
Management Intern
2020 Homeland Security Grant Program Funds

This report requests the Public Safety and Justice Subcommittee recommend City Council approval to apply for 2020 Department of Homeland Security (DHS) grant funds that include the Urban Area Security Initiative (UASI) and the State Homeland Security Grant Program (SHSGP) through the Arizona Department of Homeland Security (AZDOHS).

THIS ITEM IS FOR CONSENT ACTION.

Summary
The responsibilities of Fire, Police, and the Office of Homeland Security & Emergency Management (OHSEM) are to enhance regional capabilities to detect and prevent terrorist attacks, reduce the vulnerability to all critical hazards, minimize damages and expedite recovery that affect the safety, well-being, and economic security of Phoenix residents and the surrounding area.

Grant awards received for 2019 include: Urban Area Security Initiative $4,000,000 and the State Homeland Security Grant Program $1,000,000.

Grant funds are used to purchase equipment and vehicles, conduct training and exercises, perform assessments of critical infrastructure sites, and implement target-hardening measures to protect critical infrastructure. The following programs are also funded under the Homeland Security Grant Program (HSGP): Terrorist Liaison Officer program, Community Emergency Response Teams, and the Metropolitan Medical Response System. The grant program focus on regionalization has forged jurisdictional and multi-discipline collaboration through strong partnerships.

Contract Term
The grant period of performance begins October 1, 2020 and ends June 30, 2023.

Financial Impact
No matching funds are required. Grant funds will be managed through the Office of Homeland Security & Emergency Management, Police, and Fire Departments.
Responsible Department
This item is submitted by Assistant City Manager Milton Dohoney, Jr., the Office of Homeland Security & Emergency Management, Police, and Fire Departments.
Request Authorization to Apply for, Accept and Enter Into Agreements for the 2021 Governor's Office of Highway Safety Grants

This report requests authorization for the Public Safety and Justice Subcommittee to recommend City Council approval to apply for, accept and enter into grant contracts for Fiscal Year 2021 with the Arizona Governor's Office of Highway Safety (GOHS), which includes funding from the DUI Abatement Council.

THIS ITEM IS FOR CONSENT ACTION.

Summary
The GOHS announced the availability of funding on Jan. 20, 2020. Grant proposals are due by March 13, 2020. If awarded, these funds will be used to support new traffic safety programs and enhance existing programs in the City Prosecutor's Office, the Fire and the Police Departments. The total Citywide request for funding is $1,865,000.

City Prosecutor's Office - Total Funding Request $205,000
Traffic Safety Resource Prosecutor: This request is to pay the salary, expenses, supplies and travel for an existing Traffic Safety Resource Prosecutor (TSRP), Attorney IV. Approximately half of the funding will be sought from the Oversight Council on Driving or Operating Under the Influence Abatement Council. The other half will be requested through a grant from GOHS. GOHS will administer all funds.

The TSRP program will continue its four primary objectives:
- Provide training for prosecutors and law enforcement officers in the prosecution of traffic safety-related crimes.
- Serve as a resource for questions about traffic laws and trial advocacy.
- Improve communication between prosecutors, law enforcement officers and members of the judiciary.
- Act as a liaison for individuals and agencies committed to the enforcement and prosecution of traffic safety-related crimes.

The GOHS has funded the TSRP program since its inception in 2007. Though the grant project is administered by Phoenix, it benefits citizens, law enforcement and prosecutors across Arizona. The TSRP is a resource to both small and large
jurisdictions for legal issues related to the enforcement of DUI and traffic laws. The TSRP also provides training to prosecutors, law enforcement officers, crime lab personnel, interns and community groups. It is anticipated that up to $18,000 of employee-related expenses will need to be covered by City general funds.

Fire Department - Total Funding Request $360,000

Occupant Protection and Child Car Seat Program: This request is for training, overtime, related fringe benefits, materials, public education and equipment related to child safety seats and seat belt usage. This funding will maintain current occupant protection efforts and increase the frequency of conducting child safety technician certification and recertification classes; opportunities to educate residents at car seat check events; the number of locations of designated car seat check fitting stations to enhance geographical outreach; and to enhance outreach for occupant protection public education in K-12 schools ($260,000).

(DUI) Youth Alcohol Awareness: This request is for overtime and related fringe benefits, materials and equipment related to high school education campaigns including dramatic mock crashes and classroom education. The program informs young drivers of the danger of distracted driving, alcohol and other drug impairment with the goal of decreasing preventable injuries and fatalities associated with impaired and distracted driving ($40,000).

Pedestrian and Bicycle Safety Program: This request is for overtime, related fringe benefits, materials and equipment related to education campaigns to increase safety and traffic awareness and necessary skills of young pedestrians and bicyclists. This program provides bike rodeos for young cyclists, bike and pedestrian school safety assemblies and public education opportunities at community safety fairs and events ($45,000).

Distracted Driving: This request is for overtime and related fringe benefits, materials and equipment related to high school education campaigns, including teen and adult education. The goal of this program is to eliminate or minimize injuries and deaths that involve preventable distracted driving practices by educating drivers to recognize distractions such as adjusting electronic devices, texting, and talking on cell phones while driving. The program educates young drivers on the dangers of driving distracted with a goal to decrease preventable injuries and fatalities associated with distracted driving ($15,000).

Police Department - Total Funding Request $1,300,000

DUI Enforcement (Traffic Unit): Funding will provide training, overtime, related fringe benefits and equipment to support and enhance DUI enforcement within the City of
Phoenix and joint enforcement efforts throughout the valley ($300,000).

**Occupant Protection (Traffic Unit):** Funding will provide training, materials, supplies, overtime and related fringe benefits associated with Click It or Ticket enforcement activities, child passenger safety technician certification classes, car seat events, Buckle Up, Baby Hotline and various seatbelt enforcement campaigns ($100,000).

**Pedestrian and Bicycle Safety (Traffic Unit):** Funding will provide training, materials, supplies, overtime and related fringe benefits associated with education and enforcement campaigns designed to increase safety awareness, traffic law knowledge, and skills among pedestrians and bicyclists ($200,000).

**Traffic Services (Traffic Unit):** Funding will provide training, materials, supplies, equipment (radar/laser speed detection devices), overtime and related fringe benefits associated with education and enforcement campaigns such as: Traffic Impact Programs, school zone enforcement, construction zone enforcement, Traffic Complaint Hotline enforcement, and Selective Traffic Enforcement Programs (STEP) ($500,000).

**DUI Abatement Council DUI (Traffic Unit):** Funding will be requested from the DUI Abatement Council for overtime and related fringe benefits associated with DUI enforcement and innovative Know Your Limit Programs ($200,000).

**Contract Term**

**Financial Impact**
Total funding request is $1,865,000. The cost to the City is personnel expenses and in-kind resources only.

**Responsible Department**
This item is submitted by Assistant City Manager Milton Dohoney, Jr., the Prosecutor's Office, the Fire and the Police departments.
Authorization to Enter into an Agreement with the Maricopa County Sheriff's Office for Detention Officer Training

This report requests the Public Safety and Justice Subcommittee recommend City Council approval to enter into an agreement with the Maricopa County Sheriff's Office (MCSO) for detention officers hired to work in the Phoenix Police Department (PPD) Centralized Booking Detail to attend the 12-week MCSO Detention Officer Training Academy.

THIS ITEM IS FOR CONSENT ACTION.

Summary
Individuals hired to work as detention officers in the PPD Centralized Booking Detail must be formally trained, and the City of Phoenix does not have its own Detention Officer Training Academy. The current four-year contract to participate in the MCSO Detention Officer Academy, Contract No. 143542-0, expires on June 30, 2020. The MCSO Detention Officer Academy will be used, as needed, to train new detention officers. The new contract will cover a two-year term starting July 1, 2020 at a cost of $250.00 per registrant.

Contract Term
The contract will be effective July 1, 2020 through June 30, 2022.

Financial Impact
Upon approval, the MCSO will bill the City of Phoenix a non-refundable registration fee of $250.00, per registrant for materials after the first full day of the academy.

Responsible Department
This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.
Authorization to Amend Current Agreement and Payment Ordinance with the Governor’s Office of Highway Safety for the FY 2020 Traffic Services Grant

This report requests the Public Safety and Justice Subcommittee recommend City Council approval to amend the current agreement and payment ordinance (S-45620) with the Governor's Office of Highway Safety for the FY 2020 Traffic Services grant awarded to the Police Department. Authorization of the amendment will increase the maximum funding amount from $200,000 to $500,000.

THIS ITEM IS FOR CONSENT ACTION.

Summary
In 2019, the Police Department was awarded $1,000,000 for five grant programs under the FY 2020 Governor's Office of Highway Safety grant program. The Traffic Services grant program was originally awarded $200,000 in funding. Additional funding in the amount of $300,000 is being requested to fund a program to address the current street racing problem in the City of Phoenix (Operation Burnout) as well as for training, materials, supplies, equipment (radar/laser speed detection devices), overtime and related fringe benefits associated with the education and enforcement of existing programs including the Traffic Impact Program, school and construction zone enforcement, the Traffic Complaint Hotline Program and Selective Traffic Enforcement Programs (STEP).

Contract Term
Authorization of this amendment would increase the maximum funding amount by $300,000; from $200,000 to $500,000.

Financial Impact
This is a request to increase the maximum funding amount. The contract period will remain unchanged.

Concurrence/Previous Council Action
Authorization to apply, accept, and disburse funds for this grant was approved at the May 1, 2019 City Council meeting.
Responsible Department
This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.
Authorization to Enter into an Agreement with the Milwaukee Brewers Baseball Club

This report requests the Public Safety and Justice Subcommittee recommend City Council approval to enter into an agreement with the Milwaukee Brewers Baseball Club, L.P. (Brewers), a Wisconsin company, located in Milwaukee, Wisconsin for internal and external security at the American Family Fields of Phoenix ballpark, located at 3805 N. 53rd Ave., Phoenix, Arizona.

THIS ITEM IS FOR CONSENT ACTION.

Summary
The Brewers have requested to enter into an agreement with the Phoenix Police Department (PPD) to provide internal and external security at the American Family Fields of Phoenix ballpark during Major League Baseball spring training. To ensure the safety and convenience for visitors and patrons, the Brewers wish to contract with the PPD for the services of police officers and civilian police assistants to provide traffic control and external and internal security services around and in the American Family Fields of Phoenix ballpark. The PPD is willing to assign police officers and police assistants for traffic control and security to respond to incidents requiring police action.

Contract Term
The contract shall commence on the effective date, on or about Feb. 22, 2020, and continue through on or about March 31, 2025.

Financial Impact
Events will be staffed by employees on duty or overtime as needed. The Brewers shall reimburse the PPD at the hourly straight time or overtime rate that is calculated each fiscal year.

Location
3805 N. 53rd Ave.
Council District: 5

Responsible Department
This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.
Street Racing Update

This report provides the Public Safety and Justice Subcommittee with information regarding street racing activities in the City.

**THIS ITEM IS FOR INFORMATION AND DISCUSSION.**

**Summary**

In May 2019, officers from the Maryvale-Estrella Mountain Precinct began receiving regular complaints from residents and business owners regarding street racing activities and dangerous stunts being performed in their neighborhoods by local car and truck clubs. Community members related these occurrences would draw crowds that often exceeded 300 street racers and spectators, who would take over public streets. Their actions endangered the public, damaged properties and often resulted in the complainants being threatened or intimidated.

Precinct officers met with these business owners and community members to accurately analyze the size and scope of the street racing issue. The officers were quickly able to substantiate the reported street racing activities, which were primarily occurring in the southwest portion of the City. Officers noted that those involved at these events would participate or encourage reckless and dangerous burnout contests, drag races and intersection take-overs. These actions often involve passengers and spectators performing dangerous stunts by hanging onto the backs of trucks, hanging out of car windows with the doors open, and running in and out of the immediate area while drivers simultaneously engaged in these high-speed maneuvers.

In response to this activity, officers quickly developed an operational plan designed to restore order and safety to the streets. The plan took a holistic approach, intended to engage all violators involved in these illegal activities, and enforce any/all violations of local and state laws. Meetings were also held with the City’s lead Community-Based Prosecutors to ensure the successful prosecution of cases brought forward, and to discuss enhanced sentencing of repeat offenders.

The officers also worked with owners and managers of affected businesses to establish authority to arrest for trespassing violations at their establishments, along
with the installation of proper signage so coordinated operations could be conducted for mass enforcement. In one evening, more than 70 trespassing citations were issued at a single location.

**Enforcement Efforts**

Initial street racing enforcement efforts were carried out by officers from the Maryvale-Estrella Mountain Precinct. However, in late November 2019, the Police Department formed a task force with dedicated officers from all seven patrol precincts, as well as the Transportation and Tactical Support Bureaus. Mutual aid was also established with the Tolleson and Avondale Police Departments, and the Maricopa County Sheriff’s Office. Additionally, the Governor’s Office of Highway Safety recently granted $100,000 to the Phoenix Police Department to support the enforcement efforts of this task force in targeting street racing activities.

The task force has been operational every Sunday since enforcement efforts expanded in November. At the time of this report, nearly 1,000 total citations have been issued, including over 250 criminal citations and over 60 racing/reckless driving charges. Additionally, almost 60 vehicles have been impounded and over a dozen subjects have been booked into jail.

Enforcement efforts by the task force have begun to impact some of the street racing activities in the City. However, many participants remain undeterred and have continually advised that police enforcement will not curb their involvement. The task force is constantly evolving their tactics and networking with outside agencies to maintain the safety of the community.

**Responsible Department**

This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Police Department.
Gated Alley Program Pilot - Funding

This report requests the Public Safety and Justice Subcommittee recommend City Council approval to utilize some Neighborhood Block Watch Grant Program funds on the installation of gates within the Gated Alley Program Pilot. The Land Use and Livability Subcommittee approved a recommendation to expand the Gated Alley Program Pilot to all the Council Districts to include up to 10 alley segments in each district at its Jan. 15, 2020 meeting. Staff were directed to attend the Public Safety and Justice Subcommittee on Feb. 12, 2020, to discuss using Neighborhood Block Watch Grant Program (NBWGP) funds to pay for gates with the priority being areas with the most needs - including consideration of illegal dumping, graffiti, crime statistics and socio-economic challenges. Staff presented the option to utilize some surplus NBWGP funds to cover the expense for installing gates at the ends of alley segments located within neighborhoods defined as part of the expansion of the Gated Alley Program Pilot at the NBWGP Oversight Committee on Feb. 5, 2020.

THIS ITEM IS FOR DISCUSSION AND POSSIBLE ACTION.

Summary
The total number of alley segments in Phoenix is 4,846 and consists of 876 miles. There is a wide range of alley segments in each council district. Council District 2 has the lowest number of alley segments with 64 and Council District 4 has the highest number of alley segments with 1,262. Alleys in Phoenix currently serve as access points for utility companies and solid waste services. Approximately 22 percent of Phoenix households, or about 80,000 residents, receiving city refuse collection have alley services.

On June 27, 2017, the City Council approved the original Gated Alley Program Pilot (GAPP) for specific targeted areas in the Royal Palm and Sunnyslope neighborhoods. This program was designed by an interdepartmental committee in collaboration with residents to provide a new approach to deterring illegal dumping, graffiti and criminal activity in residential alleys. The GAPP provides homeowners whose properties abut an alleyway the opportunity to submit an application to the City requesting both the relocation of solid waste services from the alley to curbside, and permission to install locked gates at the ends of the alley adjacent to their properties at the owner’s cost.
The City covers the cost of the relocation of solid waste services and the required revocable fence permit fees. The process involves:

1. Application submittal
2. Petition signed by 51 percent or more of the property owners along the alley
3. City staff verifying petition signatures
4. Relocation of Solid Waste Services
5. Gate permit application for installation of the gates
6. Coordination with utility companies and city departments on gate post locations and key distribution
7. Communication of gate installation with residents impacted
8. Final inspection of the gate
9. City staff monitor and collect data on the alley to determine the level of impacts from installed gates

The GAPP outreach meeting for the Royal Palm Community was held on Sept. 21, 2017 and City staff met with residents who lived within the pilot boundaries to provide an overview of the program and gauge interest. The first application was received for 8695 N. 15th Ave. and 1231 W. Ruth Ave. Solid waste services were relocated to curbside on Jan. 10, 2018. The final inspection of these Royal Palm gates occurred on Dec. 5, 2018. On Dec. 8, 2018, a celebration event of the first gate installation was held to serve as an opportunity for the key distribution to the residents in addition to providing education on alley maintenance and how to operate the daisy chain locks. To date, there have been nine alleys gated in the Royal Palm area.

The GAPP outreach meeting for the Sunnyslope Community was held on April 10, 2018. In the Sunnyslope area, two applications have been received from the Seldon-Orchid alley, which includes 27 households and the petition has been verified by staff. For the alleys in Sunnyslope, no gates have been installed, in part due to neighborhood fundraising challenges. Primary program challenges that have been identified through the pilot program include the financial constraints of residents to cover costs of the gate installations, the time to work through steps of approval and the insurance/bonding requirement. Program benefits may include city departments receiving a reduction in calls for service in the locations in which alleys are gated.

Action Plan

In order to be effective and efficient, the interdepartmental committee recommends the following:

1. Address expenses and timing delays regarding required bond funds by either removing the requirement or allowing one bond to cover proposed alley segments in each area, provided the alley segments are within the same neighborhood.
2. Address Revocable Permit expense and timing delays by applying one revocable permit to each pilot area (not per alley segment). This action would require the neighborhood leader to assume responsibility of securing the revocable permit for the entire area early in the process or identifying a city department as the responsible party.

3. Create a standard gate detail(s) with a variety of widths (16-18 feet) to address real world situations such as conflicts with utility poles.

4. Streamline the process of selecting a licensed contractor and reduce the total costs of gates, by utilizing a city approved list, which should reduce the overall price by contracting to install multiple gates within the same neighborhood during the same time frame. This approach will maintain consistent design, reliable quality and a competitive and fair price. This approach will also allow inspectors to inspect the newly installed gates in batches and potentially reduce man-hours for staff.

5. Reduce the locking system to a single lock or double lock (one Fire Knox Box lock and one lock for all city departments and applicable utilities).

Funding Options
City staff investigated funding sources, as this was identified as a barrier for many neighborhoods. A viable option appears to be the Neighborhood Block Watch Grant Program (NBWGP) funds, since gating alleys have a correlation with reducing crime and is an eligible use of the funding source. Organized neighborhood groups can apply for NBWGP funds of up to $10,000; therefore, the funding amount is in line with the costs of installing several gates and program funding is currently available. The challenge is that the funding cycle is limited to once a year. The Phoenix Police Department provides training on how to submit a grant application, including entering requested budget items, uploading documents, printing reports, and submitting the application. Three training workshops are typically provided annually and held in the month of November. Grant applications are due in December and the maximum amount is $10,000. The NBWGP Oversight Committee reviews applications and makes funding recommendations for the upcoming fiscal year.

The interdepartmental team recommends setting aside a portion of NBWGP funds along with a dedicated review process to focus solely on the needs of neighborhoods interested in gating their alleys to reduce crime, illegal dumping, graffiti as well as calls for service to the Police, Public Works and Neighborhood Services Departments. Another recommendation is for the funding to be based on a sliding scale so that lower income and higher crime statistics neighborhoods with the greatest need and larger volume of calls for service are served first with any grant funds.

In addition, the interdepartmental team recommends identifying funds for FY 2020-21 to install gates for alleys identified within each council district and moving forward with
funding to support the GAPP expansion. Staff requests the Public Safety and Justice Subcommittee approve the initiative to establish a separate grant award process from the NBWGP for neighborhoods in the pilot areas to cover the cost of gating alleys. Allocating $400,000 from existing NBWGP funds would create a capital pool that can be used exclusively to construct gates at the end of alleys. In order to be considered for these capital grants, the request must come from a recognized Block Watch Group that is registered with the Neighborhood Services Department. Groups may submit requests that would cover up to 10 alley segments (20 gates). The request must include signatures from at least 51 percent of the property owners that would be impacted by the alley closure.

In the event there are remaining funds, any Block Watch Groups may apply for these funds by submitting an application with the following information; the purpose for the requested closures and the benefits to the neighborhood if funding is provided. Groups must also include any issues closing the alley may present and offer solutions.

A neighborhood group is not required to seek or utilize the NBWGP funding process to be part of the Gated Alley Program Pilot, but they must be one of the 10 areas identified within each City Council District. Neighborhood groups may elect to pay for and install their own gates so long as they meet city requirements.

**Responsible Department**
This item is submitted by Deputy City Manager Paniagua and the Planning and Development Department.
Jaywalking, Median Safety and Signage

This report provides the Public Safety and Justice Subcommittee with information requested concerning laws governing jaywalking and median safety in the City, as well as the status of the healthy giving signage pilot program to be implemented in District 1.

THIS ITEM IS FOR DISCUSSION AND POSSIBLE ACTION.

Summary
Currently, Phoenix City Code (PCC), section 36-128, addresses pedestrian regulations for crossing or stopping in the roadway (Attachment A) and Arizona Revised Statutes (ARS), Title 28-793 addresses pedestrian crossings at locations other than a crosswalk (Attachment B).

Jaywalking Laws
Pedestrian regulations associated with jaywalking are outlined in PCC, section 36-128, subsection A, which states:

"Except in a crosswalk, no pedestrian shall cross a roadway at any place other than by a route at right angles to the curb or by the shortest route to the opposite curb. A pedestrian shall not cross a roadway where prohibited by appropriate signs, markings, devices or by law."

As outlined in subsection C of this code, before any pedestrian is cited for a civil violation of this section, the pedestrian must be given a warning by law enforcement. The first violation of this section after a warning is issued is a civil traffic offense, with a penalty consisting of a fine up to $250. A second and all subsequent violations of the ordinance is a class 1 misdemeanor, with a penalty consisting of a fine up to $2,500 and jail or probation. Since 2016, there have been fewer than eight citations issued in the City per year for this offense.

ARS, Title 28-793 also outlines pedestrian regulations for jaywalking. Subsection C of this law states:
"Between adjacent intersections at which traffic control signals are in operation, pedestrians shall not cross at any place except in a marked crosswalk."

Violations of this statute constitute a civil traffic offense with a penalty consisting of a fine up to $250. Since 2016, the number of citations issued in the City per year have ranged from 19 to 73 for this specific offense.

Median Safety Law
Pedestrian regulations associated with median safety are outlined in PCC, section 36-128, subsection B, with states:

"No pedestrian may stop or remain in the portion of the roadway designed for vehicular use or in a painted or raised traffic island or median not designated for use by pedestrians except to wait to cross the roadway at the next pedestrian signal, or in the absence of a pedestrian signal, when traffic has cleared or yielded."

PCC 36-128, subsection C requires that before any pedestrian is cited for a civil violation of this section, the pedestrian must be given a warning by law enforcement. The penalties for subsection B mirror those listed in subsection A (jaywalking). Since 2016, the number of citations issued in the City per year have ranged from 5 to 35 for this specific offense.

Warnings
It has been proposed to remove the warning requirement from PCC, section 36-128, subsection C. Warnings were adopted into the Phoenix City Code and went into effect around January 2015, so warnings have been given for approximately four years.

Healthy Giving Signage
Related to jaywalking and median safety, our City streets, including medians often become locations where panhandling activities occur. This can create traffic and pedestrian safety issues, especially on streets with higher traffic volumes and speeds. The traveling public, who may feel compelled to give in response to those who engage in panhandling, can also unintentionally contribute to these safety concerns.

In response, Councilwoman Williams requested the Street Transportation Department conduct a pilot program that would include the installation of signage at intersections in District 1 that would encourage practicing more healthy and impactful giving options. This program, funded by District 1 Office funds, will include the placement of signs at various intersections within District 1. Street Transportation staff has finalized signage details and is in the process of fabricating the signs, which should be installed before the end of February 2020.
Staff seeks direction from the Subcommittee on whether to proceed with drafting an amendment to remove the warning requirement from PCC, section 36-128, subsection C for further consideration by the City Council.

**Responsible Department**
This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the Law, Street Transportation and Police departments.
ARTICLE X. PEDESTRIAN REGULATIONS

36-128 Crossing or stopping in a roadway. *1

A. Except in a crosswalk, no pedestrian shall cross a roadway at any place other than by a route at right angles to the curb or by the shortest route to the opposite curb. A pedestrian shall not cross a roadway where prohibited by appropriate signs, markings, devices or by law. *1

B. No pedestrian may stop or remain in the portion of the roadway designed for vehicular use or in a painted or raised traffic island or median not designated for use by pedestrians except to wait to cross the roadway at the next pedestrian signal or, in the absence of a pedestrian signal, when traffic has cleared or yielded. +1

C. Before any pedestrian is cited for a civil violation of this section, the pedestrian must be given a warning by law enforcement. The first violation of this section after the warning is given is a civil traffic offense and a second and all subsequent violations of this section is a Class 1 misdemeanor. +1

(Code 1962, § 37-24.01; new style in use as of 8-1-2011)

State law reference—Pedestrians crossing at other than crosswalk, A.R.S. § 28-793.

Date of Addition/Revision/Deletion - Section 36-128
+1 Addition on 11-19-2014 by Ordinance No. G-5960, eff. 11-19-2014
*1 Revision on 11-19-2014 by Ordinance No. G-5960, eff. 11-19-2014

1 State Law reference—Pedestrians, A.R.S. § 28-791 et seq.
28-793. Crossing at other than crosswalk

A. A pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right-of-way to all vehicles on the roadway.

B. A pedestrian crossing a roadway at a point where a pedestrian tunnel or overhead pedestrian crossing has been provided shall yield the right-of-way to all vehicles on the roadway.

C. Between adjacent intersections at which traffic control signals are in operation, pedestrians shall not cross at any place except in a marked crosswalk.