

# Agenda City Council Formal Meeting

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

Wednesday, August 31, 2022

2:30 PM

phoenix.gov

\*\*\*REVISED Aug. 30, 2022\*\*\*

Items to be Withdrawn: 108, 134; Item with Additional Information: 162

#### **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=edb52dafaf789af0fdad48050d520a764
- 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.

#### At the time of the meeting:

- **Watch** the meeting live streamed on phoenix.gov or Phoenix Channel 11 on Cox Cable, or using the Webex link provided above.
- Call-in to listen to the meeting. Dial 602-666-0783 and Enter Meeting ID 2554 071 0597# (for English) or 2550 546 1776# (for Spanish). Press # again when prompted for attendee ID.
- **Watch** the meeting in-person from the Upper Chambers, Lower Chambers or City Hall depending on seating availability.

#### Para nuestros residentes de habla hispana:

- Para registrarse para hablar en español, llame al 602-262-6001 <u>al</u> <u>menos 2 horas antes del inicio de esta reunión</u> 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 2550 546 1776#. 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 2550 546 1776#). Se proporciona interpretación simultánea para nuestros residentes durante todas las reuniones.
- <u>- Para asistir a la reunión en persona</u>, 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.

#### **CALL TO ORDER AND ROLL CALL**

For Approval or Correction, the Minutes of the Formal Meeting on August 26, 2020

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#### **BOARDS AND COMMISSIONS**

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131	Final Plat - 12456 N. 28th Drive - PLAT 210066 - Southwest Corner of 28th Drive and Larkspur Drive	District 1 - Page 320
132	Final Plat - Cave Creek Apartments - PLAT 220007 - Northeast Corner of Cave Creek Road and Marco Polo Road	District 2 - Page 321
133	Final Plat - McDowell Square QSR Pad - PLAT 210079 - Northwest Corner of 51st Avenue and McDowell Road	District 4 - Page 322
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143	Abandonment of Easement - ABND 21000 Corner of 7th Street and Union Hills Drive 22050)		District 2 - Page 332			
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148	Abandonment of Right-of-Way - V190031/ Baseline Road (Resolution 22056)	A - 7305 N.	District 7 - Page 337			
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154	Modification of Stipulation Request for Ratification of July 20, 2022 Planning Hearing Officer Action - PHO-2-22Z-97-96-1 - Northeast Corner of 30th Avenue and Deer Valley Road	District 1 - Page 346
155	Modification of Stipulation Request for Ratification of June 15, 2022 Planning Hearing Officer Action - PHO-1-22Z-91-A-99-2 - Northwest Corner of 27th Drive and North Valley Parkway	District 2 - Page 349
156	Modification of Stipulation Request for Ratification of June 15, 2022 Planning Hearing Officer Action - PHO-1-22Z-275-84-6 - Approximately 550 Feet East of the Northeast Corner of 48th Street and Virginia Avenue	District 6 - Page 354
157	Modification of Stipulation Request for Ratification of July 20, 2022 Planning Hearing Officer Action - PHO-3-22Z-96-06-7 - Southwest Corner of 59th Avenue and Southern Avenue	District 7 - Page 357
158	Modification of Stipulation Request for Ratification of July 20, 2022 Planning Hearing Officer Action - PHO-1-22Z-146-06-8 - Approximately 200 Feet West of the Northwest Corner of 11th Street and Van Buren Street	District 8 - Page 364
159	Amend City Code - Official Supplementary Zoning Map 1234 (Ordinance G-7008)	District 2 - Page 369
160	Amend City Code - Official Supplementary Zoning Map	District 2 - Page 373

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161	Amend City Code - Ordinan Application PHO-2-22Z-39 Feet North of the Northeast Baseline Road (Ordinance Company)	-12-7 - Approximately 660 Corner of 51st Avenue and	District 7 - Page 377
*162	(CONTINUED FROM MAY	11 AND JUNE 1, 2022) - Public	District 4 - Page 385

\*162 (CONTINUED FROM MAY 11 AND JUNE 1, 2022) - Public Hearing - Certificate of Appropriateness - Appeal of Historic Preservation Commission's Decision on Certificate of Appropriateness Application HPCA 2100392 - 2215 N. 9th St. in the Coronado Historic District \*\*\*ADDITIONAL INFORMATION\*\*\*

#### REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

#### **000 CITIZEN COMMENTS**

#### **ADJOURN**



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 1

# For Approval or Correction, the Minutes of the Formal Meeting on August 26, 2020

#### Summary

This item transmits the minutes of the Formal Meeting of August 26, 2020, for review, correction and/or approval by the City Council.

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

#### **Responsible Department**

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



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 2

#### **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**



To: City Council Date: August 31, 2022

From: Mayor Kate Gallego

**Subject:** BOARDS AND COMMISSIONS – APPOINTEES

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

#### Alhambra Village Planning Committee

Councilman Sal DiCiccio recommends the following for appointment:

#### Keith Ender

Mr. Ender is a Senior Business Analyst at CVS Health and a resident of District 6. He replaces Marc Bonilla and will fulfill his term to expire November 19, 2023.

#### **Citizens Transportation Commission**

I recommend the following for appointment:

#### Sanjay Paul

Mr. Paul is the Desert Southwest Area Traffic Business Class Leader at HDR and a resident of District 6. He fills a vacancy for a term to expire June 30, 2025.

#### **Desert View Village Planning Committee**

Councilman Jim Waring recommends the following for appointment:

#### Gary Kirkilas

Mr. Kirkilas is a Physician at Phoenix Children's Hospital and a resident of District 2. He fills a vacancy for a partial term to expire November 19, 2022.

#### **Development Advisory Board**

I recommend the following for appointment:

#### Morgan Betancourt

Ms. Betancourt is a Project Director at Okland Construction. She replaces Molly Carson for a term to expire August 31, 2025.

#### Christoph Lohr

Mr. Lohr is the Vice President of Strategic Investments at IAPMO. He replaces Richard Hudson for a term to expire August 31, 2025.

I recommend the following for reappointment:

#### Lucas Lindsey

Mr. Lindsey is serving his second term to expire July 1, 2025.

#### **Environmental Quality and Sustainability Commission**

I recommend the following for appointment:

#### Eric Gorsegner

Mr. Gorsegner is a retired energy professional and a resident of District 8. He replaces Columba Sainz for a term to expire August 31, 2025.

I recommend the following for reappointment:

#### Darren Chapman

Mr. Chapman will serve his second term to expire August 31, 2025.

#### Tim Franquist

Mr. Franquist is serving his second term to expire August 31, 2024.

#### Kevin Groman

Mr. Groman is serving his second term to expire February 7, 2024.

#### Colin Tetreault

Mr. Tetreault is serving his third term to expire August 31, 2024.

#### **Estrella Village Planning Committee**

Councilwoman Yassamin Ansari recommends the following for appointment:

#### Jennifer Ayala

Ms. Ayala is a Preschool Teacher Assistant at Alhambra Elementary School District and a resident of District 7. She fills a vacancy for a partial term to expire November 19, 2022.

#### Markus Ceniceros

Mr. Ceniceros is a student at West Point High School and a resident of District 7. He fills a vacancy for a partial term to expire November 19, 2022.

#### Renee Dominguez

Mr. Dominguez is a Secretary at COPMEA and a resident of District 7. He fills a vacancy for a partial term to expire November 19, 2022.

#### Kristine Morris

Ms. Morris is the Superintendent of Union Elementary School District #62. She fills a vacancy for a term to expire November 19, 2023.

#### Andre Serrette

Mr. Serrette is the Managing Director of Arizona Quadel Consulting and a resident of District 7. He fills a vacancy for a term to expire November 19, 2023.

#### **Laveen Village Planning Committee**

Councilwoman Yassamin Ansari recommends the following for appointment:

#### Ryan Senters

Mr. Senters is the Chief Executive Officer of Ohana and a resident of District 7. He fills a vacancy to expire November 19, 2023.

#### Mayor's Commission on Disability Issues

I recommend the following for appointment:

#### Mike Axelrod

Mr. Axelrod is the Chief Executive Officer of GPG Strategies and a resident of District 2. He fills a vacancy to expire August 31, 2025.

#### **Military Veterans Commission**

I recommend the following for appointment:

#### Anthony Newkirk

Mr. Newkirk is the Chief Executive Officer of Warriors Code, Inc. and a resident of District 6. He fills a vacancy to expire August 31, 2025.

#### **Neighborhood Block Watch Fund Oversight Committee**

Councilwoman Debra Stark recommends the following for reappointment:

#### Ann Murray

Ms. Murray is serving her second term to expire August 31, 2023.

#### Jeffrey Tisot

Mr. Tisot is serving his second term to expire August 31, 2024.

#### Parks and Recreation Board

I recommend the following for reappointment:

#### **Aubrey Barnwell**

Mr. Barnwell is serving his third term to expire April 4, 2025.

#### Dorina Bustamante

Ms. Bustamante is serving her second term to expire April 4, 2025.

#### Kelly Dalton

Ms. Dalton is serving her first full term to expire April 4, 2027.

#### Antonio Moya

Mr. Moya is serving his second term to expire April 6, 2026.

#### **Phoenix Women's Commission**

I recommend the following for appointment:

#### Sharise Erby

Ms. Erby is the Founder of the Phenomenal Woman Empowerment Network and a resident of District 7. She fills a vacancy for a term to expire August 31, 2025.

#### Megan Schmitz

Ms. Schmitz is the Director of Horizon Strategies and a resident of District 4. She fills a vacancy for a term to expire August 31, 2025.

#### Carrie Simmons

Ms. Simmons is the Senior Manager of Marketing, Communications, and Engagement at University of Arizona Banner Health and a resident of District 6. She fills a vacancy for a term to expire August 31, 2025.

#### **Planning Commission**

I recommend the following for appointment:

#### Ryan Boyd

Mr. Boyd is the President of Urban Phoenix Project and a resident of District 7. He replaces Justin Johnson for a term to expire April 15, 2026.

#### **Gabriel Jaramillo**

Mr. Jaramillo is the Director of Healthy Communities at Vitalyst Health Foundation, an affordable housing advocate, and a resident of District 1. He replaces Joel McCabe effective September 15 and will fulfill his term to expire April 15, 2023.

#### **South Mountain Village Planning Committee**

Councilmember Carlos Garcia recommends the following for appointment:

#### Fred Daniels

Mr. Daniels is a realtor and a resident of District 8. He fills a vacancy for a partial term to expire November 19, 2022.

#### Water/Wastewater Rate Advisory Committee

I recommend the following for appointment:

#### Jay Cantor

Mr. Cantor is a Business Systems Analyst at Genius Avenue and a resident of District 2. He replaces Rodney Glassman for a term to expire August 31, 2025.



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 3

#### **Liquor License - Dynamite Beer Co**

Request for a liquor license. Arizona State License Application 07070248.

#### Summary

Applicant Michael Chapman, Agent

<u>License Type</u> Series 7 - Beer and Wine Bar

Location
28212 N. Tatum Blvd., Ste. D6
Zoning Classification: C-2
Council District: 2

This request is for an ownership and location transfer of a liquor license for a beer and wine bar. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open in August 2022.

The 60-day limit for processing this application was Aug. 9, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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 am the owner of Dynamite Beer Company and a 15-year veteran in the craft beer and hospitality industry. I've managed taproom operations for Angel City Brewery in Los Angeles and Huss Brewing Company in Phoenix. I'll run the day-to-day operations and implement controls over the service of beer and wine. I'm certified in the Title 4 Basic Liquor Law Training and in Title 4 Management Liquor Law Training."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "With 15 years in the industry, I know that neighborhood taprooms are about more than just beer. They serve as community hubs, gathering places, and a source of local identity and pride. Our taproom will be a friendly environment where neighbors converse and stress evaporates. Our motto is "Local, Loyal"! We'll serve local products, create partnerships with local businesses and support local economy. It's our goal to build a lasting connection with the community as whole."

#### Staff Recommendation

Staff recommends approval of this application.

#### **Attachments**

Liquor License Data - Dynamite Beer Co Liquor License Map - Dynamite Beer Co

#### **Responsible Department**

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

# **Liquor License Data: DYNAMITE BEER CO**

#### **Liquor License**

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

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	0.84	1.06
Violent Crimes	10.06	0.02	0

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

## **Property Violation Data**

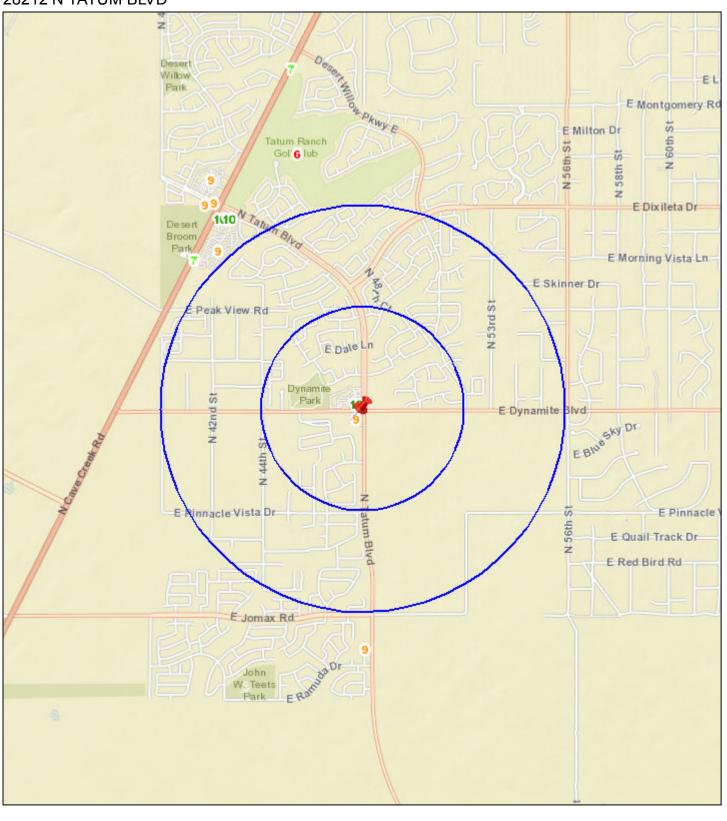
Description	Average	1/2 Mile Average
Parcels w/Violations	53	2
Total Violations	93	3

#### Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
6128001	2069	83 %	21 %	1 %
6129001	834	80 %	0 %	2 %
6129002	1521	93 %	18 %	1 %
6133001	1688	91 %	7 %	2 %
6133003	1120	84 %	17 %	15 %
Average		61 %	13 %	19 %

## Liquor License Map: DYNAMITE BEER CO

#### 28212 N TATUM BLVD





Date: 6/13/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 4

#### **Liquor License - Dynasty Chinese and Asian Cuisine**

Request for a liquor license. Arizona State License Application 199899.

#### Summary

Applicant
Sui Fletcher, Agent

<u>License Type</u> Series 12 - Restaurant

Location
29850 N. Tatum Blvd., Ste. 107
Zoning Classification: PCD
Council District: 2

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

The 60-day limit for processing this application was Aug. 19, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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.

**Agenda Date:** 8/31/2022, Item No. 4

#### 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 in restaurant management for more than 10 years and I have completed the liquor training courses."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Dynasty Chinese and Asian Cuisine is a family and budget friendly Asian cuisine restaurant newly opened at Tatum Blvd and Cave Creek Rd. It will be a great addition to the neighborhood."

#### Staff Recommendation

Staff recommends approval of this application.

#### Attachments

Liquor License Data - Dynasty Chinese and Asian Cuisine Liquor License Map - Dynasty Chinese and Asian Cuisine

#### **Responsible Department**

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

# Liquor License Data: DYNASTY CHINESE AND ASIAN CUISINE

### **Liquor License**

Description	Series	1 Mile	1/2 Mile
Bar	6	1	0
Beer and Wine Bar	7	2	1
Liquor Store	9	5	5
Beer and Wine Store	10	2	2
Restaurant	12	6	2
Craft Distiller	18	1	0

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	1.43	1.91
Violent Crimes	10.06	0.13	0.42

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

#### **Property Violation Data**

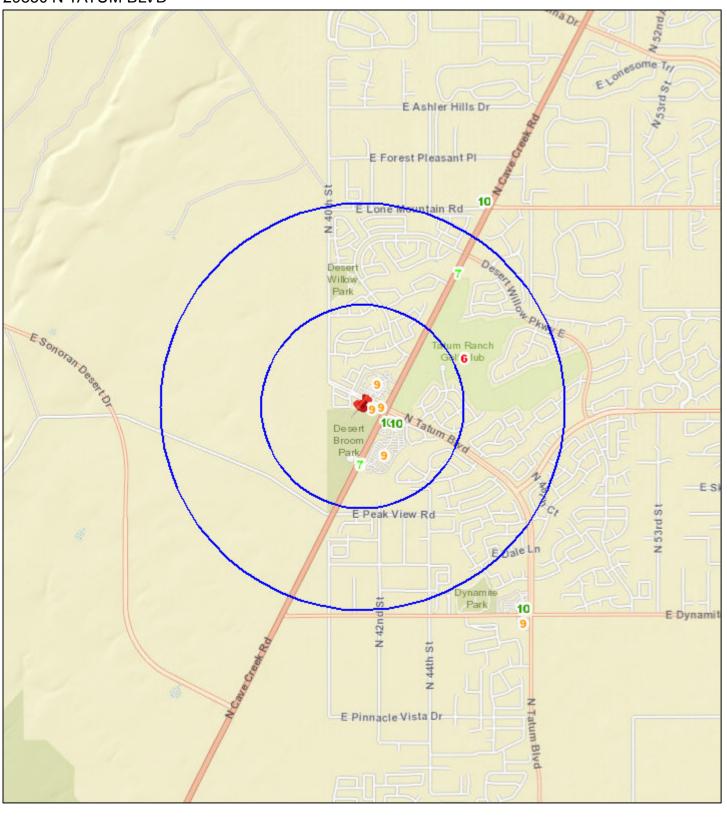
Description	Average	1/2 Mile Average
Parcels w/Violations	53	1
Total Violations	93	2

#### Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
6124002	1116	55 %	11 %	1 %
6126001	802	85 %	34 %	6 %
6126002	1050	94 %	23 %	3 %
6127002	966	93 %	10 %	0 %
6128001	2069	83 %	21 %	1 %
Average		61 %	13 %	19 %

# Liquor License Map: DYNASTY CHINESE AND ASIAN CUISINE

#### 29850 N TATUM BLVD





Date: 7/1/2022



City Clerk Department



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 5

#### **Liquor License - The Federal American Grill**

Request for a liquor license. Arizona State License Application 200755.

#### Summary

Applicant Steve Parker, Agent

<u>License Type</u> Series 12 - Restaurant

**Location** 

7000 E. Mayo Blvd. #27

Zoning Classification: PUD PCD

Council District: 2

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 business is currently being remodeled with plans to open in October 2022.

The 60-day limit for processing this application was Aug. 20, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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.

**Agenda Date:** 8/31/2022, **Item No.** 5

#### 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 had four (4) current liquor licenses in perfect standing in around the state of Texas, particularly in Houston, for 10 years."

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

"The addition of liquor service for The Federal Grill will complement its food program, help support the business and respond to customer requests for the service. The operations will be responsible and an asset for the area, providing another full service dining experience for the neighborhood and area."

#### Staff Recommendation

Staff recommends approval of this application.

#### **Attachments**

Liquor License Data - The Federal American Grill Liquor License Map - The Federal American Grill

#### **Responsible Department**

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

# Liquor License Data: THE FEDERAL AMERICAN GRILL

#### **Liquor License**

Description	Series	1 Mile	1/2 Mile
Bar	6	7	5
Liquor Store	9	1	1
Hotel	11	1	1
Restaurant	12	24	20

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***	
Property Crimes	53.49	18.12	10.93	
Violent Crimes 10.06		1.64	0.74	

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

#### **Property Violation Data**

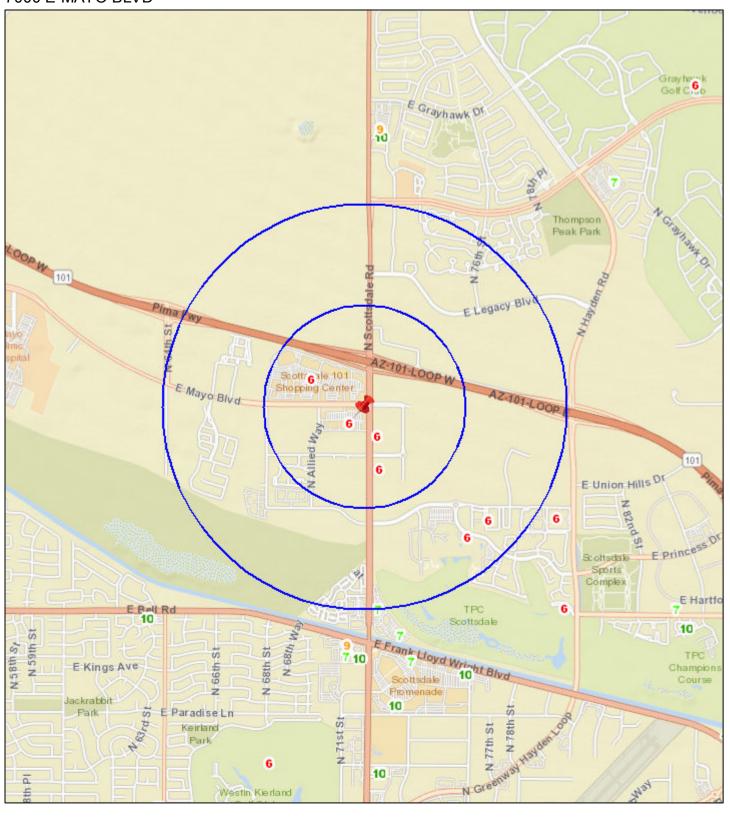
Description	Average	1/2 Mile Average	
Parcels w/Violations	53	0	
Total Violations	92		

#### 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		61 %	13 %	19 %

## Liquor License Map: THE FEDERAL AMERICAN GRILL

#### 7000 E MAYO BLVD





Date: 6/27/2022



City Clerk Department



#### Report

**Agenda Date: 8/31/2022, Item No. 6** 

## **Liquor License - Five Star Mexican Taco Grill**

Request for a liquor license. Arizona State License Application 197930.

#### Summary

Applicant Manuel Cruz, Agent

<u>License Type</u> Series 12 - Restaurant

Location
4935 E. Carefree Highway #105
Zoning Classification: C-2
Council District: 2

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 was Aug. 9, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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.

Filiberto's Mexican Food (Series 12) 3632 W. Anthem Way, Anthem Calls for police service: N/A - not in Phoenix

Liquor license violations: None

## **Public Opinion**

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

## Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because: "I am a law abiding citizen that has completed the Title 4 Management and Basic Liquor Law Training certification. I will ensure that myself and staff will maintain compliance of all state, county and city regulations and provide responsible liquor sales."

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

"Five Star Mexican Taco Grill is a friendly neighborhood restaurant featuring authentic Mexican dishes and soft drinks, we would like to provide our patrons that are 21 and over the opportunity to enjoy alcoholic beverages with their meals."

## Staff Recommendation

Staff recommends approval of this application.

## **Attachments**

Liquor License Data - Five Star Mexican Taco Grill Liquor License Map - Five Star Mexican Taco Grill

## **Responsible Department**

# Liquor License Data: FIVE STAR MEXICAN TACO GRILL

## **Liquor License**

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

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	0.34	0
Violent Crimes	10.06	0.02	0

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

## **Property Violation Data**

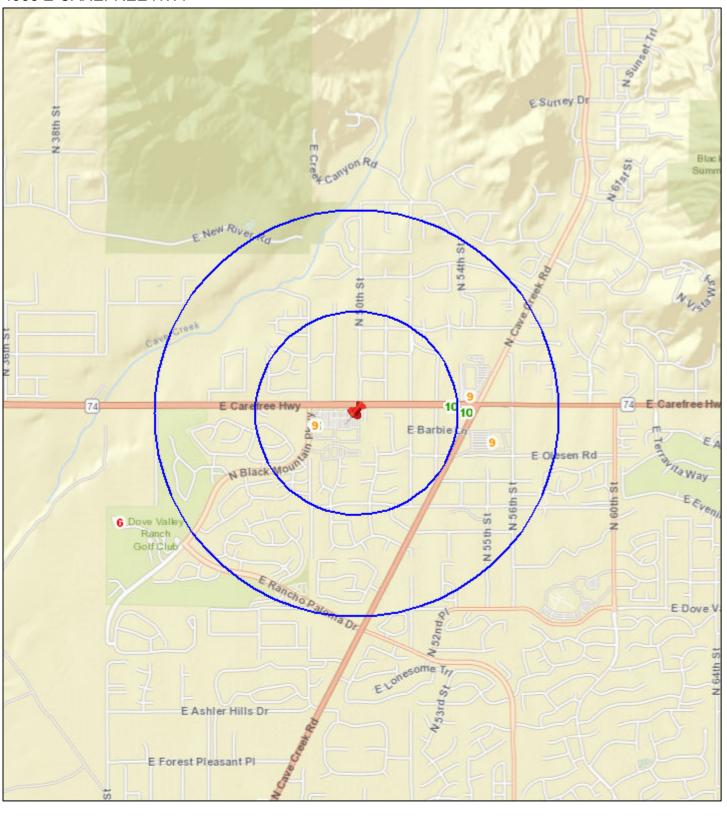
Description	Average	1/2 Mile Average
Parcels w/Violations	53	2
Total Violations	93	2

#### Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
0304023	1955	68 %	18 %	2 %
6125002	1626	98 %	12 %	9 %
6125003	1204	78 %	11 %	6 %
Average		61 %	13 %	19 %

# Liquor License Map: FIVE STAR MEXICAN TACO GRILL

## 4935 E CAREFREE HWY





Date: 6/22/2022



City Clerk Department



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 7

## **Liquor License - Knead Luv Bakery**

Request for a liquor license. Arizona State License Application 196480.

#### **Summary**

Applicant David Jahn, Agent

<u>License Type</u> Series 12 - Restaurant

## **Location**

21031 N. Cave Creek Road, Ste. F2

Zoning Classification: C-2

Council District: 2

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 was Aug. 22, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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.

**Agenda Date:** 8/31/2022, **Item No.** 7

#### 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 read and understand the license requirements given in A.R.S. 4-202, 4-203, 4-203.06, 4-203.07 and 4-205.13. I fully meet all qualifications listed therein. Being a retired Navy Captain and retired Raytheon Senior Engineer Fellow confirms that I have the capability, reliability, and maturity to accept the responsibility of holding a liquor license."

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

"Knead Luv is a dedicated gluten-free bakery that offers an allergen-safe environment for our customers with special needs diets and others who simply prefer eating healthier food. Adding a small bar area to our restaurant serves the best interest of the community because it will create a new option for our celiac customers to have a drink and enjoy our delicious food."

## 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.

## <u>Attachments</u>

Liquor License Data - Knead Luv Bakery Liquor License Map - Knead Luv Bakery

## **Responsible Department**

# **Liquor License Data: KNEAD LUV BAKERY**

## **Liquor License**

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

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	6.50	2.97
Violent Crimes	10.06	0.69	0.31

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

## **Property Violation Data**

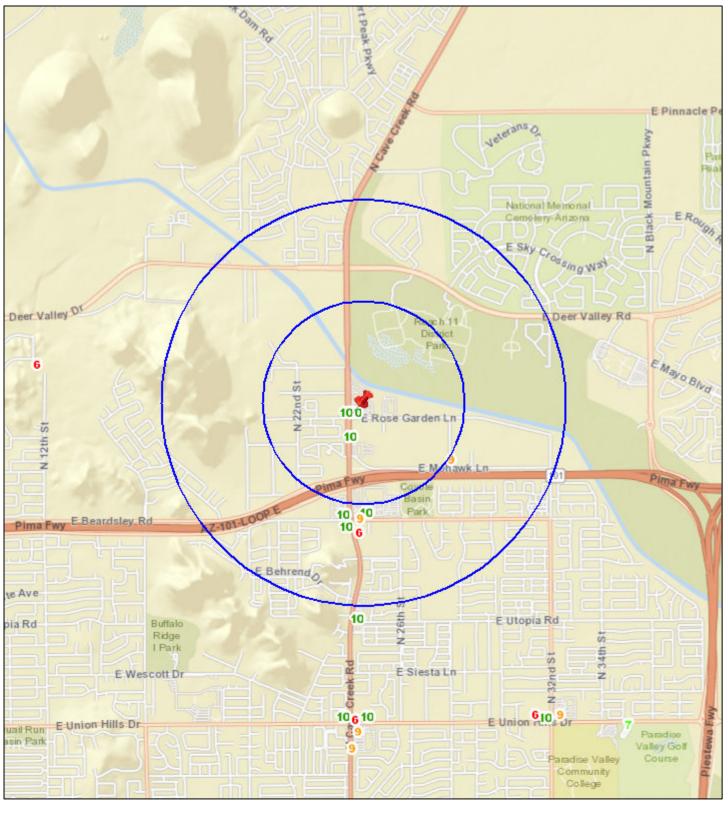
Description	Average	1/2 Mile Average
Parcels w/Violations	53	5
Total Violations	93	9

#### Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
6124001	2237	79 %	11 %	10 %
6149002	1372	88 %	0 %	1 %
6150001	1977	77 %	12 %	2 %
6169003	1399	22 %	11 %	4 %
6170003	1050	72 %	0 %	35 %
Average		61 %	13 %	19 %

## Liquor License Map: KNEAD LUV BAKERY

#### 21031 N CAVE CREEK RD





Date: 6/24/2022



City Clerk Department



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 8

## Liquor License - Limo'n Urban Kitchen

Request for a liquor license. Arizona State License Application 201836.

#### Summary

<u>Applicant</u> Jose Solorzano Velazquez, Agent

<u>License Type</u> Series 12 - Restaurant

<u>Location</u>

2750 W. Dove Valley Road, Ste. 190

Zoning Classification: C-2

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.

The 60-day limit for processing this application was Aug. 29, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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.

**Agenda Date:** 8/31/2022, **Item No.** 8

## Other Active Liquor License Interest in Arizona

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

## **Public Opinion**

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

## Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because: "I am able to understand all rules, and regulations required to hold a liquor license, I have been trained and have the experience necessary to hold a liquor license, I have worked in the hospitality business over 20 years and have never had issues with law, and or corrections."

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

"The public convinience and will be satisfied in a clean and santized environment, with a Roll menu, and full service restaurant, we will provide and same food, beverage and liquor upon approval of the liquor license!"

#### Staff Recommendation

Staff recommends approval of this application.

## <u>Attachments</u>

Liquor License Data - Limo'n Urban Kitchen Liquor License Map - Limo'n Urban Kitchen

## **Responsible Department**

# **Liquor License Data: LIMO'N URBAN KITCHEN**

## **Liquor License**

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

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.11	9.73	20.91
Violent Crimes	10.22	1.64	2.12

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

## **Property Violation Data**

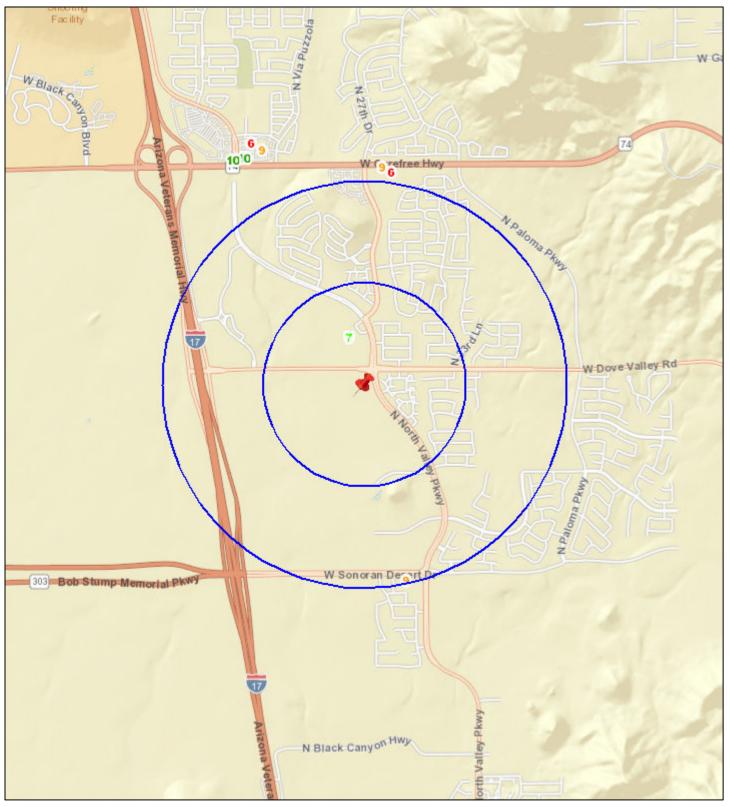
Description	Average	1/2 Mile Average
Parcels w/Violations	53	0
Total Violations	93	

#### Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
6113001	1825	31 %	33 %	6 %
6113002	2090	60 %	27 %	0 %
Average		61 %	13 %	19 %

## Liquor License Map: LIMO'N URBAN KITCHEN

#### 2750 W DOVE VALLEY RD





Date: 7/5/2022



City Clerk Department



#### Report

**Agenda Date:** 8/31/2022, Item No. 9

## **Liquor License - Matty G's**

Request for a liquor license. Arizona State License Application 198661.

#### **Summary**

Applicant
Matthew Gorman, Agent

<u>License Type</u> Series 12 - Restaurant

Location 13802 N. Scottsdale Road, Ste. 171 Zoning Classification: C-2

Council District: 2

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 outdoor dining and outdoor alcohol consumption.

The 60-day limit for processing this application was Aug. 20, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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.

**Agenda Date:** 8/31/2022, Item No. 9

#### 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.

Matty G's (Series 12)

6 E. Aspen Ave., #100, Flagstaff

Calls for police service: N/A - not in Phoenix

Liquor license violations: None

Matty G's (Series 12)

3605 S. Gilbert Road, #103, Gilbert

Calls for police service: N/A - not in Phoenix

Liquor license violations: None

Matty G's (Series 12)

1958 E. Brown Road, #103, Mesa

Calls for police service: N/A - not in Phoenix

Liquor license violations: None

Matty G's (Series 12)

6025 N. 16th St., Phoenix

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 owned restaurants (currently 5) with liquor licenses since 2008, with no violations. I have taken courses on alcohol responsibility and trained staff accordingly."

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

Agenda Date: 8/31/2022, Item No. 9

"We are a family restaurant that focuses on our award winning food. Often families or parents enjoy a beverage with their meal. This is a better scenario than them enjoying an alcoholic beverage at a bar that does not serve food and affects their body more."

#### Staff Recommendation

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

#### **Attachments**

Liquor License Data - Matty G's Liquor License Map - Matty G's

## **Responsible Department**

# **Liquor License Data: MATTY G'S**

## **Liquor License**

Description	Series	1 Mile	1/2 Mile
Producer	1	1	0
Wholesaler	4	5	3
Bar	6	1	1
Beer and Wine Bar	7	5	1
Beer and Wine Store	10	5	3
Hotel	11	2	0
Restaurant	12	46	13
Craft Distiller	18	1	0

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	2.83	0.84
Violent Crimes	10.06	0.23	0

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

## **Property Violation Data**

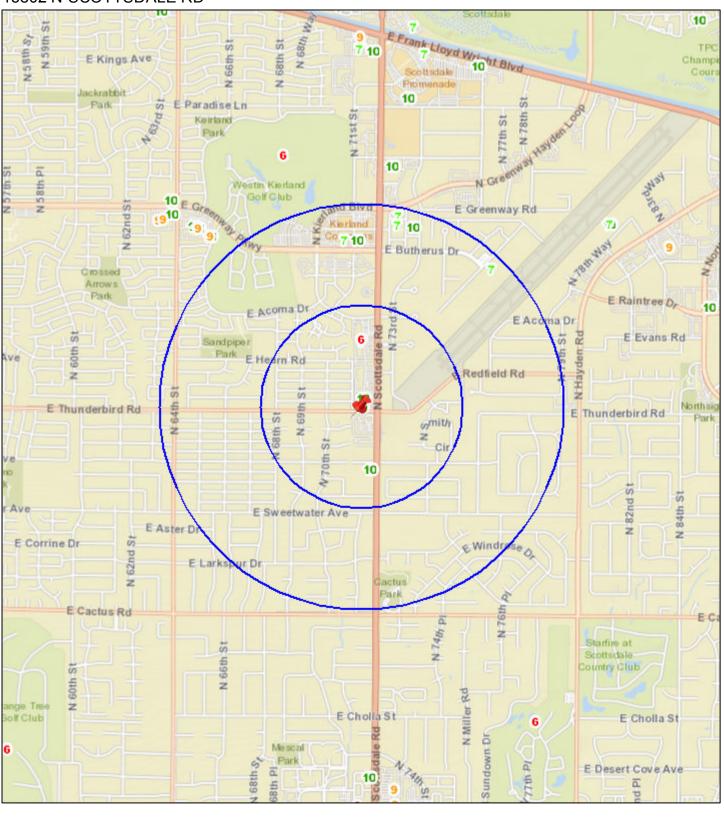
Description	Average	1/2 Mile Average
Parcels w/Violations	53	33
Total Violations	92	47

## Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1032071	1171	81 %	2 %	3 %
1032072	1401	93 %	2 %	0 %
1032201	1364	95 %	15 %	3 %
1032202	513	51 %	32 %	4 %
2168161	1812	95 %	0 %	4 %
Average		61 %	13 %	19 %

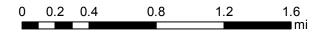
## Liquor License Map: MATTY G'S

#### 13802 N SCOTTSDALE RD





Date: 6/27/2022



City Clerk Department



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 10

## **Liquor License - Twisted Curry**

Request for a liquor license. Arizona State License Application 195793.

#### **Summary**

Applicant
Kaushik Chowdhury, Agent

<u>License Type</u> Series 12 - Restaurant

**Location** 

7000 E. Mayo Blvd., Ste. 1076 Zoning Classification: PUD

Council District: 2

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 Sept. 4, 2022.

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.

**Agenda Date:** 8/31/2022, **Item No.** 10

#### **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: "Yes, both owners have over 20 years of experience working in food and beverage industry dealing with liquor. We regularly brief and remind our staff about responsibly serving alcohol. Both owners have completed both basic and management module of title 4 training."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "We at Twisted Curry believe that adding alcohol offerings to our food service will exemplify guest experience. During our last 4 years of operation at this location, we have got numerous requests from our patrons to add liquor service."

#### Staff Recommendation

Staff recommends approval of this application.

#### Attachments

Liquor License Data - Twisted Curry Liquor License Map - Twisted Curry

## **Responsible Department**

# **Liquor License Data: TWISTED CURRY**

## **Liquor License**

Description	Series	1 Mile	1/2 Mile
Bar	6	7	5
Liquor Store	9	2	2
Hotel	11	1	1
Restaurant	12	24	20

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.11	16.87	23.77
Violent Crimes	10.22	1.61	1.59

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

## **Property Violation Data**

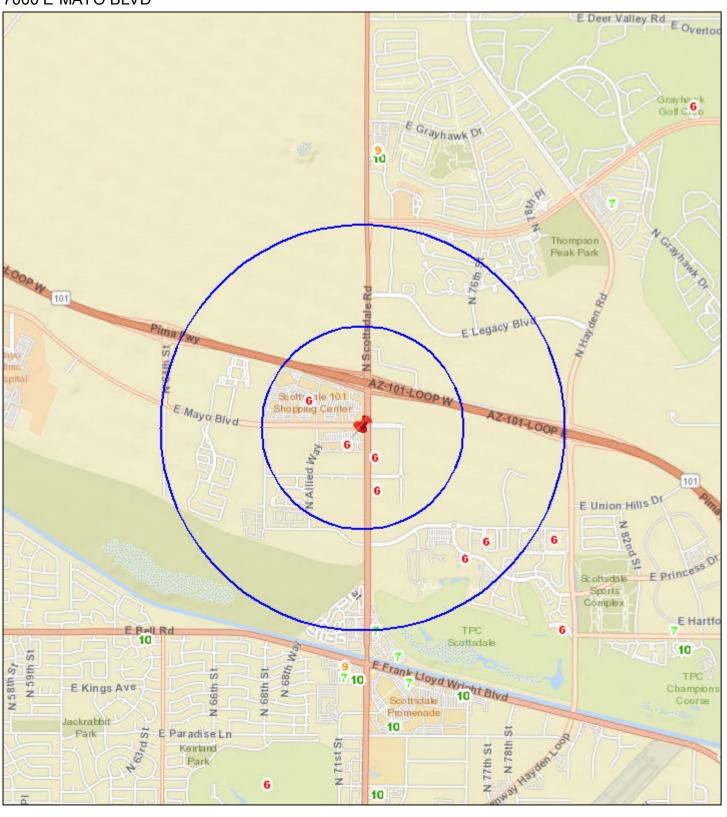
Description	Average	1/2 Mile Average
Parcels w/Violations	53	0
Total Violations	94	

#### 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		61 %	13 %	19 %

## Liquor License Map: TWISTED CURRY

#### 7000 E MAYO BLVD





Date: 7/22/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 11

## **Liquor License - Dubliner Irish Pub & Restaurant**

Request for a liquor license. Arizona State License Application 06070023.

#### Summary

Applicant Kristen Lyons, Agent

<u>License Type</u> Series 6 - Bar

#### Location

3841 E. Thunderbird Road #111-113

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 Sept. 4, 2022.

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.

Irish Wolfhound Restaurant & Pub (Series 6) 16811 N. Litchfield Rd #102-104, Surprise Calls for police service: N/A - not in Phoenix

Agenda Date: 8/31/2022, Item No. 11

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: "First of all I already hold a real estate license in the state of AZ which is currently active and have been an active trusted agent for 12 years. Additionally, I have worked at the Dubliner since 2004 going full time in 2008 under the current majority owner (John OConnell) who is now my partner. I have completed my title 4 plus mgmt classes + certifications I have worked alongside not only the current owner but also many employees that have been there 25 years. We are a family and always work as a team to keep our business a success and customers happy. I am dedicated to keeping up the charitable works, fundraisers, food drives, toy drives that we do for the community. We are a first responders bar that has held several events for various Maricopa county fire departments. With the circumstances of cancer not only affecting my own son, our late manager and many of our large family of customers we hold the St. Baldrick's event for Phoenix Children's every year. I am dedicated to keeping us a positive addition to the community and continue to keep our family of staff and customers together and continue to give them a special place to gather meet new friends and run into old ones. I have always done my best to uphold our standards and will continue to train others to do so well. With the help of the current long time owner we plan on running business as usual and keep our Pub a place that is loved by so many."

## Staff Recommendation

Staff recommends approval of this application.

## **Responsible Department**



#### Report

Agenda Date: 8/31/2022, Item No. 12

## **Liquor License - A 1 Food Store**

Request for a liquor license. Arizona State License Application 199901.

#### Summary

Applicant Jamal Kahla, Agent

<u>License Type</u> Series 10 - Beer and Wine Store

Location
13641 N. 32nd St.
Zoning Classification: C-2
Council District: 3

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 was Aug. 7, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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

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

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

## Staff Recommendation

Staff recommends approval of this application.

## **Attachments**

Liquor License Data - A 1 Food Store Liquor License Map - A 1 Food Store

## **Responsible Department**

# **Liquor License Data: A 1 FOOD STORE**

## **Liquor License**

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	1	1
Bar	6	4	0
Beer and Wine Bar	7	1	1
Liquor Store	9	6	1
Beer and Wine Store	10	5	1
Restaurant	12	4	2
Club	14	2	2

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	19.69	31.74
Violent Crimes	10.06	2.97	5.52

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

## **Property Violation Data**

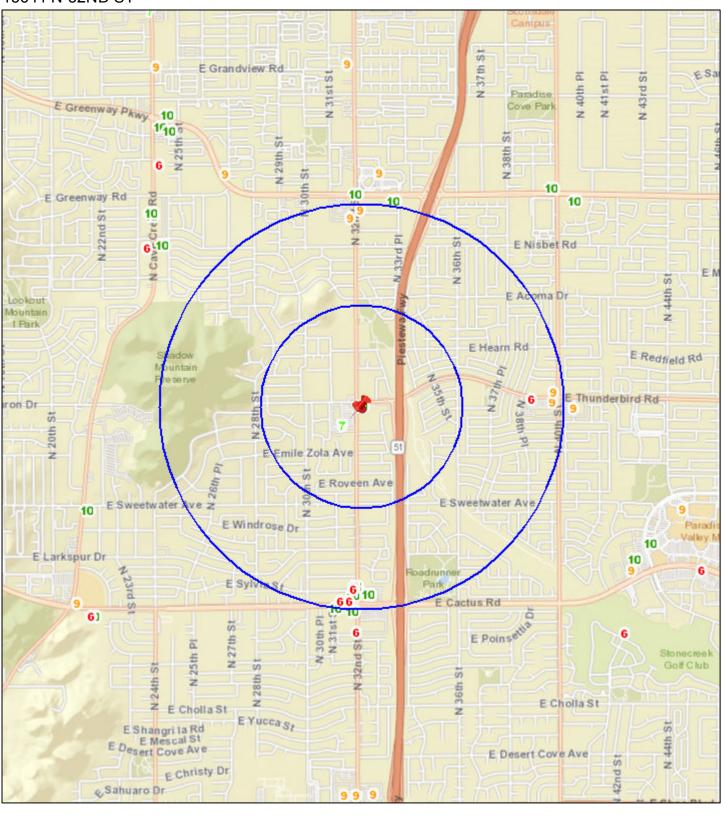
Description	Average	1/2 Mile Average
Parcels w/Violations	0	0
Total Violations		

## Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1033022	2862	83 %	0 %	4 %
1033023	1946	82 %	2 %	19 %
1034001	1544	82 %	0 %	6 %
1034002	1569	76 %	4 %	8 %
1035013	1038	66 %	0 %	40 %
1035021	1498	61 %	5 %	10 %
1035023	1511	71 %	2 %	17 %
1035024	884	66 %	13 %	5 %
Average		61 %	13 %	19 %

## Liquor License Map: A 1 FOOD STORE

#### 13641 N 32ND ST





Date: 6/9/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 13

#### **Liquor License - ALDI #171**

Request for a liquor license. Arizona State License Application 201117 and 201117S.

## Summary

Applicant
Jeffrey Miller, Agent

#### License Type

Series 10 and 10S - Beer and Wine Store with Sampling Privileges

#### <u>Location</u>

4555 E. Cactus Road

Zoning Classification: C-2 PCD

Council District: 3

This request is for a new liquor license for a grocery store. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open in September 2022.

The 60-day limit for processing this application was Aug. 20, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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: "We train all of our employees in responsible liquor service and conduct regular audits to ensure they comply."

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

"This is a full-service grocery store serving the surrounding community and visiting public customers Sunday thru Saturday. While alcoholic beverages sales will generate a small percentage of the overall sales, the investments in a liquor license is requested as a service and convenience to the customers the same service that they would experience at other local supermarkets. We'll strive to become a valuable member of the community and will work hard to help the neighborhood achieve their development goal and continually improve the character of the neighborhood. Our grocery store will be a desirable and unique addition to the community. Our store's location is the perfect convenience for those who work nearby. The office employees on N. West Ave and the retail store and restaurant workers on the W. Shaw Ave. will find our store's location to be an ideal advantage with the ability to drop in and purchase everyday groceries that have been curated solely for them. In addition, our store's placement will be beneficial to the passersby's who are running an errand at the Bank of West on W. Shaw Ave or the Citi Bank ATM on N. West Ave. We will also be the perfect accommodation to those who want to pick up the groceries for dinner after their afternoon coffee at the near by coffee shops. Our store will prove to be extremely desirable to the public by providing area residents, visitors and nearby workers with the unique experience to "shop differently". This experience allows those in the community to have a faster, easier and smarter way to save money on high quality groceries. We want to provide our community with nothing but the best source of everyday food items while providing savings. We source only the best for our shelves are quick to spot the latest musthaves and work hard to brings them to ALDI stores without the trendy prices. We also source delivered-daily produce, fresh meats and fish, and carry an extensive line of

organics, gluten-free and vegan foods. In 2015, we removed certified synthetic colors, added MSG, and partially hydrogenated oils from all of our exclusive brand food products. These reformulated products are the exact same high-quality and taste of Belgian Cocoa Dusted Truffles, our Paw Patrol Chicken Nuggets made of white meat and whole grain bread crumbs and our keto diet-friendly L'Oven Fresh Zero Net Card Bread. I respectfully request that the Arizona Department of Liquor finds that Public Necessity and Convenience would be served by the issuance of a liquor license to the requested premises. This is founded on 2 basic principles: To offer great shopping items that are unique to the area. To create a shopping environment where customers feel comfortable and welcome."

#### Staff Recommendation

Staff recommends approval of this application.

#### **Attachments**

Liquor License Data - ALDI #171 Liquor License Map - ALDI #171

#### **Responsible Department**

# **Liquor License Data: ALDI #171**

## **Liquor License**

Description	Series	1 Mile	1/2 Mile
Bar	6	2	2
Liquor Store	9	5	4
Beer and Wine Store	10	5	4
Hotel	11	1	1
Restaurant	12	20	18

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	45.01	71.23
Violent Crimes	10.06	5.62	5.83

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

## **Property Violation Data**

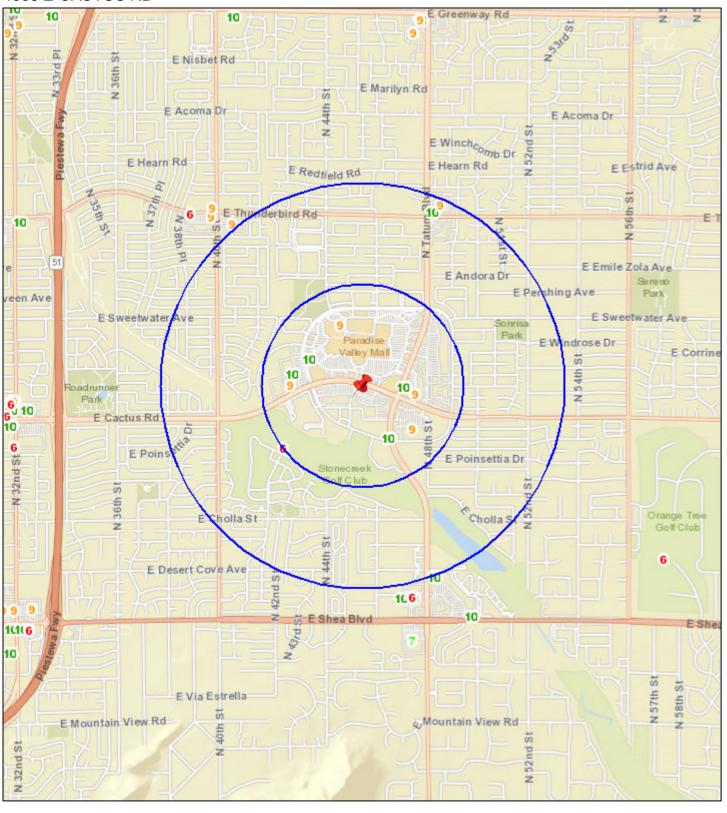
Description	Average	1/2 Mile Average
Parcels w/Violations	53	16
Total Violations	93	17

## Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1032052	1192	82 %	0 %	16 %
1032082	1548	38 %	36 %	18 %
1032083	885	93 %	10 %	0 %
1032091	804	74 %	0 %	24 %
1032101	872	20 %	20 %	12 %
1032102	1681	32 %	14 %	19 %
1032104	1257	90 %	0 %	29 %
1032105	468	0 %	19 %	22 %
1032106	886	23 %	22 %	7 %
Average		61 %	13 %	19 %

## Liquor License Map: ALDI #171

#### 4555 E CACTUS RD





Date: 6/22/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 14

## **Liquor License - Classic Crust Pizza**

Request for a liquor license. Arizona State License Application 202913.

## **Summary**

Applicant Hana Lee, Agent

<u>License Type</u> Series 12 - Restaurant

## **Location**

2150 E. Cactus Road Ste. #130 Zoning Classification: C-2

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 Sept. 10, 2022.

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.

**Agenda Date:** 8/31/2022, Item No. 14

# **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 menu needs alcohol to sell food as pizza. chicken. hamburger. and to stay open until late at night time."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Enjoy delicious and good food. need appropriate alcohol."

#### Staff Recommendation

Staff recommends approval of this application.

### **Attachments**

Liquor License Data - Classic Crust Pizza Liquor License Map - Classic Crust Pizza

# **Responsible Department**

# Liquor License Data: CLASSIC CRUST PIZZA

# **Liquor License**

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

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.11	45.93	89.59
Violent Crimes	10.22	6.26	13.69

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

# **Property Violation Data**

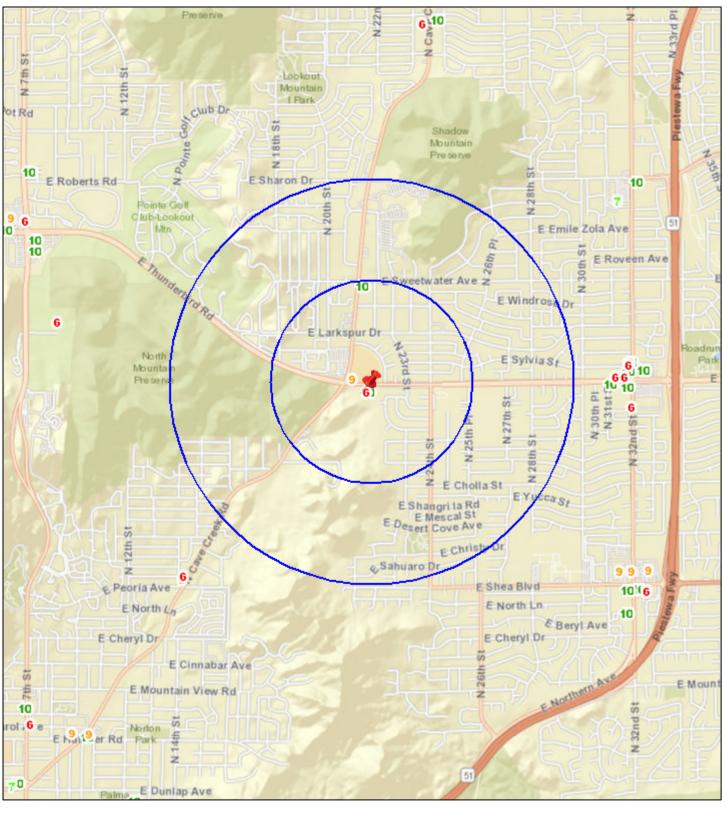
Description	Average	1/2 Mile Average
Parcels w/Violations	53	102
Total Violations	93	150

# Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1035022	816	79 %	4 %	8 %
1035024	884	66 %	13 %	5 %
1035025	1744	70 %	0 %	4 %
1037011	968	37 %	20 %	12 %
1037012	1871	58 %	17 %	5 %
1037013	1355	42 %	20 %	23 %
1037023	1050	23 %	4 %	11 %
1048012	1830	85 %	3 %	19 %
1048022	1874	40 %	0 %	8 %
1048024	1057	65 %	0 %	29 %
Average		61 %	13 %	19 %

# Liquor License Map: CLASSIC CRUST PIZZA

#### 2150 E CACTUS RD





Date: 7/14/2022



City Clerk Department



### Report

Agenda Date: 8/31/2022, Item No. 15

# Liquor License - X. O Liquor

Request for a liquor license. Arizona State License Application 009070019390S.

### **Summary**

Applicant Martel Delly, Agent

### License Type

Series 9S - Addition of Sampling Privileges for a Liquor Store

### **Location**

18403 N. 19th Ave.

Zoning Classification: C-2

Council District: 3

This request is for the addition of Sampling Privileges to an existing liquor license for a liquor store. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is Sept. 18, 2022.

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.

# Public Opinion

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

**Agenda Date:** 8/31/2022, Item No. 15

### 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 this location since 2019. I have had no violations of any kind. I have also been thru basic and management training."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "I am upgrading my license to allow for sampling to offer my customers the option to sample an item before purchasing larger quantities to in order make sure they are satisfied with their purchases."

### Staff Recommendation

Staff recommends approval of this application.

#### **Attachments**

Liquor License Data - X. O Liquor Liquor License Map - X. O Liquor

# **Responsible Department**

# **Liquor License Data: X.O LIQUOR**

# **Liquor License**

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

### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.70	167.62	99.15
Violent Crimes	10.36	19.69	16.56

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

# **Property Violation Data**

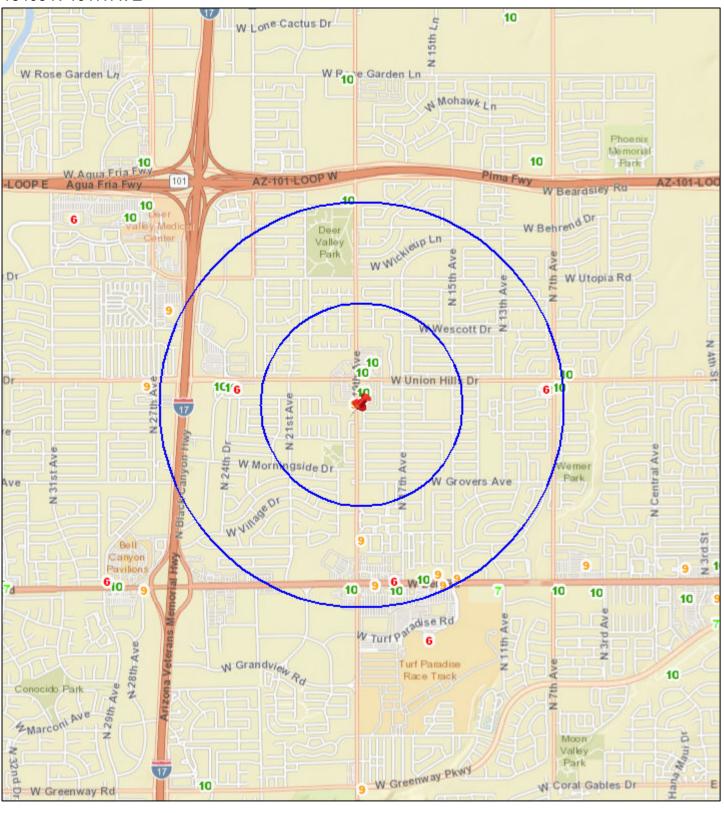
Description	Average	1/2 Mile Average
Parcels w/Violations	51	101
Total Violations	90	200

# Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
6165003	1763	75 %	16 %	5 %
6166002	1144	73 %	3 %	4 %
6166004	1427	89 %	3 %	4 %
6186001	1474	89 %	8 %	17 %
6186002	1570	20 %	22 %	43 %
6186003	1177	89 %	11 %	24 %
6187001	1478	79 %	7 %	13 %
6187002	1468	61 %	7 %	20 %
6188001	893	63 %	6 %	18 %
Average		61 %	13 %	19 %

# Liquor License Map: X.O LIQUOR

#### 18403 N 19TH AVE





Date: 8/23/2022



City Clerk Department



### Report

**Agenda Date:** 8/31/2022, **Item No.** 16

# **Liquor License - Special Event - Brophy College Preparatory**

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

# **Summary**

<u>Applicant</u> Julie Peterson

<u>Location</u> 4701 N. Central Ave. Council District: 4

Function Dinner

<u>Date(s) - Time(s) / Expected Attendance</u> Oct. 15, 2022 - 5 p.m. to 11 p.m. / 500 attendees

# **Staff Recommendation**

Staff recommends approval of this application.

# **Responsible Department**



### Report

**Agenda Date:** 8/31/2022, **Item No.** 17

### **Liquor License - Special Event - Phoenix Pride Incorporated**

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

# **Summary**

<u>Applicant</u>

Ryan Starzyk

Location

300 E. Indian School Road

Council District: 4

**Function** 

**Cultural Celebration** 

<u>Date(s) - Time(s) / Expected Attendance</u>

Oct. 15, 2022 - 11:30 a.m. to 9:00 p.m. / 12,000 attendees

Oct. 16, 2022 - 11:30 a.m. to 9:00 p.m. / 10,000 attendees

Staff Recommendation

Staff recommends approval of this application.

# **Responsible Department**



### Report

**Agenda Date:** 8/31/2022, **Item No.** 18

# Liquor License - Special Event - St. Francis Xavier Roman Catholic Parish Phoenix

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

# **Summary**

<u>Applicant</u> Anne Sanford

<u>Location</u> 4715 N. Central Ave. Council District: 4

<u>Function</u>

School Fundraiser Dinner

<u>Date(s) - Time(s) / Expected Attendance</u> Oct. 22, 2022 - 6 p.m. to 11 p.m. / 400 attendees

Staff Recommendation

Staff recommends approval of this application.

# **Responsible Department**



### Report

**Agenda Date:** 8/31/2022, **Item No.** 19

# Liquor License - Special Event - St. Francis Xavier Roman Catholic Parish Phoenix

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

# **Summary**

<u>Applicant</u> Anne Sanford

<u>Location</u> 4715 N. Central Ave. Council District: 4

<u>Function</u> School Spring Festival

<u>Date(s) - Time(s) / Expected Attendance</u> March 4, 2023 - 9 a.m. to 3 p.m. / 700 attendees

# Staff Recommendation

Staff recommends approval of this application.

# **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, Item No. 20

# Liquor License - A & S Food Mart

Request for a liquor license. Arizona State License Application 10074230.

## Summary

Applicant

Pargat Bajwa, Agent

License Type

Series 10 - Beer and Wine Store

**Location** 

4829 N. 15th Ave.

Zoning Classification: C-2 TOD-1

Council District: 4

This request is for an acquisition of control of an existing liquor license for a convenience store that does not sell gas. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is Sept. 13, 2022.

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,

**Agenda Date:** 8/31/2022, **Item No.** 20

grammar and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

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

"I am existing and current owner and operator of this business, A&S Food Corporation."

### Staff Recommendation

Staff recommends approval of this application.

# **Responsible Department**



### Report

Agenda Date: 8/31/2022, Item No. 21

### Liquor License - AJ's #64

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

## Summary

Applicant Michael Basha, Agent

License Type

Series 9S - Addition of Sampling Privileges for a Liquor Store

**Location** 

5017 N. Central Ave.

Zoning Classification: C-2 TOD-1

Council District: 4

This request is for the addition of Sampling Privileges to an existing liquor license for a liquor store. This location is currently licensed for liquor sales.

The 60-day limit for processing this application was Aug. 19, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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.

Agenda Date: 8/31/2022, Item No. 21

### **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: "Raley's Arizona, LLC is a community supermarket that operates over 235 supermarkets in four states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws, including laws required for the sale and sampling of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "This supermarket provides a one-stop source for the community's grocery needs. Issuance of a sampling license will allow members of the community to safely and responsibly sample and purchase alcoholic beverages from their neighborhood supermarket."

#### Staff Recommendation

Staff recommends approval of this application.

#### Attachments

Liquor License Data - AJ's #64 Liquor License Map - AJ's #64

# **Responsible Department**

# **Liquor License Data: AJ'S #64**

# **Liquor License**

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	2	2
Bar	6	15	3
Beer and Wine Bar	7	11	10
Liquor Store	9	6	1
Beer and Wine Store	10	10	1
Restaurant	12	57	26

### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	454.64	1317.51
Violent Crimes	10.06	89.33	244.79

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

# **Property Violation Data**

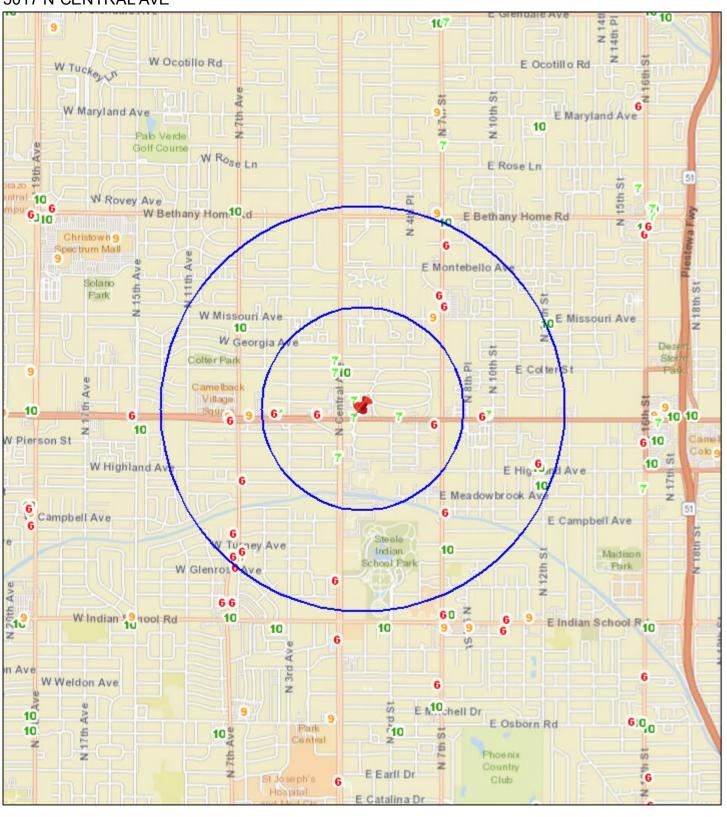
Description	Average	1/2 Mile Average
Parcels w/Violations	53	51
Total Violations	93	94

# 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 %
Average		61 %	13 %	19 %

# Liquor License Map: AJ'S #64

#### 5017 N CENTRAL AVE





Date: 6/22/2022



City Clerk Department



#### Report

**Agenda Date:** 8/31/2022, Item No. 22

# **Liquor License - Rice Paper in Central**

Request for a liquor license. Arizona State License Application 198845.

## Summary

Applicant
Gabriel Juarez, Agent

<u>License Type</u> Series 12 - Restaurant

Location 2241 N. 7th St.

Zoning Classification: C-1

Council District: 4

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 the sales of alcoholic beverages, outdoor dining, and outdoor alcohol consumption as an accessory to a restaurant.

The 60-day limit for processing this application was Aug. 2, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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.

Rice Paper on Shea (Series 12) 7366 E. Shea Blvd., Ste.111, Scottsdale

Calls for police service: N/A - not in Phoenix

Liquor license violations: None

### Public Opinion

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

### Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because: "I am a very responsible person and will be there to manage. Also I have taken all classes to be of knowledge."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "One to our concept of full service restaurant it would be great to have customers enjoy a beer or a glass of wine during dining experience."

# Staff Recommendation

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

# **Attachments**

Liquor License Data - Rice Paper in Central Liquor License Map - Rice Paper in Central

# **Responsible Department**

# Liquor License Data: RICE PAPER IN CENTRAL

# **Liquor License**

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	1	0
Government	5	2	0
Bar	6	9	2
Beer and Wine Bar	7	5	0
Liquor Store	9	5	3
Beer and Wine Store	10	8	2
Hotel	11	2	0
Restaurant	12	45	9
Club	14	1	1

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	513.26	39.59
Violent Crimes	10.06	93.41	5.20

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

# **Property Violation Data**

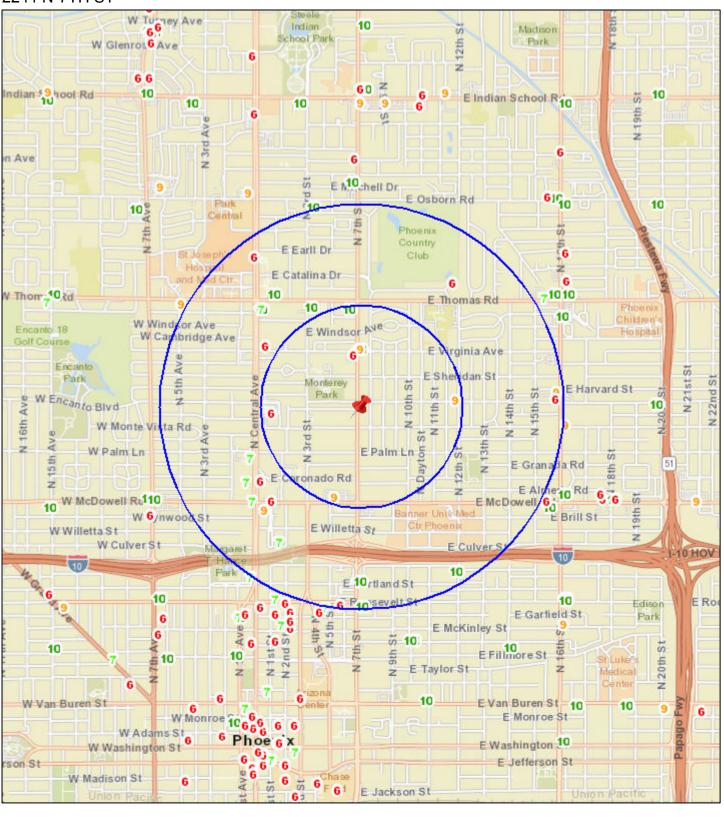
Description	Average	1/2 Mile Average
Parcels w/Violations	53	51
Total Violations	93	77

# Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1117001	1792	45 %	32 %	41 %
1117002	1243	39 %	12 %	28 %
1117003	1057	64 %	2 %	10 %
1117004	1227	75 %	20 %	21 %
1118001	742	44 %	28 %	5 %
1118004	671	62 %	6 %	6 %
1130002	873	29 %	21 %	38 %
1132032	638	28 %	7 %	70 %
Average		61 %	13 %	19 %

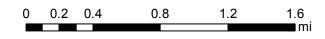
# Liquor License Map: RICE PAPER IN CENTRAL

#### 2241 N 7TH ST





Date: 6/6/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 23

# **Liquor License - Sami's Market**

Request for a liquor license. Arizona State License Application 201702.

## Summary

<u>Applicant</u>

Theresa Morse, Agent

License Type

Series 10 - Beer and Wine Store

**Location** 

3202 W. Roosevelt St. Zoning Classification: C-1

Council District: 4

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

The 60-day limit for processing this application was Aug. 30, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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: "For the past few years I have been a stay at home mother. However, I have worked as a cashier at my fathers market in the past. I have experience carding customers and recognizing if someone is obviously intoxicated. I scheduled my basic and management liquor law training on July 15, 2022 to ensure I am familiar with all liquor laws and to prevent sales to underage and obviously intoxicated customers."

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

"This is an existing convenience store selling household items and beer and wine. My father gifted the store to me after having operated it for 30 years and serving the neigboring community. I am grateful to own a business in the city of Phoenix and will follow all state, city and health laws to protect my customers."

#### Staff Recommendation

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

### **Attachments**

Liquor License Data - Sami's Market Liquor License Map - Sami's Market

# **Responsible Department**

# **Liquor License Data: SAMI'S MARKET**

# **Liquor License**

Description	Series	1 Mile	1/2 Mile
Bar	6	1	0
Liquor Store	9	4	0
Beer and Wine Store	10	11	4
Restaurant	12	7	1

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	611.88	426.22
Violent Crimes	10.06	123.91	109.02

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

# **Property Violation Data**

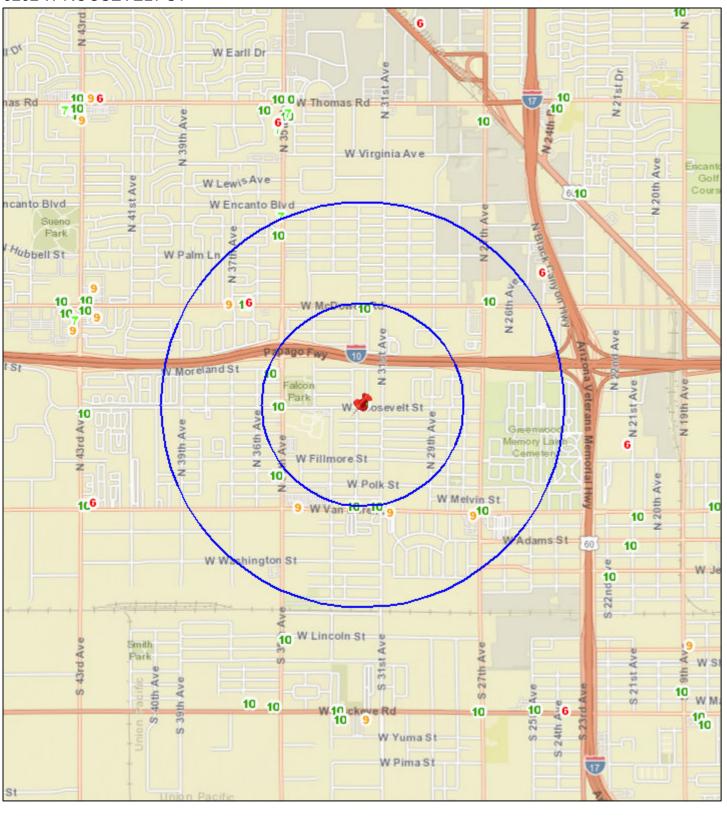
Description	Average	1/2 Mile Average
Parcels w/Violations	0	0
Total Violations		

# Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1121002	1598	60 %	3 %	32 %
1121003	1225	54 %	0 %	46 %
1126012	1987	42 %	16 %	47 %
1126021	1923	35 %	25 %	58 %
1127001	1882	54 %	0 %	25 %
1127002	1540	50 %	25 %	56 %
1127003	2056	26 %	21 %	34 %
1127004	673	79 %	31 %	33 %
Average		61 %	13 %	19 %

# Liquor License Map: SAMI'S MARKET

### 3202 W ROOSEVELT ST





Date: 7/5/2022



City Clerk Department



### Report

Agenda Date: 8/31/2022, Item No. 24

# **Liquor License - Tequila Cocina and Cantina**

Request for a liquor license. Arizona State License Application 201872.

## Summary

Applicant Juanita Esparza, Agent

<u>License Type</u> Series 12 - Restaurant

Location
4818 N. 7th St.
Zoning Classification: C-2

Council District: 4

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 Sept. 6, 2022.

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.

**Agenda Date:** 8/31/2022, **Item No.** 24

### **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 of Tequila Cocina and Cantina LLC are committed to upholding the highest standards for it's business practices and employees. She has been trained in the techniques of legal and responsibility and will provide a safe experience for all staff and restaurant 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 of Tequila Cocina and Cantina LLC wishes to provide dining with alcohol beverages at the request of the patron. In addition Tequila Cocina and Cantina will responsibly adhere to all state, city and county rules and regulations."

### Staff Recommendation

Staff recommends approval of this application.

### <u>Attachments</u>

Liquor License Data - Tequila Cocina and Cantina Liquor License Map - Tequila Cocina and Cantina

# **Responsible Department**

# Liquor License Data: TEQUILA COCINA AND CANTINA

# **Liquor License**

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	2	2
Bar	6	14	3
Beer and Wine Bar	7	11	5
Liquor Store	9	8	2
Beer and Wine Store	10	9	0
Restaurant	12	55	25

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.11	133.65	118.89
Violent Crimes	10.22	22.79	14.75

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

# **Property Violation Data**

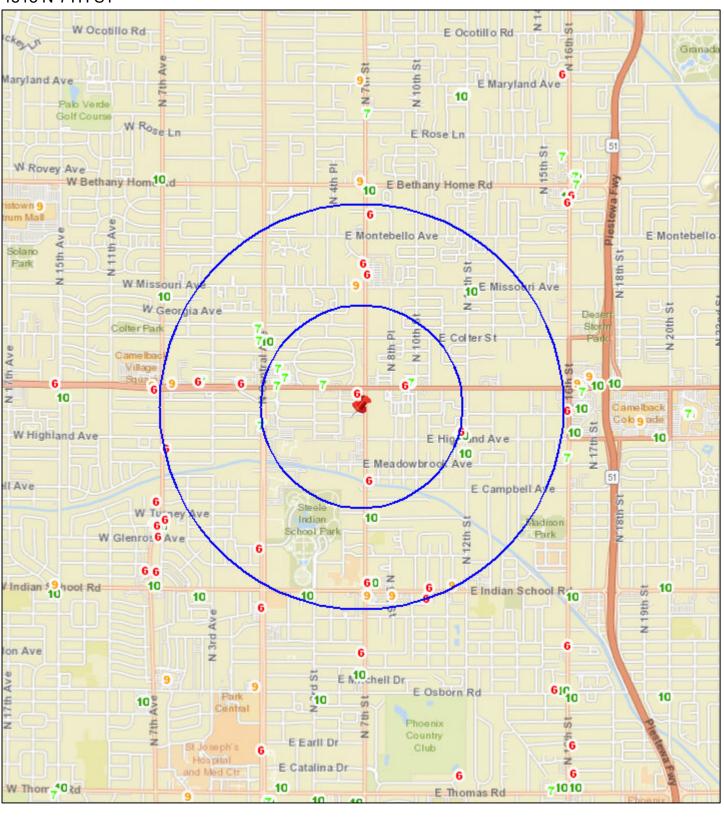
Description	Average	1/2 Mile Average
Parcels w/Violations	0	0
Total Violations		

# Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1075001	758	80 %	2 %	3 %
1075003	1599	46 %	15 %	14 %
1076013	1748	38 %	8 %	17 %
1086011	1374	18 %	29 %	41 %
1086023	650	23 %	34 %	15 %
1086024	1171	24 %	9 %	12 %
1088021	1456	23 %	32 %	31 %
1088022	435	43 %	41 %	19 %
1171001	2126	10 %	15 %	10 %
Average		61 %	13 %	19 %

# Liquor License Map: TEQUILA COCINA AND CANTINA

#### 4818 N 7TH ST





Date: 7/12/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 25

# **Liquor License - Canton Dragon Restaurant**

Request for a liquor license. Arizona State License Application 12071555.

### **Summary**

**Applicant** 

Elaine Huang, Agent

License Type

Series 12 - Restaurant

**Location** 

7307 W. Indian School Road Zoning Classification: C-2

Council District: 5

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

The 60-day limit for processing this application was Aug.15, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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 am committed to upholding the best standards for alcohol sales. All our staff will be trained in legal and responsible sales."

#### Staff Recommendation

Staff recommends approval of this application.

# **Responsible Department**



#### Report

Agenda Date: 8/31/2022, Item No. 26

# **Liquor License - Bamboo Asian Kitchen**

Request for a liquor license. Arizona State License Application 190787.

#### Summary

Applicant Lixian Zheng, Agent

<u>License Type</u> Series 12 - Restaurant

**Location** 

1818 W. Montebello Ave. #106-108

Zoning Classification: PSC

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. This location requires a Use Permit to allow the sales of alcohol as an accessory to a restaurant.

The 60-day limit for processing this application is Aug. 27, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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: "Completed the required documentation and trainings per the Arizona Department of Liquor License and Control."

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 is going to bring a place for family and friends to be able to have lunch and dinner."

# Staff Recommendation

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

#### **Attachments**

Liquor License Data - Bamboo Asian Kitchen Liquor License Map - Bamboo Asian Kitchen

# **Responsible Department**

# Liquor License Data: BAMBOO ASIAN KITCHEN

# **Liquor License**

Description	Series	1 Mile	1/2 Mile
Government	5	1	0
Bar	6	4	2
Liquor Store	9	6	3
Beer and Wine Store	10	11	3
Restaurant	12	11	4

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	3.82	8.06
Violent Crimes	10.06	5.91	9.34

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

# **Property Violation Data**

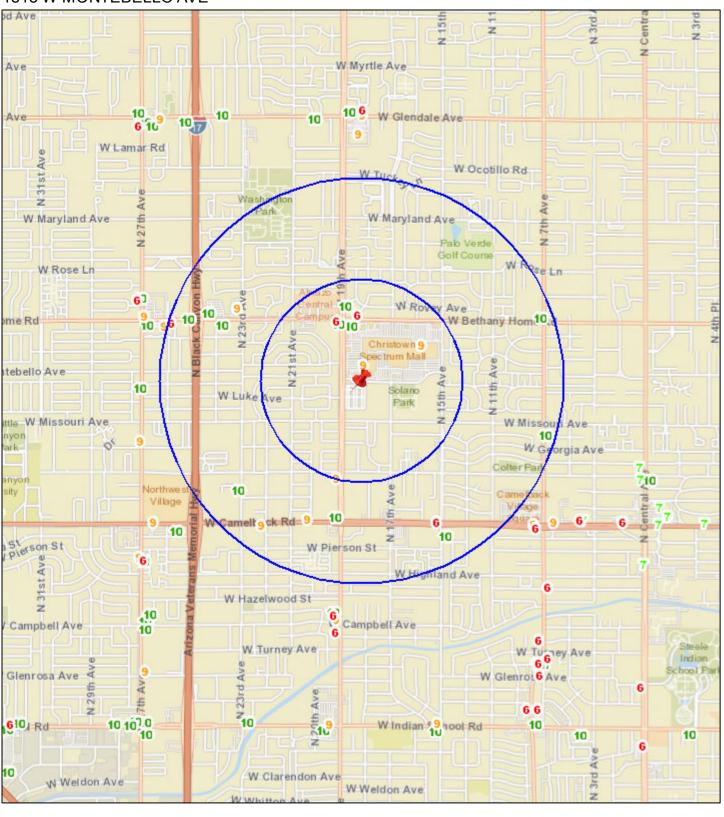
Description	Average	1/2 Mile Average
Parcels w/Violations	0	0
Total Violations		

# Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1067031	1122	79 %	3 %	16 %
1067032	1120	92 %	0 %	4 %
1068022	1105	85 %	21 %	1 %
1068023	1633	17 %	17 %	34 %
1073001	2203	79 %	3 %	6 %
1073002	1165	57 %	16 %	22 %
1074001	1280	80 %	4 %	15 %
1074002	1009	62 %	7 %	16 %
1074003	839	0 %	6 %	56 %
1074004	1382	20 %	26 %	30 %
1074006	2186	16 %	13 %	53 %
Average		61 %	13 %	19 %

# Liquor License Map: BAMBOO ASIAN KITCHEN

#### 1818 W MONTEBELLO AVE





Date: 6/30/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 27

# Liquor License - Shop N' 1

Request for a liquor license. Arizona State License Application 197972.

### Summary

Applicant Rowaid Hesa, Agent

<u>License Type</u> Series 10 - Beer and Wine Store

Location
3455 W. Glendale Ave.
Zoning Classification: C-2
Council District: 5

This request is for a new liquor license for a convenience store that sells 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 was Aug. 27, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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 certification's in many trades, such as management in retail with customer service. I have experience and continue to train and learn more to be a professional owner, and train my employee's to do the same."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "We are in a good location and easy access for the community to get gas, snaks, Beer, and wine if desired. And we are trained to I.D. if need be, and sell to the public appropriately to keep our neighborhood as safe as we can."

#### Staff Recommendation

Staff recommends approval of this application.

#### Attachments

Liquor License Data - Shop N' 1 Liquor License Map - Shop N' 1

# **Responsible Department**

# **Liquor License Data: SHOP N' 1**

# **Liquor License**

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

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.11	169.13	191.18
Violent Crimes	10.22	28.05	39.17

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

# **Property Violation Data**

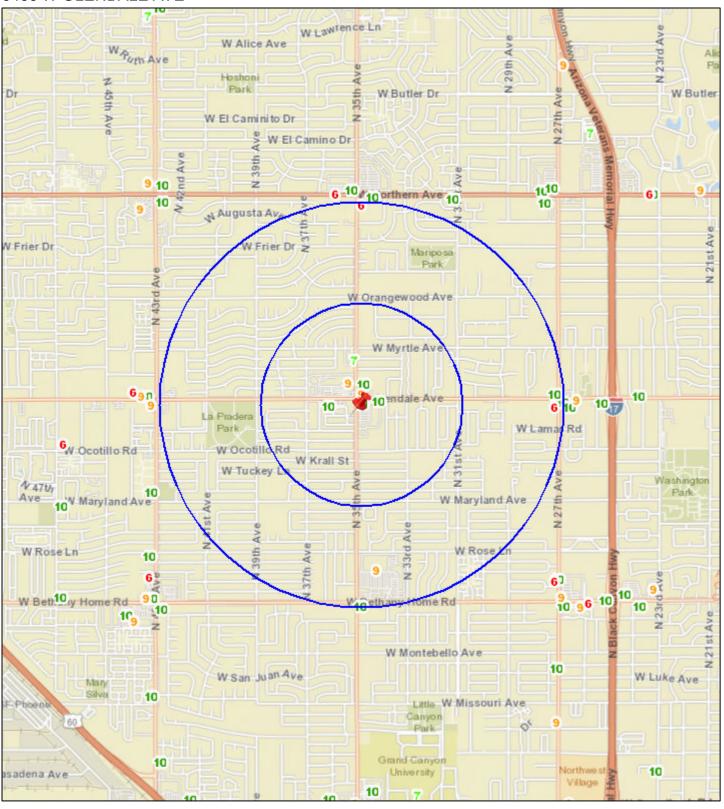
Description	Average	1/2 Mile Average
Parcels w/Violations	53	133
Total Violations	94	315

# Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1058002	1458	81 %	9 %	36 %
1059002	2227	70 %	11 %	22 %
1059003	1609	59 %	5 %	25 %
1069001	1043	81 %	11 %	4 %
1069003	1767	77 %	0 %	14 %
1069004	2444	60 %	3 %	27 %
1070001	1623	80 %	6 %	32 %
1070002	1741	70 %	23 %	18 %
Average		61 %	13 %	19 %

# Liquor License Map: SHOP N' 1

#### 3455 W GLENDALE AVE





Date: 6/30/2022



City Clerk Department



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 28

#### Liquor License - Special Event - Arizona Educational Foundation, Inc.

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

# **Summary**

<u>Applicant</u>

Kimberly Graham

Location

5601 N. 16th St. Council District: 6

Courion District.

**Function** 

Awards Ceremony

<u>Date(s) - Time(s) / Expected Attendance</u>

Oct. 15, 2022 - 4 p.m. to 7:30 p.m. / 800 attendees

Staff Recommendation

Staff recommends approval of this application.

# **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 29

# Liquor License - Special Event - Gabriel's Angels Inc.

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

# **Summary**

Applicant

Melissa Steimer

**Location** 

6001 N. 24th St.

Council District: 6

**Function** 

**Community Event** 

<u>Date(s) - Time(s) / Expected Attendance</u>

Oct. 6, 2022 - 6 p.m. to 9 p.m. / 1,200 attendees

**Staff Recommendation** 

Staff recommends approval of this application.

# **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 30

# **Liquor License - Special Event - Greek Orthodox Church - Holy Trinity**

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

# **Summary**

#### **Applicant**

Kalliopi Schneider

### Location

1973 E. Maryland Ave.

Council District: 6

#### **Function**

**Greek Festival** 

# <u>Date(s) - Time(s) / Expected Attendance</u>

Oct. 7, 2022 - 5 p.m. to 10 p.m. / 3,000 attendees

Oct. 8, 2022 - 11 a.m. to 10 p.m. / 8,000 attendees

Oct. 9, 2022 - 11 a.m. to 6 p.m. / 4,000 attendees

# Staff Recommendation

Staff recommends approval of this application.

# **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 31

# Liquor License - Special Event - Mount Claret Roman Catholic Retreat Center Phoenix

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

# **Summary**

**Applicant** 

Thomas McGuire

Location

4633 N. 54th St. Council District: 6

**Function** 

Community Event

<u>Date(s) - Time(s) / Expected Attendance</u>

Oct. 8, 2022 - 5 p.m. to 10 p.m. / 220 attendees

Staff Recommendation

Staff recommends approval of this application.

# **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 32

#### **Liquor License - Special Event - St. Joseph Maronite Catholic Church**

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

# **Summary**

#### Applicant

Wissam Akiki

#### Location

5406 E. Virginia Ave. Council District: 6

#### **Function**

Festival

# <u>Date(s) - Time(s) / Expected Attendance</u>

Nov. 4, 2022 - 5 p.m. to 10 p.m. / 300 attendees

Nov. 5, 2022 - 10 a.m. to 10 p.m. / 400 attendees

Nov. 6, 2022 - 11 a.m. to 7 p.m. / 400 attendees

# Staff Recommendation

Staff recommends approval of this application.

# **Responsible Department**



#### Report

Agenda Date: 8/31/2022, Item No. 33

# **Liquor License - Biscuits Foothills**

Request for a liquor license. Arizona State License Application 012070009050.

### Summary

#### Applicant

Erika Stewart, Agent

#### License Type

Series 12 - Restaurant

#### Location

1241 E. Chandler Blvd., Ste. 100 and 105

Zoning Classification: C-2

Council District: 6

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

The 60-day limit for processing this application was Aug. 20, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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.

#### <u>Applicant's Statement</u>

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: "Customers really enjoy having a weekend drink"

#### 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**



#### Report

Agenda Date: 8/31/2022, Item No. 34

#### **Liquor License - AJ's #159**

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

# Summary

Applicant Michael Basha, Agent

License Type

Series 9S - Addition of Sampling Privileges for a Liquor Store

**Location** 

4430 E. Camelback Road Zoning Classification: PAD-4

Council District: 6

This request is for the addition of Sampling Privileges to an existing liquor license for a liquor store. This location is currently licensed for liquor sales.

The 60-day limit for processing this application was Aug. 19, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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.

#### **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: "Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcohol beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, all employees are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "This supermarket provides a one-stop source for the community's grocery needs. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

#### Staff Recommendation

Staff recommends approval of this application.

#### Attachments

Liquor License Data - AJ's #159 Liquor License Map - AJ's #159

# **Responsible Department**

# **Liquor License Data: AJ'S #159**

# **Liquor License**

Description	Series	1 Mile	1/2 Mile
Bar	6	1	1
Beer and Wine Bar	7	3	1
Liquor Store	9	3	2
Beer and Wine Store	10	3	0
Restaurant	12	16	7

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.70	37.28	52.97
Violent Crimes	10.36	2.86	3.60

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

# **Property Violation Data**

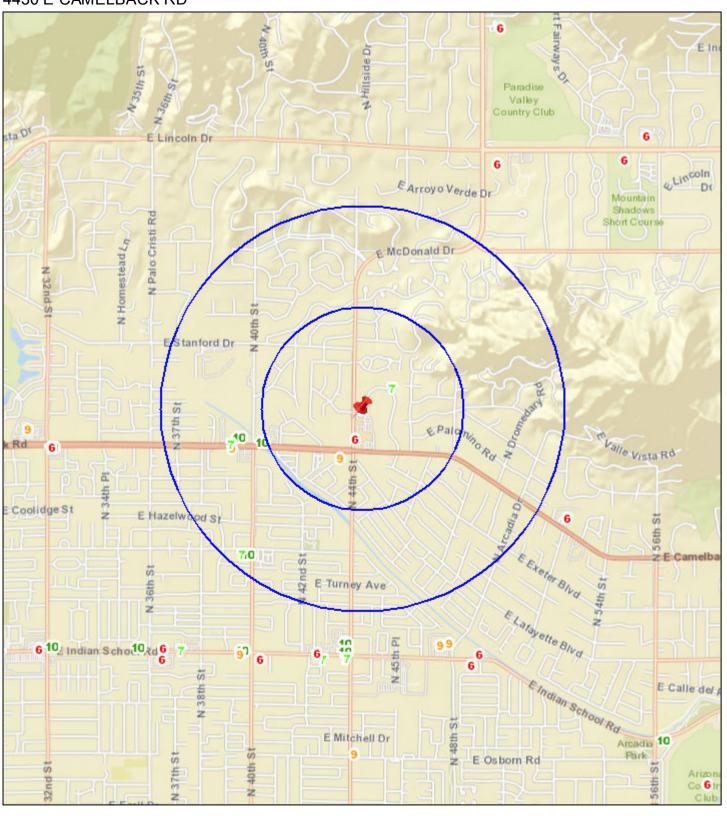
Description	Average	1/2 Mile Average
Parcels w/Violations	52	8
Total Violations	92	9

#### Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1079001	1112	98 %	11 %	5 %
1079002	1436	98 %	17 %	7 %
1079003	1457	31 %	6 %	6 %
1081001	1849	78 %	1 %	7 %
1082001	717	56 %	23 %	6 %
Average		61 %	13 %	19 %

# Liquor License Map: AJ'S #159

#### 4430 E CAMELBACK RD





Date: 8/10/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 35

# **Liquor License - Fly Bye**

Request for a liquor license. Arizona State License Application 195991.

### Summary

Applicant Samuel Fox, Agent

<u>License Type</u> Series 12 - Restaurant

#### **Location**

3912 E. Camelback Road, Ste. B100

Zoning Classification: C-2

Council District: 6

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 business is currently being remodeled with plans to open in October 2022.

The 60-day limit for processing this application is Sept. 5, 2022.

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 restaurants in Phoenix in compliance with all liquor laws over the last 23 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 Fly Bye restaurant will serve pizza, chicken strips, and a variety of sandwiches for casual dine in and for take out. We believe the public will benefit from having a cold beer, a margarita or a glass of wine with their dine-in meal."

#### Staff Recommendation

Staff recommends approval of this application.

#### <u>Attachments</u>

Liquor License Data - Fly Bye Liquor License Map - Fly Bye

# **Responsible Department**

# **Liquor License Data: FLY BYE**

# **Liquor License**

Description	Series	1 Mile	1/2 Mile
Bar	6	2	0
Beer and Wine Bar	7	3	1
Liquor Store	9	3	1
Beer and Wine Store	10	4	2
Hotel	11	1	0
Restaurant	12	18	9

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.11	54.53	69.63
Violent Crimes	10.22	4.37	6.26

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

# **Property Violation Data**

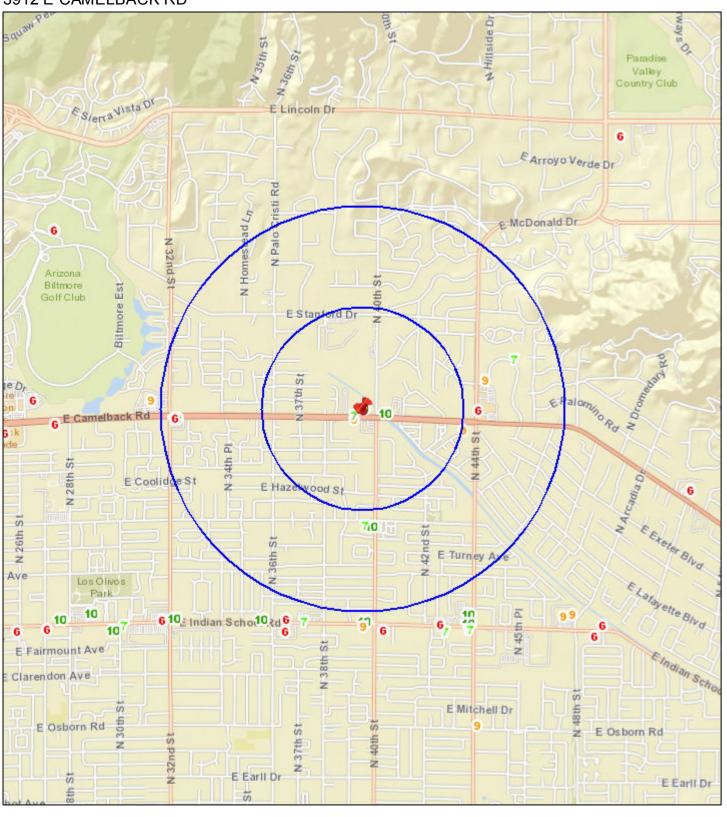
Description	Average	1/2 Mile Average
Parcels w/Violations	53	15
Total Violations	93	21

# Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1051033	1364	100 %	22 %	0 %
1079002	1436	98 %	17 %	7 %
1079003	1457	31 %	6 %	6 %
1081001	1849	78 %	1 %	7 %
1082001	717	56 %	23 %	6 %
1083011	1100	89 %	14 %	0 %
1083012	1221	72 %	5 %	1 %
1083013	982	75 %	18 %	1 %
Average		61 %	13 %	19 %

# Liquor License Map: FLY BYE

#### 3912 E CAMELBACK RD





Date: 7/27/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 36

#### **Liquor License - Onelove Arcadia**

Request for a liquor license. Arizona State License Application 201456.

### Summary

Applicant Jared Repinski, Agent

License Type Series 10 - Beer and Wine Store

Location 4518 E. Thomas Road Zoning Classification: C-2 Council District: 6

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.

The 60-day limit for processing this application was Aug. 30, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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 representing liquor licensed establishments in Arizona for over 15 years."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Tourism plays an important role in our local economy and liquor licensed establishments (the sale of alcohol) is a very important aspect of tourism. Therefore, if the City of Phoenix continues to lead the State of Arizona by approving quality and diverse businesses (restaurants, bars, microbreweries, distilleries, hotels, resorts, golf courses, special events, convinience/grocery stores, smoke shops and gas stations) similar to this proposed liquor licensed business, all businesses will prosper."

# 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.

#### <u>Attachments</u>

Liquor License Data - OneLove Arcadia Liquor License Map - OneLove Arcadia

# **Responsible Department**

# **Liquor License Data: ONELOVE ARCADIA**

# **Liquor License**

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	1	0
Bar	6	4	1
Liquor Store	9	5	2
Beer and Wine Store	10	8	3
Restaurant	12	13	5
Club	14	1	1

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.11	118.81	209.12
Violent Crimes	10.22	16.53	21.33

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

# **Property Violation Data**

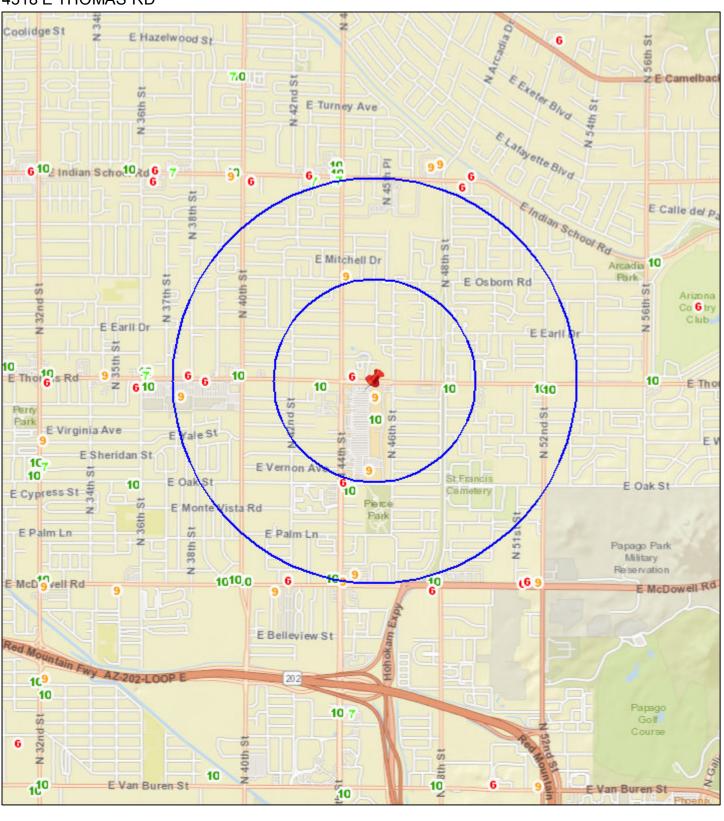
Description	Average	1/2 Mile Average
Parcels w/Violations	53	31
Total Violations	93	44

# Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1110003	1587	64 %	17 %	24 %
1110004	707	59 %	25 %	0 %
1110005	698	88 %	19 %	5 %
1111002	1188	43 %	27 %	26 %
1111003	2317	84 %	11 %	8 %
1112012	1138	48 %	13 %	4 %
1113001	960	42 %	9 %	7 %
1113002	930	52 %	7 %	20 %
1113004	703	87 %	31 %	15 %
Average		61 %	13 %	19 %

# Liquor License Map: ONELOVE ARCADIA

#### 4518 E THOMAS RD





Date: 7/14/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 37

#### **Liquor License - Papi Gordos**

Request for a liquor license. Arizona State License Application 202003.

#### **Summary**

Applicant
Jeffrey Miller, Agent

<u>License Type</u> Series 12 - Restaurant

Location

3623 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 Sept. 4, 2022.

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: "Will abide by Arizona liquor laws and ensure my employees attend Title 4 liquor training."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "This location has been open and operating and would like to continue to offer our clients a place to come enjoy food and drinks."

#### Staff Recommendation

Staff recommends approval of this application.

#### Attachments

Liquor License Data - Papi Gordos Liquor License Map - Papi Gordos

# **Responsible Department**

# **Liquor License Data: PAPI GORDOS**

# **Liquor License**

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	1	0
Bar	6	6	3
Beer and Wine Bar	7	7	1
Liquor Store	9	2	1
Beer and Wine Store	10	9	2
Restaurant	12	39	13

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.70	158.04	100.74
Violent Crimes	10.36	17.94	8.59

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

# **Property Violation Data**

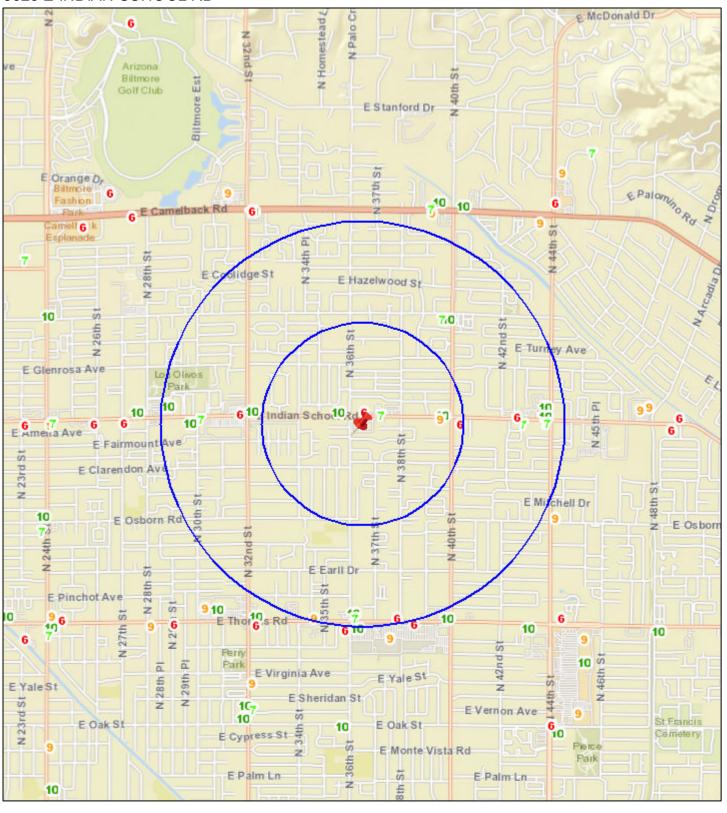
Description	Average	1/2 Mile Average
Parcels w/Violations	52	82
Total Violations	91	118

# Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1082003	1225	76 %	13 %	17 %
1083021	1229	70 %	16 %	3 %
1083022	1824	50 %	13 %	4 %
1109011	665	96 %	10 %	13 %
1109012	2669	23 %	19 %	27 %
1109021	2609	33 %	21 %	40 %
1109022	2224	39 %	7 %	18 %
1110001	781	25 %	11 %	3 %
1110002	1105	63 %	8 %	19 %
Average		61 %	13 %	19 %

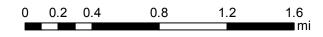
# Liquor License Map: PAPI GORDOS

#### 3623 E INDIAN SCHOOL RD





Date: 7/7/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 38

#### **Liquor License - True Food**

Request for a liquor license. Arizona State License Application 12077668.

#### Summary

Applicant Scott Bowman, Agent

<u>License Type</u> Series 12 - Restaurant

#### Location

2502 E. Camelback Road, Ste. 135

Zoning Classification: PSC

Council District: 6

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

The 60-day limit for processing this application was Aug. 8, 2022. However, a request for more time was submitted to the Arizona Department of Liquor and Licenses and Control.

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.

True Food (Series 12)

15191 N. Scottsdale Road, #100, Scottsdale Calls for police service: N/A - not in Phoenix

Liquor license violations: None

#### **Public Opinion**

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

#### Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because: "As Chief Financial Officer of the business, I am responsible for the finances of the company and its 40+ locations in multiple states."

#### Staff Recommendation

Staff recommends approval of this application.

#### **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 39

#### **Liquor License - Special Event - Central Arts Alliance**

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

## **Summary**

Applicant
Sandra Bassett

Location
67 W. Culver St.
Council District: 7

<u>Function</u> Awards Dinner

<u>Date(s) - Time(s) / Expected Attendance</u> Oct. 13, 2022 - 6:30 p.m. to 9 p.m. / 300 attendees

## **Staff Recommendation**

Staff recommends approval of this application.

## **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 40

#### **Liquor License - Special Event - Central Arts Alliance**

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

## **Summary**

<u>Applicant</u>

Sandra Bassett

**Location** 

67 W. Culver St. Council District: 7

**Function** 

**Auction Dinner** 

<u>Date(s) - Time(s) / Expected Attendance</u>

Dec. 10, 2022 - 10 a.m. to 7:30 p.m. / 5,000 attendees Dec. 11, 2022 - 10 a.m. to 5 p.m. / 5,000 attendees

Staff Recommendation

Staff recommends approval of this application.

## **Responsible Department**



#### Report

Agenda Date: 8/31/2022, Item No. 41

#### **Liquor License - GoPuff**

Request for a liquor license. Arizona State License Application 09070697.

#### Summary

Applicant Andrea Lewkowitz, Agent

<u>License Type</u> Series 9 - Liquor Store

**Location** 

7150 W. Roosevelt St., Ste. D126

Zoning Classification: A-1

Council District: 7

This request is for an ownership and location transfer of a liquor license for a liquor store. This location is currently licensed for liquor sales with a Series 10 - Beer and Wine Store, liquor license.

The 60-day limit for processing this application was Aug. 13, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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: "As an experienced retail merchant with liquor licenses in many cities throughout the U.S., Applicant is committed to upholding the highest standards for business and maintaining compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales."

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

"Currently operating with a Series 10 liquor license, Applicant offers direct delivery of snacks, drinks, personal essentials and a variety of convenience items, and would like to offer customers 21 and over the opportunity to purchase beer, wine and spirits."

#### 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.

#### <u>Attachments</u>

Liquor License Data - GoPuff Liquor License Map - GoPuff

## **Responsible Department**

# **Liquor License Data: GOPUFF**

## **Liquor License**

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

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	129.27	258.91
Violent Crimes	10.06	23.67	32.80

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

## **Property Violation Data**

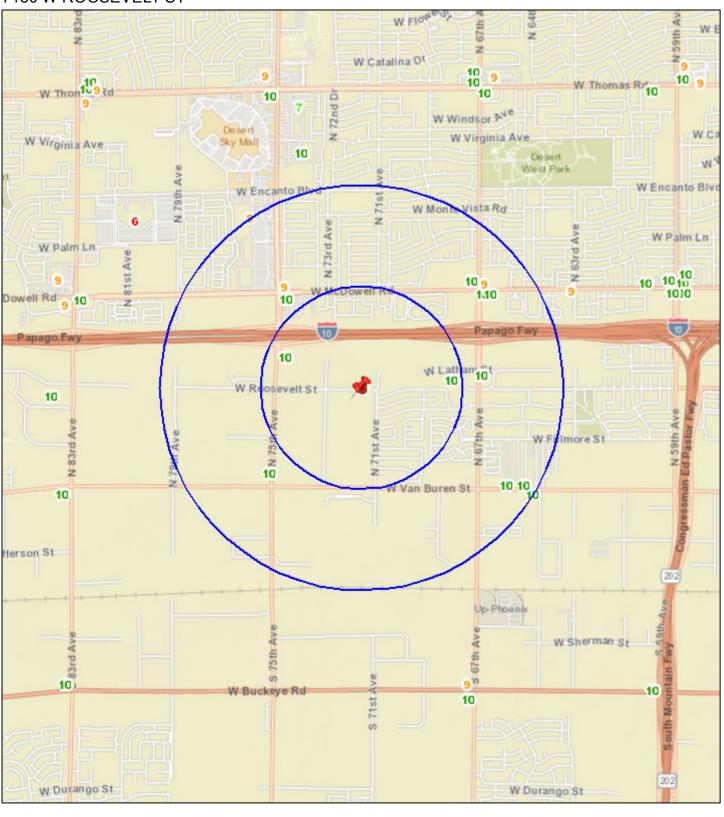
Description	Average	1/2 Mile Average
Parcels w/Violations	53	123
Total Violations	93	160

#### Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1125032	2132	78 %	12 %	25 %
1125034	1913	70 %	12 %	32 %
1125081	2267	87 %	9 %	19 %
1125092	1564	47 %	23 %	9 %
1125093	2841	0 %	14 %	49 %
1125102	931	93 %	10 %	39 %
Average		61 %	13 %	19 %

# Liquor License Map: GOPUFF

#### 7150 W ROOSEVELT ST





Date: 6/15/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 42

#### **Liquor License - Liars Club**

Request for a liquor license. Arizona State License Application 199297.

#### Summary

Applicant
Andrea Lewkowitz, Agent

<u>License Type</u> Series 12 - Restaurant

#### **Location**

130 N. Central Ave., Ste. 100

Zoning Classification: DTC-Business Core

Council District: 7

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.

The 60-day limit for processing this application was Aug. 13, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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 interest 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: "Applicant is an experienced licensee 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: "Liars Club will provide a family-friendly, neighborhood restaurant offering a traditional pizzeria menu, which includes Detroit-style pan pizza in a casual atmosphere with wood and playful decor. Applicant would like to offer its guests 21 and over alcoholic beverages as an incident to the delicious food served."

#### Staff Recommendation

Staff recommends approval of this application.

#### **Attachments**

Liquor License Data - Liars Club Liquor License Map - Liars Club

## **Responsible Department**

# **Liquor License Data: LIARS CLUB**

## **Liquor License**

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	4	1
Wholesaler	4	1	0
Government	5	9	6
Bar	6	45	29
Beer and Wine Bar	7	14	6
Liquor Store	9	2	2
Beer and Wine Store	10	13	2
Hotel	11	7	5
Restaurant	12	97	50
Club	14	3	0

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	706.26	1467.94
Violent Crimes	10.06	152.30	333.22

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

## **Property Violation Data**

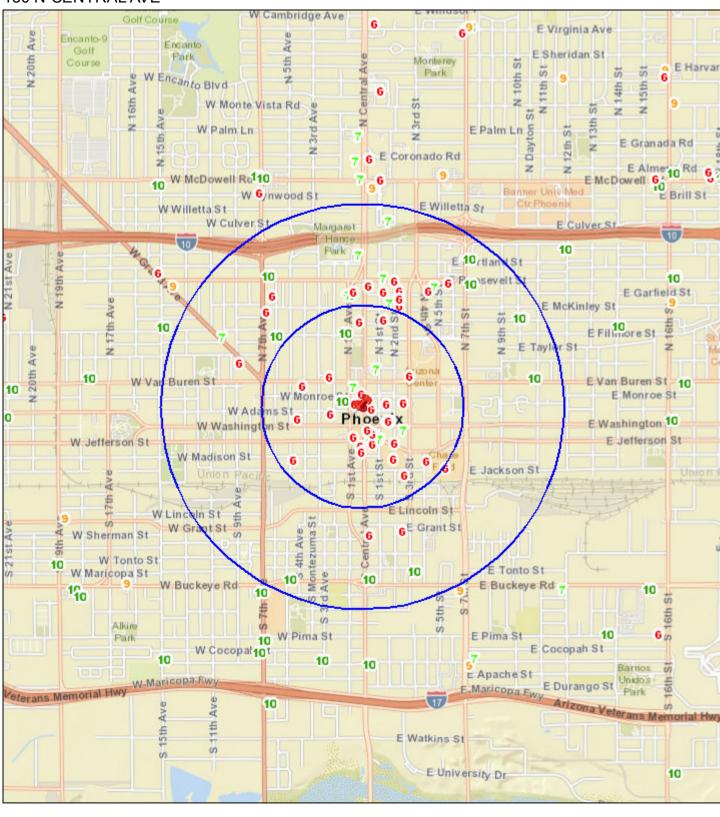
Description	Average	1/2 Mile Average
Parcels w/Violations	53	38
Total Violations	93	95

## Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1131001	1015	7 %	8 %	28 %
1131002	1242	3 %	7 %	33 %
1141001	2299	16 %	37 %	44 %
1142001	1321	36 %	22 %	50 %
1143011	1389	22 %	15 %	57 %
Average		61 %	13 %	19 %

## Liquor License Map: LIARS CLUB

#### 130 N CENTRAL AVE





Date: 6/15/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 43

#### **Liquor License - Los Dos Molinos**

Request for a liquor license. Arizona State License Application 12071701.

#### Summary

Applicant Sandra Chavez-Melton, Agent

<u>License Type</u> Series 12 - Restaurant

**Location** 

8646 S. Central Ave. Zoning Classification: C-2

Council District: 8

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

The 60-day limit for processing this application was Aug. 8, 2022. However, a request for more time was submitted to the Arizona Department of Liquor License and Control.

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.

Los Dos Molinos (Series 12) 260 S. Alma School Road. Mesa

Calls for police service: N/A - not in Phoenix

Liquor license violations: None

#### **Public Opinion**

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

#### Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because: "N/A acquisition of control."

#### Staff Recommendation

Staff recommends approval of this application.

## **Responsible Department**



#### Report

Agenda Date: 8/31/2022, Item No. 44

#### **Liquor License - Turquoise Sky Custom Spirits**

Request for a liquor license. Arizona State License Application 196589.

#### Summary

Applicant

Megan Campbell, Agent

License Type

Series 1 - In-State Producer

**Location** 

310 S. 4th St. #102

Zoning Classification: PUD

Council District: 8

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

The 60-day limit for processing this application was Aug. 12, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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: "In addition to being legally qualified via Title 4 basic and managment alcohol training, I have also worked in the food and beverage industry for over 10 years without incident. I fully understand the consequences of negative use and overuse of alcohol, and strive to ensure that my community, customers and friends never have to experience any of the many sorrows that can be casued by alcohol use gone wrong."

#### Staff Recommendation

Staff recommends approval of this application.

### **Responsible Department**



#### Report

Agenda Date: 8/31/2022, Item No. 45

#### Liquor License - 7-Eleven #23215J

Request for a liquor license. Arizona State License Application 199924.

#### Summary

Applicant Ryan Anderson, Agent

License Type Series 10 - Beer and Wine Store

Location 3948 E. Thomas Road 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 previously licensed for liquor sales and may currently operate with an interim permit.

The 60-day limit for processing this application was Aug. 8, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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.

7-Eleven #21041H (Series 10) 4101 N. 27th Ave., Phoenix Calls for police service: 198 Liquor license violations: None

7-Eleven #26062H (Series 10) 2401 E. McDowell Road, Phoenix Calls for police service: 57 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: "7-Eleven, Inc. is a major convenience store retailer in the U.S. with thousands of stores in many states, some of which are operated by corporate and some of which are operated by franchisees. This store will operate as a corporate store. 7-Eleven, Inc. has a strict, comprehensive, and successful training program and record regarding alcohol sales both inside and outside of AZ. 7-Eleven, Inc. depends on its reputation regarding responsible operation of its stores and takes liquor compliance very seriously."

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 has operated with a Series 10 liquor license for years. Its customers and neighbors have grown accustomed to the one-stop shopping experience, and 7-Eleven will now be operating this location as a corporate store with the intention of improving it and making it the best neighbor it can be."

## **Staff Recommendation**

Staff recommends approval of this application.

## **Attachments**

Liquor License Data - 7-Eleven #23215J Liquor License Map - 7-Eleven #23215J

## **Responsible Department**

# **Liquor License Data: 7-ELEVEN #23215J**

## **Liquor License**

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	1	1
Bar	6	7	2
Beer and Wine Bar	7	1	1
Liquor Store	9	6	1
Beer and Wine Store	10	8	4
Restaurant	12	15	7

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	87.97	8.06
Violent Crimes	10.06	16.87	2.86

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

## **Property Violation Data**

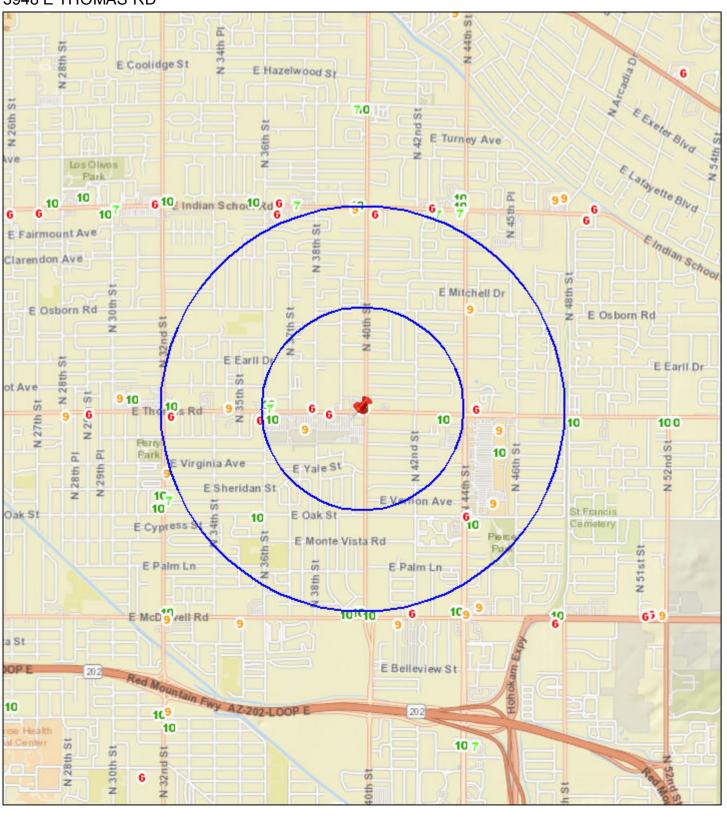
Description	Average	1/2 Mile Average
Parcels w/Violations	54	63
Total Violations	93	115

## Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1109012	2669	23 %	19 %	27 %
1109021	2609	33 %	21 %	40 %
1109022	2224	39 %	7 %	18 %
1110002	1105	63 %	8 %	19 %
1110003	1587	64 %	17 %	24 %
1113002	930	52 %	7 %	20 %
1114011	2444	62 %	7 %	27 %
1114021	1986	38 %	14 %	27 %
Average		61 %	13 %	19 %

# Liquor License Map: 7-ELEVEN #23215J

#### 3948 E THOMAS RD





Date: 6/10/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 46

#### Liquor License - Casa de Licores

Request for a liquor license. Arizona State License Application 09070704.

#### Summary

Applicant Surjit Bola, Agent

<u>License Type</u> Series 9 - Liquor Store

#### **Location**

825 E. Broadway Road Zoning Classification: C-3

Council District: 8

This request is for an ownership transfer of a liquor license for a liquor store. 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 Sept. 3, 2022.

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.

Casa Amigos Food (Series 9) 3641 N. 43rd Ave., Phoenix Calls for police service: 1 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 experience in the liquor store business since 2006. I understand the responsibility I have as an a store owner and also understand my responsibility in practicing and educating myself and employee's to prevent underage sale of tobacco, lotto and liquor products."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Community will continue to receive convenience and benefit from the neighborhood store, that has been in business in the neighborhood for many years. Help create jobs as a small business and offer help in the community any way possible in it's capacity."

## Staff Recommendation

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

#### **Attachments**

Liquor License Data - Casa de Licores Liquor License Map - Casa de Licores

# **Responsible Department**

# **Liquor License Data: CASA DE LICORES**

## **Liquor License**

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	2	0
Bar	6	2	0
Beer and Wine Bar	7	2	2
Liquor Store	9	4	1
Beer and Wine Store	10	9	3
Restaurant	12	3	0
Club	14	1	0

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.11	99.30	111.04
Violent Crimes	10.22	24.54	24.09

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

## **Property Violation Data**

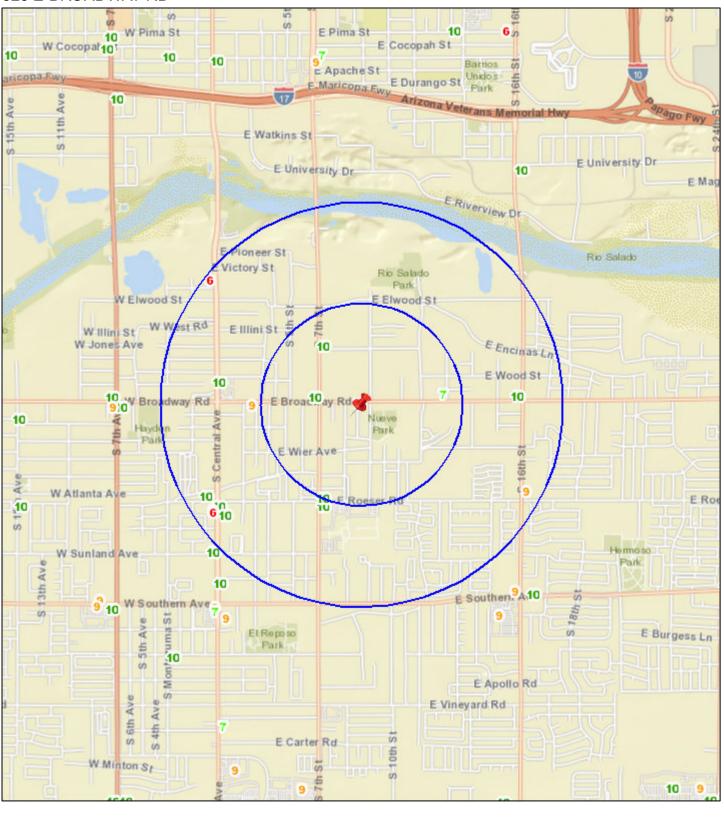
Description	Average	1/2 Mile Average	
Parcels w/Violations	53	78	
Total Violations	93	174	

## Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1153002	804	36 %	0 %	33 %
1154001	1174	61 %	17 %	54 %
1158011	2230	38 %	18 %	36 %
1159001	1461	63 %	20 %	45 %
1159002	2720	55 %	22 %	30 %
Average		61 %	13 %	19 %

# Liquor License Map: CASA DE LICORES

#### 825 E BROADWAY RD





Date: 7/6/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 47

#### Liquor License - R & F Liquor

Request for a liquor license. Arizona State License Application 09070729S.

#### Summary

Applicant Steve Delly, Agent

## License Type

Series 9S - Addition of Sampling Privileges for a Liquor Store

#### **Location**

4727 E. Southern Ave. Zoning Classification: C-2

Council District: 8

This request is for the addition of Sampling Privileges to an existing liquor license for a liquor store. This location is currently licensed for liquor sales.

The 60-day limit for processing this application was Aug. 16, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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.

## **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: "This location has been owned and operated by our family for 24 years. We have always followed Arizona liquor laws and have never had any problems. We have proven ourselves to be good conscientious business owners and operators."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Being in business at this location for so long, our neighbors and local community have become our regular patrons. Our neighbors know we operate a reputable business with fair prices."

#### Staff Recommendation

Staff recommends approval of this application.

#### **Attachments**

Liquor License Data - R & F Liquor Liquor License Map - R & F Liquor

## **Responsible Department**

# Liquor License Data: R & F LIQUOR

## **Liquor License**

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	1	1
Bar	6	1	0
Beer and Wine Bar	7	3	1
Liquor Store	9	4	2
Beer and Wine Store	10	7	4
Hotel	11	1	0
Restaurant	12	5	1

#### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.11	42.19	54.67
Violent Crimes	10.22	9.76	14.22

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

## **Property Violation Data**

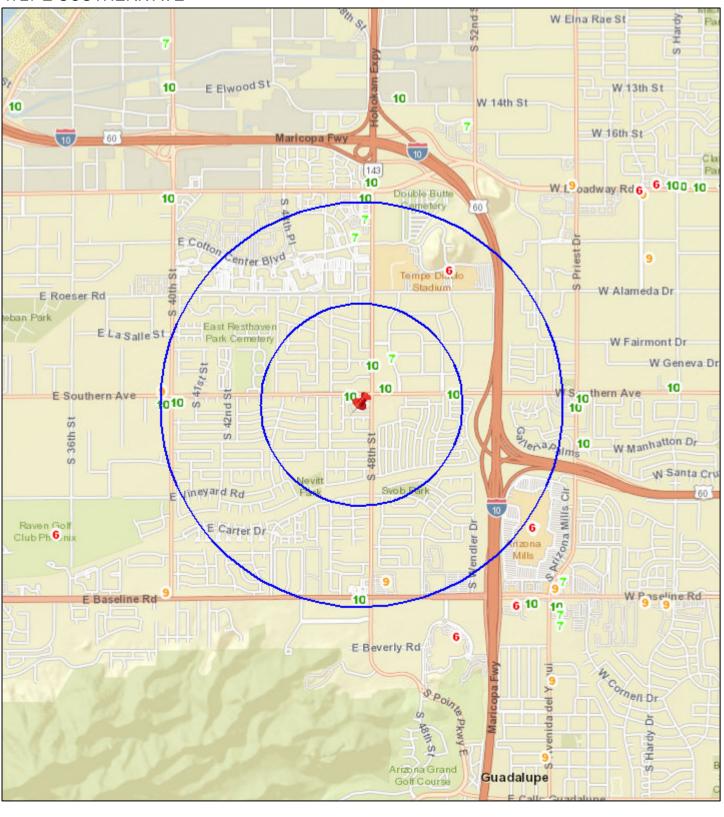
Description	Average	1/2 Mile Average	
Parcels w/Violations	53	73	
Total Violations	94	101	

## Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1162021	1187	94 %	0 %	39 %
1162022	1836	62 %	0 %	20 %
1162023	1215	57 %	6 %	37 %
1162041	1426	79 %	6 %	24 %
1162042	1819	57 %	0 %	32 %
1162043	535	59 %	24 %	8 %
1162052	1024	85 %	4 %	26 %
3197031	1479	51 %	11 %	13 %
3197032	602	81 %	30 %	11 %
3197033	2085	30 %	14 %	34 %
3197041	1777	42 %	9 %	20 %
Average		61 %	13 %	19 %

# Liquor License Map: R & F LIQUOR

#### 4727 E SOUTHERN AVE





Date: 7/19/2022



City Clerk Department



#### Report

Agenda Date: 8/31/2022, Item No. 48

#### **Liquor License - Warehouse 215**

Request for a liquor license. Arizona State License Application 06070200.

## **Summary**

Applicant Ryan Anderson, Agent

<u>License Type</u> Series 6 - Bar

#### **Location**

215 E. Grant St.

Zoning Classification: DTC-Warehouse HP

Council District: 8

This request is for an ownership transfer of a liquor license for a bar. This location was previously licensed for liquor sales and may currently operate with an interim permit.

The 60-day limit for processing this application was July 31, 2022. However, a request for more time was submitted to the Arizona Department of Liquor Licenses and Control.

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/operator of the premise has taken basic and management liquor training and is an experienced and responsible business owner. There is an experienced onsite manager of record who has also taken liquor training. Staff who serve alcohol will also be trained by state-approved liquor trainers. This application is committed to Title 4 compliance."

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

"This established event space and gallery has been operating for many years. The new owner desires to maintain or exceed the quality of private and public events that have been held in the past. It will continue to be a good and involved neighbor, will help to build up the downtown core area, and provide a convenient place for neighborhood events."

# Staff Recommendation

Staff recommends approval of this application.

# **Attachments**

Liquor License Data - Warehouse 215 Liquor License Map - Warehouse 215

# **Responsible Department**

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

# **Liquor License Data: WAREHOUSE 215**

# **Liquor License**

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	1	0
Wholesaler	4	1	1
Government	5	6	0
Bar	6	30	10
Beer and Wine Bar	7	8	3
Liquor Store	9	4	2
Beer and Wine Store	10	9	2
Hotel	11	5	2
Restaurant	12	53	17
Club	14	2	1

### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	53.49	615.87	494.90
Violent Crimes	10.06	130.22	115.71

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

# **Property Violation Data**

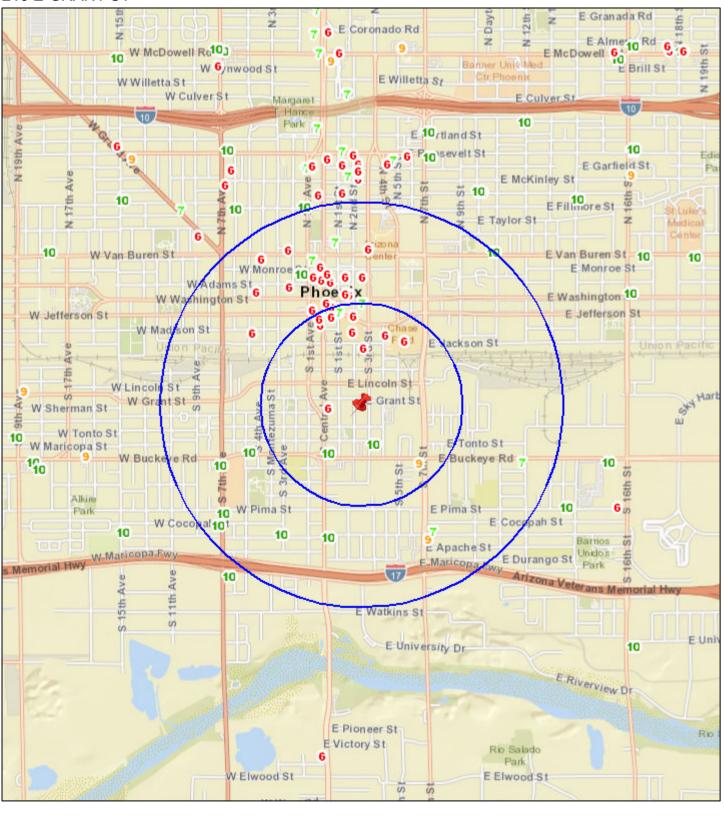
Description	Average	1/2 Mile Average
Parcels w/Violations	0	0
Total Violations		

# Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1140001	1831	25 %	20 %	47 %
1140002	78	77 %	0 %	32 %
1141001	2299	16 %	37 %	44 %
1142001	1321	36 %	22 %	50 %
1149001	798	28 %	13 %	57 %
1149002	1742	11 %	3 %	68 %
1172002	851	25 %	28 %	20 %
Average		61 %	13 %	19 %

# Liquor License Map: WAREHOUSE 215

#### 215 E GRANT ST





Date: 6/9/2022



City Clerk Department



### Report

**Agenda Date: 8/31/2022, Item No. 49** 

# **Liquor License - WY Market**

Request for a liquor license. Arizona State License Application 201666.

### **Summary**

Applicant Fidaa Kahla, Agent

<u>License Type</u> Series 10 - Beer and Wine Store

Location
1819 W. Buckeye Road
Zoning Classification: C-3
Council District: 8

This request is for a new liquor license for a beer and wine store. 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 Sept. 3, 2022.

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. I worked at Liquor store as a cashier over 4 years."

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

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

# Staff Recommendation

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

### <u>Attachments</u>

Liquor License Data - WY Market Liquor License Map - WY Market

# **Responsible Department**

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

# **Liquor License Data: WY MARKET**

# **Liquor License**

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	8	0
Bar	6	1	0
Liquor Store	9	2	2
Beer and Wine Store	10	10	3
Restaurant	12	1	0
Club	14	1	0

### **Crime Data**

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.11	92.56	144.47
Violent Crimes	10.22	37.20	49.04

<sup>\*</sup>Citywide average per square mile \*\*Average per square mile within 1 mile radius \*\*\*Average per square mile within ½ mile radius

# **Property Violation Data**

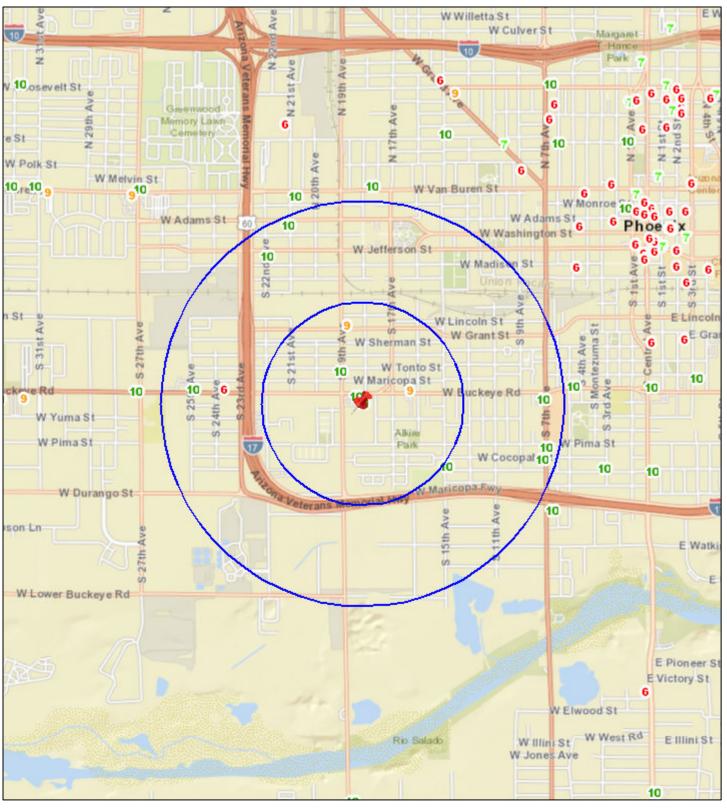
Description	Average	1/2 Mile Average
Parcels w/Violations	53	149
Total Violations	93	226

# Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1143021	788	20 %	17 %	66 %
1143022	1689	9 %	31 %	48 %
1144022	1301	41 %	20 %	44 %
1148001	1594	64 %	11 %	36 %
1148002	1258	54 %	36 %	42 %
1173001	387	81 %	16 %	18 %
1173002	701	0 %	31 %	69 %
Average		61 %	13 %	19 %

# Liquor License Map: WY MARKET

### 1819 W BUCKEYE RD





Date: 7/11/2022



City Clerk Department



Agenda Date: 8/31/2022, Item Nos. 50-61

### PAYMENT ORDINANCE (Ordinance S-48901) (Items 50-61)

Ordinance S-48901 is a request to authorize the City Controller to disburse funds, up to amounts indicated below, for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requests continuing payment authority, up to amounts indicated below, for the following contracts, contract extensions and/or bids awarded. As indicated below, some items below require payment pursuant to Phoenix City Code Section 42-13.

### 50 Security Title Agency, Inc.

For \$66,200.00 in additional payment authority for Security Title Agency, Inc. for title, escrow and title insurance services completed for Citywide projects as authorized under Contract 142610 for the Finance Department. The Real Estate Division utilizes these services to complete the acquisition of real property, as requested by City departments.

# 51 Stantec Consulting Services Inc.

For \$120,000.00 in additional payment authority for Agreement 148833 for Change Order 3, AV02000033 Phoenix Sky Harbor International Airport Terminal 2 Processor and Garage Demolition Project for the Aviation Department. Additional spending authority is needed to provide additional construction administration and inspection services to extend the construction oversight of the contractor due to material supply delays as well as to improve pedestrian and traffic safety. The project is necessary to complete the demolition of Terminal 2 and to construct a new operations parking area and pedestrian walkway from the west economy parking area to connect to the existing pathway to the Terminal 3 Sky Train Station.

### National Maintenance Group, LLC doing business as Sentinel Maintenance

For \$70,400.00 in payment authority for a new contract, entered on or about Sept. 15, 2022, for a term of five years for specialized cleaning services of controlled environment data centers for the Aviation and Information Technology Services departments. Specialized cleaning services for controlled environments that contain computer systems, equipment, and other information technology are necessary to ensure continued successful operations and to maintain the health of the equipment in these areas.

### 53 Springshare, LLC

For \$20,854.00 in additional payment authority for Contract 152386, for the platform LibAnswers, for the Library Department. The current contract for the LibAnswer platform provides an opportunity for Library staff and Library cardholders the ability to communicate through various methods on a 24-hour basis. The additional funds will allow the Library Department to offer approximately 27,000 programs annually, with an estimate of 345,000 attendees, all capable of being tracked and monitored with the addition. Amending the contract to include LibCal will provide scheduling services for rooms, appointments, equipment, as well as scheduling online events for Library users with their pre-established Library account. This amendment will allow Library staff the unique ability to customize forms to their needs based on locations and services provided. This will reduce the need for staff to use multiple platforms to manage their programs.

### 54 Southwest Fabrication LLC

For \$76,250.00 in payment authority for a new contract, entered on or about Sept. 1, 2022, for a term of five years for Metal Fabrication for the Fire Department. The funds will be used to purchase mounting accessories, customized brackets, and cable management panels to securely mount non-standard rack equipment and cables when installing fire station alerting equipment. Additionally, the contract includes a customized hanging sign to provide fire crews with visual and audio alerting in the apparatus bays.

### 55 **Tescan USA**, Inc.

For \$83,425.00 in payment authority for a new contract, entered on or about Sept. 1, 2022, for a term of five years for annual maintenance for

the Tescan Vega-3 LMU Scanning Electron Microscope for the Police Department. The instrument is necessary for the analysis of trace evidence and gunshot residue kits. The Scanning Electron Microscope greatly enhances the forensic aptitude of the Trace Analysis Section and benefits criminal investigation efforts. Failure to obtain a maintenance agreement would negatively affect the timing, efficiency and quality of analyzing evidence. Additionally, preventative maintenance provided by this vendor is necessary in maintaining American National Standards Institute (ANSI) National Accreditation Board (ANAB) accreditation, which is vital in providing the highest quality of forensic science services to the community.

# 56 State of Arizona doing business as Arizona State Land Department

For \$27,311.75 in payment authority to dispose of 23,527 cubic yards of soil from State Land Property at \$1.00 per cubic yard, for native plant removal services, and permitting fees for the Street Transportation Department. The grading operation is necessary to temporarily contain site drainage for improvements to be built on the north side of Jomax Road, from Interstate-10 to Norterra Parkway.

### 57 National Calibration Inc.

For \$57,310.00 in payment authority to National Calibration Inc. for a new contract, entered on or about Sept. 1, 2022, for a term of five years for labor, materials, transportation, and equipment to calibrate transportation lab equipment for the Street Transportation Department, in accordance with the American Society for Testing and Materials and the American Association of Highway Transportation Officials standards.

# 58 Settlement of Claim(s) Jordan v. City of Phoenix

To make payment of up to \$38,820.63 in settlement of claim(s) in *Adell Jordan v. City of Phoenix*, CV2021-013047, 20-0508-002, AU, BI, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of bodily injury claim arising from a motor vehicle accident on Aug. 23, 2020 involving the Police Department.

# 59 Settlement of Claim(s) Martinez v. City of Phoenix

To make payment of up to \$35,000.00 in settlement of claim(s) in

Anthony Stephan Martinez v. City of Phoenix, CV2021-093719, 20-0514-002, AU, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a motor vehicle accident involving the Police Department that occurred on Aug. 14, 2020.

### 60 Settlement of Claim(s) Nissan v. City of Phoenix

To make payment of up to \$55,000.00 in settlement of claim(s) in *Cristiano Nissan v. City of Phoenix*, CV2018-053435, 17-0472-002, AU, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a bodily injury claim arising from a motor vehicle accident on Oct. 20, 2017, involving the Planning and Development Department.

### 61 Settlement of Claim(s) Reyes v. City of Phoenix

To make payment of up to \$38,000.00 in settlement of claim(s) presented by Fermin Vargas Reyes for bodily injury as a result of a motor vehicle accident involving the Police Department that occurred on Dec. 17, 2021, 21-0723-001, AU, BI, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42.



### Report

**Agenda Date:** 8/31/2022, **Item No.** 62

### **Interim Executive Services (Ordinance S-48963)**

Request to authorize the City Manager, or his designee, to enter into an agreement with Michael Sullivan to outline terms of his temporary employment with the City of Phoenix.

### Summary

Michael Sullivan has been selected to fill a temporary employee position as Interim Police Chief. This temporary position will include a salary of \$232,000 as well as executive level benefits available to temporary employees including a 9 percent Deferred Compensation Plan contribution, \$120 per month communication allowance, vacation and sick leave accruals, life insurance benefits and access to other voluntary benefits as well as relocation expense reimbursement up to \$5,000.

Additional terms include requirement for completion of all AZPOST certification and other requirements, provision for termination with cause, or if without cause to be paid the remaining balance due under the term of the agreement, and requirement for 90 day notice of resignation.

#### **Contract Term**

The initial term will be 12 months and may be extended for up to 24 months, the length of which will be determined by the parties.

# **Financial Impact**

Funds are available in the Police Department's budget.

# **Responsible Department**

This item is submitted by Assistant City Manager Lori Bays and the City Manager's Office.



### Report

Agenda Date: 8/31/2022, Item No. 63

# Proposed I-17 and Deer Hollow Lane Annexation - Authorization to File

Request to authorize the City Manager, or his designee, to file with the Maricopa County Recorder's Office a blank petition for a proposed annexation. This annexation was requested by Adam Baugh with Withey Morris, PLC for the purpose of receiving City of Phoenix services. The proposed annexation conforms to current City policies and complies with Arizona Revised Statutes section 9-471 regarding annexation.

# **Summary**

Signatures on the proposed annexation petition shall not be obtained for a waiting period of 30 days after filing the blank petition with the Maricopa County Recorder. Additionally, a Public Hearing will be scheduled within this 30-day waiting period, permitting the City Council to gather community input regarding the annexation proposal. Formal adoption of this proposed annexation will be considered at a later date.

### Location

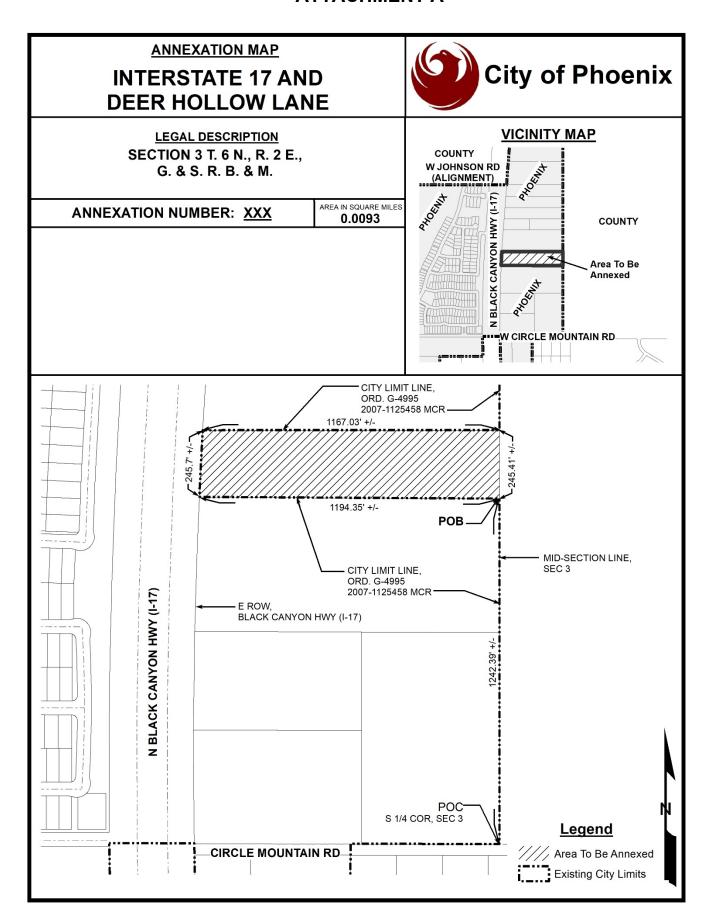
The proposed annexation area includes parcel 202-22-003L, located at I-17 and Deer Hollow Lane (**Attachment A**). The annexation area is approximately 5.95 acres (0.0093 sq. mi.) and population estimate is three individuals.

Council District: 1

# **Responsible Department**

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

### **ATTACHMENT A**





### Report

Agenda Date: 8/31/2022, Item No. 64

# Proposed 95th Avenue and Broadway Road Annexation - Authorization to File

Request to authorize the City Manager, or his designee, to file with the Maricopa County Recorder's Office a blank petition for a proposed annexation. This annexation was requested by Douglas Schreiber with Desert West Storage, LLC for the purpose of receiving City of Phoenix services. The proposed annexation conforms to current City policies and complies with Arizona Revised Statutes section 9-471 regarding annexation.

# **Summary**

Signatures on the proposed annexation petition shall not be obtained for a waiting period of 30 days after filing the blank petition with the Maricopa County Recorder. Additionally, a Public Hearing will be scheduled within this 30-day waiting period, permitting the City Council to gather community input regarding the annexation proposal. Formal adoption of this proposed annexation will be considered at a later date.

### Location

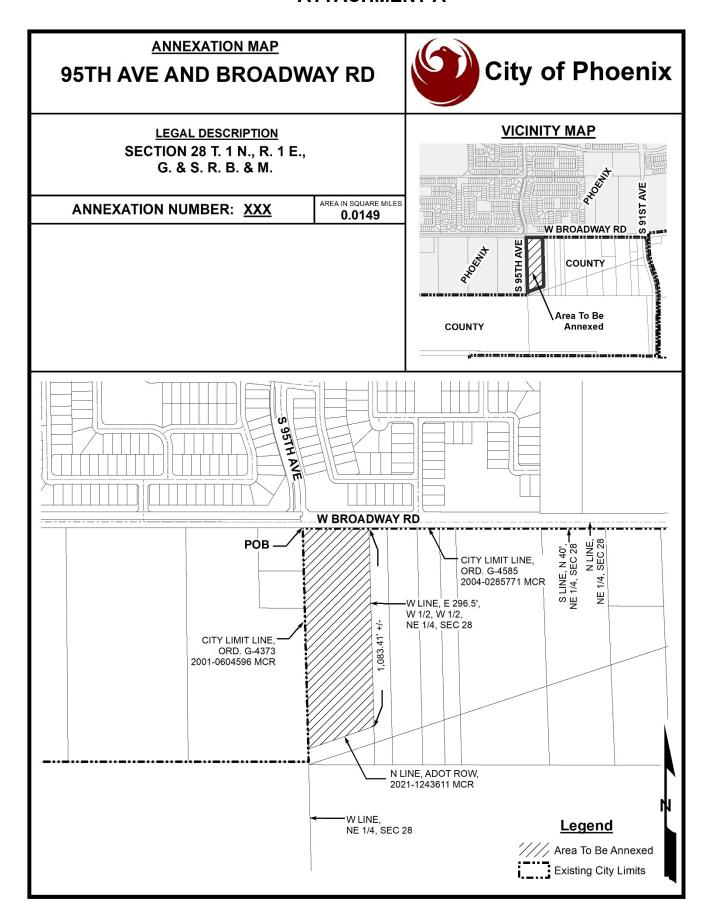
The proposed annexation area includes parcel 101-36-011P, located at 9349 W. Broadway Road (**Attachment A**). The annexation area is approximately 9.52 acres (0.0149 sq. mi.) and the population estimate is three individuals.

Council District: 7

# **Responsible Department**

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

### **ATTACHMENT A**





### Report

Agenda Date: 8/31/2022, Item No. 65

# Customer Engagement Software Contract - Request for Award - EXC 23-003 (Ordinance S-48907)

Request to authorize the City Manager, or his designee, to enter into a contract with Zencity Technologies US, Inc., to provide community engagement software for the Communications Office. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$957,000.

### **Summary**

This contract will provide a web-based platform to analyze data obtained from relevant sources that include topics as it relates to the City. It also has the capacity to produce reports and surveys that will provide information on how the community views and engages with the City.

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

### **Procurement Information**

In accordance with AR 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances Without Competition. The subscription service is currently being used by the Police Department and has proven to be a value-added service to the City. The contract will expand services for citywide use.

#### **Contract Term**

The contract will begin on or about July 1, 2022, for a three-year term with two, one year options to extend, in one-year increments.

# **Financial Impact**

The aggregate contract value for will not exceed \$957,000 for the initial three-year term.

Funding is available in the Communications Office operating budget.

# **Responsible Department**

This item is submitted by City Manager Jeffrey Barton and the Communications Office.



### Report

Agenda Date: 8/31/2022, Item No. 66

# Grant of Public Utility Easement on City-owned Property near 31st Street and Bell Road (Ordinance S-48914)

Request the City Council to grant a public utility easement to Arizona Public Service Company for consideration of \$1 and/or other valuable consideration, for installation of a fiber communication line on City-owned property; further ordering the Ordinance be recorded. This public utility easement is required to provide service to the new 80MGD Booster Pump Station as part of the City drought pipeline project.

# Summary

This 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 (collectively "Grantee") providing utility service to the property located Near 31st Street and Bell Road 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 St.; 4) Fire Department headquarters located at 150 S. 12th St.; 5) City Hall located at 200 W. Washington St.; 6) City Court Building located at 300 W. Washington St.; 7) Calvin C. Goode Building located at 251 W. Washington St.; 8) Transit Operations Center located at 320 N. 1st Ave. or West Transit Facility located at 405 N. 79th Ave.; or 9) in a secured or fenced area.

#### Location

Near 31st Street and Bell Road. Council District: 2

### **Responsible Department**

This item is submitted by City Manager Jeffrey Barton, Deputy City Manager Karen Peters and the Water Services and Finance departments.



### Report

**Agenda Date:** 8/31/2022, **Item No.** 67

# Grant of a Public Utility Easement on City-owned Property Near 40th Street and Sleepy Ranch Road (Ordinance S-48937)

Request the City Council to grant a public utility easement for consideration of one dollar and/or other valuable consideration, for installation of an electrical service line to a groundwater treatment system on City-owned property in the Arizona Public Service Company service area, and further ordering the Ordinance be recorded.

# **Summary**

This 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 and telecommunication corporations (collectively "Grantee") providing utility service to the property located near 40th Street and Sleepy Ranch Road in perpetuity, so long as the Grantee uses the Easement Premises for the purposes herein specified; 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 St.; 4) Fire Department headquarters located at 150 S. 12th St.; 5) City Hall located at 200 W. Washington St.; 6) City Court Building located at 300 W. Washington St.; 7) Calvin C. Goode Building located at 251 W. Washington St.; 8) Transit Operations Center located at 320 N. 1st Ave. or West Transit Facility located at 405 N. 79th Ave.; or 9) in a secured or fenced area.

#### Location

Near 40th Street and Sleepy Ranch Road.

Council District: 2

### **Responsible Department**

This item is submitted by City Manager Jeffrey Barton, Deputy City Manager Karen Peters and the Water Services and Finance departments.



### Report

**Agenda Date:** 8/31/2022, **Item No.** 68

# Acceptance of a Non-exclusive Utility Easement from Flood Control District of Maricopa County for the Hedgepeth Waterline Improvement Project (Ordinance S -48902)

Request the City Council to accept a non-exclusive utility easement from the Flood Control District of Maricopa County (FCD) in accordance with FCD Right-of-Way Use Permit No. 2021P113.

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 would be prohibited by Phoenix City Code 42-18.

### Summary

The non-exclusive easement will be conveyed to the City at no cost for the purpose of constructing, operating, repairing, and maintaining an underground waterline for a closed water distribution loop. The easement is located within Maricopa County Assessor's parcel number 206-29-003E, identified by FCD Adobe Dam Project, Parcel P-2323.

# **Financial Impact**

There is no financial impact to the City of Phoenix.

### Location

Along the Tonopah Drive alignment, west of 47th Avenue.

Council District: 1

# **Responsible Department**

This item is submitted by Deputy City Manager Karen Peters and the Water Services and Finance departments.



### Report

**Agenda Date:** 8/31/2022, **Item No.** 69

# Acceptance of Easements for Sewer and Drainage Purposes (Ordinance S-48924)

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

### Summary

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

### Easement (a)

Applicant: Montevista Community Association, its successor and assigns

Purpose: Sewer

Location: 5520 E. Milton Dr.

File: FN 220047 Council District: 2

# Easement (b)

Applicant: Mayo Clinic Arizona, its successor and assigns

Purpose: Drainage

Location: 5777 E. Mayo Blvd.

File: FN 210038 Council District: 2

# Easement (c)

Applicant: Proximity Central, LLC, its successor and assigns

Purpose: Sewer

Location: 300 E. Jesse Owens Pkwy.

File: FN 220057 Council District: 7

# **Responsible Department**

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



### Report

**Agenda Date:** 8/31/2022, **Item No.** 70

# Acceptance and Dedication of Deeds and Easements for Sidewalk, Public Utility, Landscape, Roadway, and Multi-Use Trail Purposes (Ordinance S-48922)

Request for the City Council to accept and dedicate deeds and easements for sidewalk, public utility, landscape, roadway, and multi-use trail purposes; further ordering the ordinance recorded.

# 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)

Applicant: J & D Concepts, LLC, its successor and assigns

Purpose: Sidewalk

Location: 2730 W. Foothill Dr.

File: FN 220059 Council District: 1

# Easement (b)

Applicant: Kevin Nguyen, its successor and assigns

Purpose: Public Utility

Location: 19819 N. 22nd St.

File: FN 220053 Council District: 2

# Easement (c)

Applicant: Erik S. Fjellbo & Linda M. Fjellbo Revocable Trust, dated Nov. 22, 1996, its

successor and assigns
Purpose: Public Utility
Location: 8607 N. 14th St.

File: FN 220062 Council District: 3

### Easement (d)

Applicant: Allero 59, LLC, its successor and assigns

Purpose: Landscape

Location: 5821 W. McDowell Rd.

File: FN 220052 Council District: 4

# Deed (e)

Applicant: MSH Investments, its successor and assigns

Purpose: Roadway

Location: 635 W. Glenrosa Ave.

File: FN 220045 Council District: 4

### Easement (f)

Applicant: Rehoboth Saints Center Church of God in Christ, its successor and assigns

Purpose: Sidewalk

Location: 2650 W. Hazelwood St.

File: FN 220049 Council District: 4

# Easement (g)

Applicant: Armstrong Camelback 107, LLC, its successor and assigns

Purpose: Public Utility

Location: 10755 W. Camelback Rd.

File: FN 220048 Council District: 5

# Easement (h)

Applicant: Aissatou D. Bah, its successor and assigns

Purpose: Public Utility

Location: 7032 N. 23rd Ave.

File: FN 220038 Council District: 5

# Easement (i)

Applicant: HomeSavers Solutions, Inc.; Theodore Gladish, its successor and assigns

Purpose: Public Utility Location: 3112 N. 38th St.

File: FN 220056 Council District: 6

# Easement (j)

Applicant: The MB Dunlap Trust dated May 1, 2006, its successor and assigns

Purpose: Sidewalk

Location: 915 E. Bethany Home Rd.

File: FN 220066 Council District: 6

### Easement (k)

Applicant: The Village at Liberty Farms, LLC, its successor and assigns

Purpose: Multi-use Trail Location: 5801 S. 51st Ave.

File: FN 220050 Council District: 7

### Easement (I)

Applicant: Bernardo C. Muniz and Liliana Salgado Sotelo, its successor and assigns

Purpose: Public Utility

Location: 1314 & 1318 W. Southern Ave.

File: FN 220055 Council District: 7

# Easement (m)

Applicant: Marten Transport, Ltd., its successor and assigns

Purpose: Sidewalk

Location: 2202 S. 55th Ave.

File: FN 220058 Council District: 7

# Easement (n)

Applicant: A5 Residential LLC, its successor and assigns

Purpose: Public Utility Location: 4142 S. 4th St.

File: FN 220060 Council District: 7

# Deed (o)

Applicant: Gustavo Gonzalez Jr. and Cecilia Vargas Carlos, its successor and assigns

Purpose: Roadway

Location: 2318 S. 15th Pl.

File: FN 220042

Council District: 8

# **Responsible Department**

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



### Report

**Agenda Date:** 8/31/2022, **Item No.** 71

Easement Exchange between the City of Phoenix and USA Department of Interior for Relocation of Irrigation Facilities within Right-of-Way at 59th Avenue and Elliot Road (Ordinance S-48906)

Request to authorize the City Manager, or his designee, to execute the necessary documents and accept a quit claim deed for an easement exchange between the City of Phoenix (City) and the United States of America (USA) through its Department of the Interior, Bureau of Reclamation for the purpose of relocating irrigation facilities. Further request to authorize the City Treasurer to accept all funds related to this item.

# Summary

An easement exchange is required to relocate irrigation facilities from an open distribution ditch to an underground pipeline for the development of the Isola Homes subdivision. The irrigation facilities are currently located within the City's right-of-way along 59th Avenue and Elliot Road, and will be relocated to the east, partially within right-of-way and partially within private property.

The City will convey approximately 3,920 square feet, Isola Elliot LLC will convey approximately 7,840 square feet, and other adjacent property owners will convey approximately 15,681 square feet to the USA to accommodate the relocated irrigation facilities. In exchange for the new easements, USA will quit claim approximately 25,265 square feet of an existing easement within the right-of-way to the City.

#### Location

59th Avenue and Elliot Road Council District: 7

# **Responsible Department**

This item is submitted by City Manager Jeffrey Barton, Deputy City Manager Mario Paniagua and the Street Transportation and Finance departments.



### Report

**Agenda Date:** 8/31/2022, **Item No.** 72

# Acquisition of Real Property for Roadway Improvements Along 20th Street from the Grand Canal to Highland Avenue (Ordinance S-48925)

Request to authorize the City Manager, or his designee, to acquire all real property and related property interests required by donation, purchase within the City's appraised value, or by the power of eminent domain for roadway improvements along 20th Street from the Grand Canal to Highland Avenue. Further request to authorize dedication of land with roadway and/or public improvements to public use for right-of-way purposes via separate recording instrument. Additionally request to authorize the City Controller to disburse all funds related to this item.

# Summary

Acquisition of real property is required to accommodate roadway improvements along 20th Street from Grand Canal to Highland Avenue. The project will enhance roadway, bicyclist, and pedestrian safety with buffered bicycle lanes, narrowing travel lanes, and shared-lane markings. Street lighting will be upgraded to meet current City standards and sidewalks at intersections and driveways will comply with the Americans with Disabilities Act.

The parcels affected by this project are identified in **Attachment A.** 

# **Financial Impact**

Funding is available in the Street Transportation Department's Capital Improvement Program budget.

#### Location

Along 20th Street from the Grand Canal to Highland Avenue.

Council District: 4 and 6

# **Responsible Department**

This item is submitted by City Manager Jeffrey Barton, Deputy City Manager Mario Paniagua and the Street Transportation and Finance departments.

# Attachment A Property Identification

City of Phoenix Roadway Improvement Project – ST87600136-1 20<sup>th</sup> Street- Grand Canal to Highland Avenue

The following improved and/or unimproved parcels affected by acquisition and included in this request are identified by the Maricopa County Assessor's parcel number (APN) and the address or location.

APN	Address / Location
119-21-031	2002 E. Clarendon Ave.
119-21-033A	2005 E. Indian School Road
119-22-122A	2002 E. Mitchell Drive
119-22-128	2002 E. Osborn Road
119-23-098	3235 N. 20th St.
119-23-134A	3239 N. 20th St.
119-23-134B	2001 E. Osborn Road
119-26-002A	1949 E. Osborn Road
119-28-103	1946 E. Clarendon Ave.
119-28-134-E	1945 E. Indian School Road
163-20-001D	4771 N. 20th St.
163-22-001J	2001 E. Highland Ave.
163-22-002	2002 E. Campbell Ave.
163-24-008	1958 E. Highland Ave.
163-29-126C	4110 N. 20th St.
163-29-126F	1950 E. Indian School Road
163-30-037	4438 N. 20th St.
163-30-038	4436 N. 20th St.
163-30-039	4432 N. 20th St.
163-30-040	4430 N. 20th St.
163-30-041	4422 N. 20th St.
163-30-108	4202 N. 20th St.
163-31-024D	2001 E. Campbell Ave.
163-31-025C	4425 N. 20th St.
163-31-451	2025 E. Campbell Ave.
163-32-033D	2020 E. Indian School Road
163-32-036C	2010 E. Indian School Road
163-32-253	4105 N. 20th St.



### Report

Agenda Date: 8/31/2022, Item No. 73

# Authorization to Accept Real Property for Mountain Preserve at the Northeast Corner of N. 15th Avenue and W. Shangri La Road (Ordinance S-48931)

Request to authorize the City Manager, or his designee, to accept by donation real property located at the northeast corner of N. 15th Avenue and W. Shangri La Road for Mountain Preserve purposes, to be designated as "Mountain Preserve" in accordance with the provisions of Chapter XXVI of the City Charter.

# Summary

Allan D. Solheim and Joan E. Solheim, as Trustees of the Allan and Joan Solheim Family Trust, its successor or assigns will donate approximately 43,711 square feet of land adjacent to the northwestern portion of North Mountain Preserve. The additional land is densely vegetated with cacti, palo verde trees and other indigenous plant material suitable for native wildlife habitat. The property is zoned R1-6 and will be conveyed to the City of Phoenix by special warranty deed.

The property to be accepted is identified by Maricopa County Assessor's Parcel Number 159-10-019A.

### Concurrence/Previous Council Action

The Parks and Recreation Board met and approved the acceptance of the real property on June 23, 2022.

#### Location

N. 15th Avenue and W. Shangri La Road.

Council District: 3

# **Responsible Department**

This item is submitted by City Manager Jeffrey Barton, Deputy City Manager Inger Erickson and the Parks and Recreation and Finance departments.



### Report

Agenda Date: 8/31/2022, Item No. 74

# Awards, Recognition and Promotional Products and Services - CTR043444 - Amendment (Ordinance S-48921)

Request to authorize the City Manager, or his designee to allow additional expenditures under contract 150817 with Pima Awards & Promotional Products for the purchase of Awards, Recognition and Promotional Products for Citywide departments. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$150,000.

# Summary

This contract provides a wide-ranging selection of awards, recognition and promotional products currently used only by the Police Department. The additional funds will allow use by additional City departments such as Aviation, Public Works, Water Services, Human Resources and Housing for the purchase of promotional items such as award plaques, trophies, certificates, portfolios, frames and/or borders, as well as medals and ribbons. The contract also includes a variety of common promotional products such as pens, flash drives, notebooks, key chains, coffee mugs, stress balls, mouse pads, stickers, frisbees, insulated water bottles, lunch bags, and embroidered apparel.

#### **Contract Term**

The contract term remains unchanged, ending on Oct. 31, 2024.

# **Financial Impact**

Upon approval of \$150,000 in additional funds, the revised aggregate value of the contract will not exceed \$212,105.00. Funds are available in the various departments' budgets.

### **Concurrence/Previous Council Action**

The City Council previously reviewed this request:

• Awards, Recognition and Promotional Products Contract 150817 (Ordinance S-46069) on Oct. 2, 2019.

# **Responsible Department**

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



### Report

**Agenda Date:** 8/31/2022, **Item No.** 75

# Multi-Temporary Staffing Services - Managed Services Provider - ADSPO17-00006933 - Amendment (Ordinance S-48944)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 148480 with Guidesoft, Inc. d.b.a. Knowledge Services for the purchase of multi-temporary staffing services for Citywide use. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$4.6 million.

# Summary

This contract will provide information technology professional services through a managed service provider (MSP) for technology projects and initiatives such as project management, system implementation, data conversion, and hardware and software configuration throughout the City. Additional funds are required due to the usage being higher than anticipated and to support projects including information technology services, enterprise-wide network and firewall improvement projects as needed. This contract will enable the City to obtain MSP information technology staff to assist with ongoing work assignments to allow City staff to focus on strategic initiatives whenever necessary.

#### **Contract Term**

The contract term remains unchanged, ending on Aug. 31, 2023.

# **Financial Impact**

Upon approval of \$4.6 million in additional funds, the revised aggregate value of the contract will not exceed \$12,076,000. Funds are available in various departments' budgets.

#### **Concurrence/Previous Council Action**

The City Council previously reviewed this request:

- Information Technology Professional Services Contract 148480 Ordinance S-44975 on Sept. 5, 2018;
- Information Technology Professional Services Contract 148480 Ordinance S-45196 on Dec. 5, 2018;
- Information Technology Professional Services Contract 148480 Ordinance S-46189

on Nov. 20, 2019;

• Information Technology Professional Services Contract 148480 Ordinance S-47922 on Sept. 8, 2021.

# **Responsible Department**

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



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 76

# Recommendation to Rescind Award to Korn Ferry (US) and Approve Contract with Gilmore Global, Inc. for Leadership Architect Library Training Materials (Ordinance S-48908)

Request to authorize the City Manager, or his designee, to rescind an award to Korn Ferry (US) and approve a contract with Gilmore Global, Inc. to obtain Leadership Architect Library training materials to be used in citywide leadership training curriculum for five years beginning on or about Oct. 31, 2022. The aggregate value of the contract shall not exceed \$350,000. Further request to authorize the City Controller to disburse all funds related to this item.

# Summary

The City Council approved entering into a five-year agreement with Korn Ferry (US) on Feb. 16, 2022. Korn Ferry (US) has since informed the City that purchases of Leadership Architect Library training materials are made directly through a third-party subcontractor, Gilmore Global, Inc., and not with Korn Ferry (US).

The contract is needed to obtain hard copy and electronic books and other materials which are used in the Human Resources Organization Development's Engaging Leader, Inspiring Leader and Emerging Leader training curriculums.

#### **Procurement Information**

In accordance with Administrative Regulation 3.10, normal competition was waived as the result of a Determination Memo citing Korn Ferry (US) as a Special Circumstance -Without Competition.

#### **Contract Term**

The contract will begin on or about Oct. 31, 2022, for a five-year term.

#### Concurrence/Previous Council Action

The City Council approved Ordinance S-48342 on Feb. 16, 2022 with Korn Ferry (US).

# **Financial Impact**

The aggregate contract value will not exceed \$350,000. Funding is available in the Human Resources Department's operating budget.

# **Responsible Department**

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



# Report

Agenda Date: 8/31/2022, Item No. 77

# Family and Medical Leave Act Administration Services - Contract Amendment (Ordinance S-48960)

Request to authorize the City Manager, or his designee, to execute amendment(s) to Contract 154054 with FMLASource, Inc. to modify scope of work and fee schedule. 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-47384.

# Summary

This contract will provide services related to the administration of the new Paid Parental Leave program, which was approved by Phoenix City Council in July 2022. Under the City's policy, the Paid Parental Leave benefit will run concurrently with Family and Medical Leave Act (FMLA) leave, as applicable. An amendment to the contract is needed to expand the scope of work to include claims management, processing, tracking, and reporting services for Paid Parental Leave in addition to FMLA leave.

#### **Contract Term**

The contract term remains unchanged, ending on Oct. 31, 2026.

# **Financial Impact**

The additional expenditures for the added services (\$10,296 per year) will not exceed the previously approved contract amount of \$1,300,000. No additional funds are needed

#### **Concurrence/Previous Council Action**

The City Council approved Family and Medical Leave Act Administration Services, Contract 154054 (Ordinance S-47384) on March 17, 2021.

# **Responsible Department**

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



#### Report

Agenda Date: 8/31/2022, Item No. 78

# Amendments to Classification Plan S-5815 in Accordance with Human Resources Committee 615 Recommendations (Ordinance S-48961)

As part of a classification and compensation study, the following amendments to the Classification Plan [S-5815] are proposed in accordance with the recommendation of Human Resources Committee 615, effective Sept. 19, 2022. The proposal will also require modifications to the City's Pay Ordinance [S-47689] which will be processed under a separate ordinance.

Establish the classification of Finance Procurement Officer, Job Code 04340, Salary Plan 001, Grade 036 (\$61,110 - \$92,893/annually), Benefit Category 007, Labor Unit Code: 007, EEO-4 Category: Professionals, FLSA Status: Exempt.

Establish an assignment to the classification of Finance Procurement Officer\*Lead, Job Code 04341, Salary Plan 001, Grade 038 (\$67,538 - \$102,565/annually), Benefit Category 007, Labor Unit Code: 007, EEO-4 Category: Professionals, FLSA Status: Exempt.

Establish an assignment to the classification of Procurement Manager\*Finance, Job Code 04351, Salary Plan 001, Grade 039 (\$70,970 - \$107,910/annually), Benefit Category 007, Labor Unit Code: 007, EEO-4 Category: Professionals, FLSA Status: Exempt.

Abolish the classification of Procurement Supervisor, Job Code 04320, Salary Plan 001, Grade 034 (\$55,266 - \$84,094/annually), Benefit Category 007, Labor Unit Code: 007, EEO-4 Category: Professionals, FLSA Status: Exempt.

# **Summary**

# **BACKGROUND**

Staff performed a classification and compensation study to analyze issues with turnover within the Finance Department. Through research it became apparent there was a need to distinctly identify a procurement job family with specific certifications and different minimum qualifications separate from the Contract Specialist job family. Analysis showed significant issues with both vacancies and turnover and difficulty with both recruiting and retention.

#### **FINDINGS**

Staff used data from eCHRIS and conducted research using a combination of public sector resources such as JIMS (Job Information Management System) and confirmed the department's concerns. The job duties and level of complexity for the Contract Specialist II classification were found to be most comparable to the local market. Data indicates that the city is somewhat competitive with the current market; however, the industry standard required professional certifications which were not required by the city.

### **RECOMMENDATIONS**

Staff recommends establishing a procurement job family to include a Finance Procurement Officer classification and assignments to the classifications of Finance Procurement Officer\*Lead and Procurement Manager\*Finance. This family will reflect industry standards, the scope and experience needed for the role, and assist with the subsequent creation of an apprenticeship program to create a candidate pool for the specialized role of government procurement. Additionally, staff recommends the Procurement Officer classification require professional certifications such as Certified Public Procurement Officer (CPPO), Certified Professional Public Buyer CPPB), Certified Professional in Supply Management (CPSM), or Certified Purchasing Manager (CPM), including three years' experience in public sector procurement. Lastly, the classification Procurement Supervisor has not been used citywide for many years and as a matter of housekeeping, staff recommend abolishing the class given that it is no longer needed.

# **CONCLUSION**

The City must attract talent at the Procurement Officer level that has the knowledge, competence, and experience of specifically working in the public sector purchasing of goods and services. The recommendations listed above would mitigate frequent turnover, align the city with compensation practices in the local job market, and reflect the industry standards, as well as assist the city with attracting qualified candidates in a highly competitive market.

# **Financial Impact**

The total estimated cost for the entire proposal is \$23,090.

### **Concurrence/Previous Council Action**

This action was reviewed and recommended for approval by Human Resources Committee 615 on Aug. 19, 2022.

# **Responsible Department**

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



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 79

# Amendments to Pay Ordinance S-47689 in Accordance with Human Resources Committee 615 Recommendations (Ordinance S-48962)

As part of a classification and compensation study, the following amendments to the Pay Ordinance [S 47689] are proposed in accordance with the recommendation of Human Resources Committee 615, effective Sept. 19, 2022. The proposal will also require modifications to the City's Classification Plan [S-5815], which will be processed under a separate ordinance.

Establish the classification of Finance Procurement Officer, Job Code 04340, Salary Plan 001, Grade 036 (\$61,110 - \$92,893/annually), Benefit Category 007, Labor Unit Code: 007, EEO-4 Category: Professionals, FLSA Status: Exempt.

Establish an assignment to the classification of Finance Procurement Officer\*Lead, Job Code 04341, Salary Plan 001, Grade 038 (\$67,538 - \$102,565/annually), Benefit Category 007, Labor Unit Code: 007, EEO-4 Category: Professionals, FLSA Status: Exempt.

Establish an assignment to the classification of Procurement Manager\*Finance, Job Code 04351, Salary Plan 001, Grade 039 (\$70,970 - \$107,910/annually), Benefit Category 007, Labor Unit Code: 007, EEO-4 Category: Professionals, FLSA Status: Exempt.

Abolish the classification of Procurement Supervisor, Job Code 04320, Salary Plan 001, Grade 034 (\$55,266 - \$84,094/annually), Benefit Category 007, Labor Unit Code: 007, EEO-4 Category: Professionals, FLSA Status: Exempt.

# **Summary**

# **BACKGROUND**

Staff performed a classification and compensation study to analyze issues with turnover within the Finance Department. Through research it became apparent there was a need to distinctly identify a procurement job family with specific certifications and different minimum qualifications separate from the Contract Specialist job family. Analysis showed significant issues with both vacancies and turnover and difficulty with both recruiting and retention.

#### **FINDINGS**

Staff used data from eCHRIS and conducted research using a combination of public sector resources such as JIMS (Job Information Management System) and confirmed the department's concerns. The job duties and level of complexity for the Contract Specialist II classification were found to be most comparable to the local market. Data indicates that the city is somewhat competitive with the current market; however, the industry standard required professional certifications which were not required by the city.

### **RECOMMENDATIONS**

Staff recommends establishing a procurement job family to include a Finance Procurement Officer classification and assignments to the classifications of Finance Procurement Officer\*Lead and Procurement Manager\*Finance. This family will reflect industry standards, the scope and experience needed for the role, and assist with the subsequent creation of an apprenticeship program to create a candidate pool for the specialized role of government procurement. Additionally, staff recommends the Procurement Officer classification require professional certifications such as Certified Public Procurement Officer (CPPO), Certified Professional Public Buyer (CPPB), Certified Professional in Supply Management (CPSM), or Certified Purchasing Manager (CPM), including three years' experience in public sector procurement. Lastly, the classification Procurement Supervisor has not been used citywide for many years and as a matter of housekeeping, staff recommend abolishing the class given that it is no longer needed.

# **CONCLUSION**

The City must attract talent at the Procurement Officer level that has the knowledge, competence, and experience of specifically working in the public sector purchasing of goods and services. The recommendations listed above would mitigate frequent turnover, align the city with compensation practices in the local job market, and reflect the industry standards, as well as assist the city with attracting qualified candidates in a highly competitive market.

# **Financial Impact**

The total estimated cost for the entire proposal is \$23,090.

### **Concurrence/Previous Council Action**

This action was reviewed and recommended for approval by Human Resources Committee 615 on Aug. 19, 2022.

# **Responsible Department**

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



# Report

Agenda Date: 8/31/2022, Item No. 80

# Authorization to Apply for Local Judicial Collection Enhancement Fund Grant Funding to Purchase Computer and Hardware (Ordinance S-48943)

Request authorization for the Phoenix Municipal Court to apply for grant funding in an amount not to exceed \$160,000 from the Arizona Supreme Court-administered Judicial Collection Enhancement Fund (JCEF) to purchase computers and related hardware. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

# Summary

The Phoenix Municipal Court will use these funds to replace aging desktop computers, laptops, and related hardware, as well as to replenish its stock of spare computers and related hardware. The purchase of additional hardware, and replacement of existing hardware, will help the Court support expanded business needs, ensure the reliability of the Court's business systems, minimize potential hardware failure and support requirements and maintenance costs.

# **Financial Impact**

Funds will be made available in the Phoenix Municipal Court local JCEF account. The Phoenix Municipal Court must submit a funding plan and application to the Arizona Supreme Court Administrative Office of the Courts to secure approval for use of JCEF funds pursuant to Arizona Revised Statutes section 12-113. No General Fund dollars will be used.

# **Responsible Department**

This item is recommended by Chief Presiding Judge B. Don Taylor and Deputy City Manager Karen Peters.



#### Report

Agenda Date: 8/31/2022, Item No. 81

# Authorization for Phoenix Municipal Court to Enter into Contract for Legal Online Resources and Materials (Ordinance S-48958)

Request to authorize the Phoenix Municipal Court to enter into a five-year contract with West Publishing Corporation, doing business as Thomson Reuters, to provide legal online resources and materials for judicial officers and support staff. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$265,000.

# Summary

Thomson Reuters provides access to tools and resources that will allow judicial officers and support staff to conduct legal research. Thomson Reuters provides expansive access to legal online and print publications, and uses a proprietary key numbering system which facilitates legal research. Judicial officers need ready access to both current and accurate legal resources to ensure that laws are being followed when ruling on cases.

#### **Procurement Information**

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of an approved Determination Memo citing the unique services provided by Thomson Reuters. This vendor provides access to legal content and uses a proprietary key numbering system as part of its online legal resources.

#### **Contract Term**

The contract will begin on or about Dec. 1, 2022 for a five-year term.

# **Financial Impact**

The aggregate contract value will not exceed \$265,000. Funds are available in the Phoenix Municipal Court's Operating Budget.

# **Responsible Department**

This item is submitted by Chief Presiding Judge B. Don Taylor and Deputy City Manager Karen Peters.



#### Report

Agenda Date: 8/31/2022, Item No. 82

# Salt River Pima-Maricopa Indian Community Gaming Grant (Ordinance S-48949)

Request to authorize the City Manager, or his designee, to apply for and accept up to \$253,337 in new funding from the Salt River Pima-Maricopa Indian Community under the 2022 funding cycle. Further request authorization for the City Treasurer to accept and the City Controller to disburse funds as directed by the Salt River Pima-Maricopa Indian Community in connection with these grants.

# Summary

The Salt River Pima-Maricopa Indian Community 12 Percent Gaming Grant application process is by invitation only. The tribe will select and identify which municipalities and agencies to invite to apply for funding consideration. An invitation to apply is not a guarantee that the application will be selected for funding.

If awarded, the funds would be applied, as directed by Salt River Pima-Maricopa Indian Community, towards the following:

# **City Application**

• City of Phoenix, Parks and Recreation Department: \$253,337 for the Pueblo Grande Museum and Archaeological Park for two permanent exhibits for reinterpretation: *Hohokam: The Land and the People*, a presentation regarding Hohokam material culture, and *Dig It! Explore Archaeology*, a child-centered exhibit about the science of archaeology. Both galleries are organized around topics, not integrated themes, and both feature typical interpretive practices of two decades ago, reflecting the perspective and practices of academic archeology at the time.

The gaming compact entered into by the State of Arizona and various tribes calls for 12 percent of gaming revenue to be contributed to cities, towns, and counties for government services that benefit the general public, including public safety, mitigation of impacts of gaming, and promotion of commerce and economic development. The Salt River Pima-Maricopa Indian Community will notify the City, by resolution of the Tribal Council, if it desires to convey to the City a portion of its annual 12 percent local revenue-sharing contribution.

# **Financial Impact**

There is no budgetary impact to the City and no general-purpose funds are required. Entities that receive gaming grants are responsible for the management of those funds.

#### Location

4619 W. Washington St. Council District: 8

# **Responsible Department**

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



# Report

**Agenda Date:** 8/31/2022, **Item No.** 83

# Biennial Audit of Development Impact Fees - Requirements Contract - Request for Award - RFP 22-095 (Ordinance S-48903)

Request to authorize the City Manager, or his designee, to enter into a contract with Willdan Financial Services, to provide Biennial Audit of Development Impact Fees for the Planning and Development 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 \$110,000.

# Summary

This contract will provide professional services to perform biennial audits of land use assumptions (LUA), infrastructure improvement plan (IIP), development impact fees (DIF), and the water resource acquisition fee (WRAF) revenues and expenditures in accordance with the requirements of Arizona Revised Statute 9-463.05. The services support the City Manager's strategic plan to achieve financial excellence, maintaining a transparent financial environment, free of fraud, waste and abuse.

#### **Procurement Information**

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

Three 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:

Partner, Supervisory and Staff Qualifications (0-300 points) Firm Qualifications (0-250 points) Method of Approach (0-200 points) Price (0-150 points) Independence (0-100)

After reaching consensus, the evaluation committee recommends award to the following vendor(s):

Willdan Financial Services - 624 points

#### **Contract Term**

The contract will begin on or about Sept. 1, 2022, for a two-year term with three one-year options to extend.

# **Financial Impact**

The aggregate contract value will not exceed \$110,000. Funding is available in the Planning and Development Department operating budget.

# **Responsible Department**

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



#### Report

Agenda Date: 8/31/2022, Item No. 84

# **Housing Phoenix Plan City-Owned Land Reservation**

This report identifies an updated list of City-owned land in accordance with the third initiative of the City's Housing Phoenix Plan, to redevelop City-owned land with mixed-income housing, and requests City Council approval to set aside the identified parcels for the development of affordable or mixed-income housing. 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 a 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 housing development. An initial set aside parcel list and phasing plan were approved by the Phoenix City Council on Dec. 2, 2020.

In evaluating the prioritization of parcels for an initial release of Requests for Proposal (RFP), the Housing Department identified a series of additional City-owned parcels suitable for residential development and several parcels appropriate for alternative uses, consistent with other City priorities. The proposed changes are outlined in **Attachment A**. In order to provide flexibility to align future RFP timing with ongoing city efforts, the Housing Department is proposing to remove the phasing plan associated with the original land reservation. City Council approval will be obtained prior to contract award.

Staff will continue to explore other City-owned land that would be ideal for affordable and/or mixed-income housing development and the co-location of uses.

# **Financial Impact**

This item will not require the expenditure of funds and will not have a financial impact to the General Fund.

#### **Concurrence/Previous Council Action**

The Housing Phoenix Plan City-Owned Land Reservation list was originally approved by City Council at the Dec. 2, 2020 Formal meeting.

# Location

Council Districts: 3, 4, 5, 7 and 8

# **Responsible Department**

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

# Attachment A



# CITY OWNED PARCELS HOUSING PHOENIX PLAN

Number	Council District	Department	Address	APN
1	3	NSD	429 E PUGET AVE	160-49-001
2	3	NSD	425 E PUGET AVE	160-49-002A
3	3	NSD	419 E PUGET AVE	160-49-003
4	3	NSD	415 E PUGET AVE	160-49-004
5	3	NSD	415 E PUGET AVE	160-49-005
6	3	NSD	415 E PUGET AVE	160-49-006B
7	3	NSD	501 E PUGET AVE	160-49-112C
8	3	NSD	314 E TOWNLEY AVE	160-49-123A
9	3	NSD	8911 N 3RD ST	160-49-125
10	3	NSD	8912 N 4TH ST	160-49-128A
11	3	NSD	8901 N 3RD ST	160-49-130
12	3	NSD	8907 N 3RD ST	160-49-131
13	3	NSD	320 E TOWNLEY AVE	160-49-134
14	3	NSD	8825 N 1ST ST	160-50-127
15	3	NSD	8844 N 2ND WAY	160-50-145
16	3	NSD	8817 N 2ND ST	160-50-149
17	4	NSD	3208 W PALM LN	108-17-064
18	4	NSD	3135 W HOLLY ST	108-17-164
19	4	NSD	3430 W PALM LN	108-18-138
20	4	NSD	3501 W ALMERIA RD	108-24-068
21	4	NSD	3507 W ALMERIA RD	108-24-069
22	4	NSD	3512 W MCDOWELL RD	108-24-086A
23	4	NSD	3506 W MCDOWELL RD	108-24-087A
24	4	NSD	3502 W MCDOWELL RD	108-24-088A
<del>25</del>	4	NSD	3140 W MCDOWELL RD	<del>108-26-113</del>
<del>26</del>	4	NSD	3138 W MCDOWELL RD	108-26-114
<del>27</del>	4	NSD	3136 W MCDOWELL RD	<del>108-26-115</del>
25	4	NSD	1411 N 32ND AVE	109-09-047
26	4	NSD	1415 N 32ND AVE	109-09-048
27	4	NSD	1417 N 32ND AVE	109-09-049
28	4	NSD	1423 N 32ND AVE	109-09-050
29	4	NSD	1322 N 32ND AVE	109-09-051
30	4	NSD	1318 N 32ND AVE	109-09-052
31	4	NSD	1314 N 32ND AVE	109-09-053
32	4	NSD	1310 N 32ND AVE	109-09-054
33	4	NSD	1306 N 32ND AVE	109-09-055
34	4	NSD	1302 N 32ND AVE	109-09-056
35	4	NSD	1303 N 33RD AVE	109-09-057
36	4	NSD	1307 N 33RD AVE	109-09-058
37	4	NSD	1311 N 33RD AVE	109-09-059
38	4	NSD	1315 N 33RD AVE	109-09-060

39	4	NSD	1319 N 33RD AVE	109-09-061
40	4	NSD	3224 W LYNWOOD ST	109-09-062
41	4	NSD	3220 W LYNWOOD ST	109-09-063
42	4	NSD	3216 W LYNWOOD ST	109-09-064
43	4	NSD	3212 W LYNWOOD ST	109-09-065
44	4	NSD	3208 W LYNWOOD ST	109-09-066
45	4	NSD	3208 W LYNWOOD ST	109-09-067
46	4	NSD	3205 W LYNWOOD ST	109-09-068
47	4	NSD	3209 W LYNWOOD ST	109-09-069
48	4	NSD	3213 W LYNWOOD ST	109-09-070
49	4	NSD	3217 W LYNWOOD ST	109-09-071
50	4	NSD	3221 W LYNWOOD ST	109-09-072
51	4	NSD	3225 W LYNWOOD ST	109-09-073
52	4	NSD	3348 W LYNWOOD ST	109-10-018
53	4	NSD	3306 W WILLETTA ST	109-10-051
54	4	NSD	3437 W WILLETTA ST	109-11-045
55	4	CED/HOUSING	25 E WELDON AVE	118-33-029
56	4	CED/HOUSING	29 E WELDON AVE	118-33-030
57	4	CED/HOUSING	55 E WELDON AVE	118-33-031
58	4	CED/HOUSING	33 E WELDON AVE	118-33-032
59	4	CED/HOUSING	37 E WELDON AVE	118-33-033
60	4	CED/HOUSING	45 E WELDON AVE	118-33-034
61	4	CED/HOUSING	49 E WELDON AVE	118-33-035
62	4	CED/HOUSING	51 E WELDON AVE	118-33-036
63	4	CED/HOUSING	55 E WELDON AVE	118-33-037
64	4	CED/HOUSING	64 E COLUMBUS AVE	118-33-057
65	4	CED/HOUSING	64 E COLUMBUS AVE	118-33-058
66	4	CED/HOUSING	52 E COLUMBUS AVE	118-33-059
67	4	CED/HOUSING	54 E COLUMBUS AVE	118-33-060
68	4	CED/HOUSING	52 E COLUMBUS AVE	118-33-061
69	4	CED/HOUSING	50 E COLUMBUS AVE	118-33-062
70	4	CED/HOUSING	46 E COLUMBUS AVE	118-33-063
71	4	CED/HOUSING	42 E COLUMBUS AVE	118-33-064
72	4	CED/HOUSING	32 E COLUMBUS AVE	118-33-065
73	4	CED/HOUSING	32 E COLUMBUS AVE	
74	4	CED/HOUSING	28 E COLUMBUS AVE	118-33-066
75	4	CED/HOUSING	26 E COLUMBUS AVE	118-33-067 118-33-068
76	5	PARKS	7015 N 26TH DR	157-32-066
77	5 5	PARKS	2622 W GLENDALE AVE	157-32-068 158-05-033G
78		TRANSIT/CED TRANSIT/CED	1961 W DUNLAP AVE	
79	5			158-05-088
80	5 <b>5</b>	TRANSIT/CED	1939 W DUNLAP AVE	158-05-089
81	5	HSD	7600 N 27TH AVE	151-12-135
82	7	HOUSING	314 N 5TH AVE	111-41-082
83	7	HOUSING	318 N 5TH AVE	111-41-084
84	7	HOUSING	320 N 5TH AVE	111-41-085
85	7	HOUSING	320 N 5TH AVE	111-41-087
86	7	HOUSING	320 N 5TH AVE	111-41-089
87	7	HOUSING	340 N 5TH AVE	111-41-091
88 89	7	HOUSING	345 N 5TH AVE	111-41-093
	/	HOUSING	337 N 5TH AVE	111-41-094A

91	7	HOUSING	341 N 5TH AVE	111-41-096A
92	7	HOUSING	345 N 5TH AVE	111-41-096B
93	7	NSD	1305 W POLK ST	111-28-013
94	7	NSD	1410 W POLK ST	111-28-069
95	7	NSD	237 W BROADWAY	113-29-007C
96	7	NSD	241 W BROADWAY	113-29-008A
97	7	NSD	W/O 2ND AVE & S/O BROADWAY RD	113-29-009B
98	7	NSD	W/O 2ND AVE & S/O BROADWAY RD	113-29-019B
99	7	NSD	W/O 2ND AVE & S/O BROADWAY RD	113-29-023B
100	7	NSD	4516 S CENTRAL AVE	113-30-027
101	7	NSD	4520 S CENTRAL AVE	113-30-028
102	7	NSD	10 W MARGUERITE AVE	113-30-029
103	7	NSD	30 W CORONA AVE	113-30-066A
104	7	NSD	4401 S CENTRAL AVE	113-33-001A
105	7	NSD	4409 S CENTRAL AVE	113-33-002
106	7	NSD	4409 S CENTRAL AVE	113-33-006A
107	7	NSD	22 E CORONA AVE	113-33-007B
108	7	NSD	17 E BROADWAY	113-33-007D
109	7	NSD	27 E BROADWAY RD	113-33-007E
110	7	NSD	37 E BROADWAY	113-33-008B
111	7	NSD	32 E CORONA AVE	113-33-009
112	7	NSD	47 E BROADWAY	113-33-010B
113	8	NSD	917 S 2ND AVE	112-24-067
114	8	NSD	1526 E WIER AVE	113-55-061A
115	8	NSD	1530 E WIER AVE	113-55-065A
116	8	NSD	4640 S 16TH ST	113-55-066
117	8	NSD	4630 S 16TH ST	113-55-069
118	8	HOUSING	830 E JEFFERSON ST	116-35-023A
119	8	HOUSING	826 E JEFFERSON ST	116-35-024A
120	8	HOUSING	818 E JEFFERSON ST	116-35-025A
121	8	HOUSING	814 E JEFFERSON ST	116-35-026A
122	8	HOUSING	810 E JEFFERSON ST	116-35-027A
123	8	HOUSING	914 E JEFFERSON ST	116-41-002A
124	8	HOUSING	910 E JEFFERSON ST	116-41-003A
125	8	HOUSING	906 E JEFFERSON ST	116-41-004A
126	8	HOUSING	902 E JEFFERSON ST	116-41-005A
127	8	HOUSING	1634 W BUCKEYE RD	112-14-053B
128	8	NSD	1526 E MONROE ST	116-46-020
129	8	NSD	2702 E PUEBLO ST	122-20-048
130	8	NSD	2733 E WOOD ST	122-20-066
131	8	NSD	2432 E BROADWAY RD	122-21-007
132	8	NSD	2435 E PUEBLO AVE	122-21-033
133	8	NSD	2302 E BROADWAY	122-35-049B
134	8	NSD	2336 E BROADWAY	122-35-049D
135	8	NSD	2312 E BROADWAY	122-35-049E
136	8	NSD	2324 E BROADWAY	122-35-049F
137	8	NSD	2342 E BROADWAY	122-35-051
138	8	NSD	2331 E BROADWAY	122-43-002
139	8	NSD	4624 S 24TH ST	122-43-003K
140	8	NSD	2557 E MOBILE LN	122-55-125
141	8	NSD	2751 E MOBILE LN	122-55-152
142	8	NSD	2457 E BROADWAY	122-56-127

143	8		2749 E BROADWAY	122-57-016A
144	8	NSD	2751 E BROADWAY	122-57-016B



### Report

**Agenda Date:** 8/31/2022, **Item No.** 85

# Request to Convert 13 Temporary Full-Time Positions to Regular Full-Time Positions in Support of the Housing Department's Housing Supportive Services (Ordinance S-48940)

Request to authorize the City Manager, or his designee, to convert 13 temporary full-time positions to regular full-time positions in the Housing Department. Further request to authorize the City Controller to disburse all funds related to this item.

# Summary

Permanent Housing Supportive Services combines affordable housing assistance with support services to address the needs of extremely low-income and low-income residents, increasing self-sufficiency, and enhancing quality of life. Services provided include homelessness prevention and counseling, senior tenant outreach, employment services, bridging education gaps, home ownership coaching, and youth services.

The Phoenix City Council adopted the Fiscal Year (FY) 2022-23 operating budget on June 15, 2022, which included General Funds for affordable housing initiatives to pay for staff to provide critical supportive services to residents. General Funds will support regular on-site caseworkers, a community worker and a support staff position once grant funds are exhausted. Regular full-time positions are needed to maintain and increase the continued delivery of consistent supportive services for the community. The job classifications for the 13 regular full-time positions, if approved, will be one caseworker II (07090), one caseworker I (07100), six caseworker II (07110), two caseworker II mental health specialist (07112), one caseworker III workforce development specialist (07091), one community worker II (07320), and one secretary II (00320).

# **Financial Impact**

The costs to convert positions for FY 2022-23 is estimated to be \$56,815. Funding is available in the Housing Department's budget.

# **Responsible Department**

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



# Report

**Agenda Date:** 8/31/2022, **Item No.** 86

# Request to Add Federal Community Development Block Grant Funding for Pine Towers Affordable Housing Rehabilitation (Ordinance S-48955)

Request to authorize the City Manager, or his designee, to add up to \$3 million in federal Community Development Block Grant (CDBG) funding, and take all necessary actions and execute all documents with Pine Towers Housing Corporation, for the rehabilitation of the Pine Towers affordable housing community, which is converting through the U.S. Department of Housing and Urban Development's (HUD) Rental Assistance Demonstration (RAD) Program from Public Housing to Section 8 rental assistance. Further request to authorize the City Controller to disburse all funds related to this item. There is no impact to the General Fund.

# Summary

On Jan. 9, 2019, the City Council approved the implementation and rehabilitation of Pine Towers, a senior Public Housing community, through the HUD RAD Program. Pine Towers, which sits on approximately 2.7 acres, is located at 2936 N. 36th St., and consists of 156 units with studios and one-bedrooms. The RAD Program helps revitalize aging Public Housing properties and address the backlog of deferred maintenance and capital improvements, as well as provide future financial sustainability and continued affordability. Converting Pine Towers to RAD and providing renovations to the property also benefits residents as outdated units will be upgraded to include modern appliances and unit amenities.

In March 2020, HUD awarded a RAD program commitment for Pine Towers, allowing the Housing Department to convert the property's 156 Public Housing units from a Public Housing operating subsidy to a long-term, renewable, project-based Section 8 contract. As part of the RAD conversion process, the Housing Department has created a non-profit entity, Pine Towers Housing Corporation, that will be the ownership entity for the project.

To date, 92 units of the 156 Pine Towers units have been renovated. The final phase consists of renovating the remaining 64 outdated units, replacing major systems and upgrading exterior paint and asphalt. All 156 units will remain affordable under a Section 8 rental assistance contract. The total development budget for the final phase is estimated at approximately \$7 million. The Housing Department is utilizing

\$4,057,495 from its federal Capital Fund Program allocation. To address the funding gap to complete this phase, CDBG funds are being requested to assist with hard construction costs due to increasing prices as well as upgrades for safety and code compliance purposes. Construction is anticipated to commence in December 2022 and be completed in June 2024.

# **Financial Impact**

Funding is available in the Neighborhood Services Department's HUD CDBG program. There is no impact to the General Fund.

#### **Concurrence/Previous Council Action**

Original project implementation authority was granted on Jan. 9, 2019, by City Council through Ordinance S-45290.

#### Location

2936 N. 36th St. Council District: 8

# **Responsible Department**

This item is submitted by Deputy City Managers Gina Montes and Alan Stephenson and the Housing and Neighborhood Services departments.



# Report

**Agenda Date:** 8/31/2022, **Item No.** 87

# Authorization to Extend Contract with UMOM New Day Centers, Inc. for Rapid Rehousing for Single Women (Ordinance S-48912)

Request to authorize the City Manager, or his designee, to extend Contract 152139 with the UMOM New Day Centers, Inc. (UMOM) for rapid rehousing for single women to Sept. 30, 2023. The total value of the contract will remain unchanged and will not exceed \$1.8 million over the life of the contract. Further request to authorize the City Controller to disburse all funds related to this item.

# Summary

In response to the COVID-19 pandemic, the Human Services Department contracted with UMOM to provide rapid rehousing services for at-risk single women. UMOM provides rapid rehousing services to 200 single women. Rapid rehousing services include move-in deposits, utility deposits, long-term rental/utility assistance, and case management services.

The U.S. Department of Housing and Urban Development (HUD) has extended the expenditure deadline for Emergency Solutions Grant CARES Act (ESG-CV) funds. As such, staff are requesting to extend the contract to align the expiration dates with that of HUD.

#### **Contract Term**

The extension period will begin on or about Sept. 1, 2022, and run through Sept. 30, 2023. The initial term of the contract was May 6, 2020, to Aug. 31, 2022.

# **Financial Impact**

The total contract value will remain unchanged and will not exceed \$1.8 million. Funding is available from HUD ESG-CV funds. There is no impact to the General Fund.

#### Concurrence/Previous Council Action

On May 6, 2020, the City Council approved Contract 152139 with Ordinance S-46604.

# **Responsible Department**

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



# Report

**Agenda Date:** 8/31/2022, **Item No.** 88

# Authorization to Extend Contract with Central Arizona Shelter Services, Inc. for Rapid Rehousing for Single Men (Ordinance S-48913)

Request to authorize the City Manager, or his designee, to amend and extend Contract 152126 with the Central Arizona Shelter Services, Inc. (CASS) for rapid rehousing for single men to Sept. 30, 2023. The total value of the contract will remain unchanged and will not exceed \$1.8 million over the life of the contract. Further request to authorize the City Controller to disburse all funds related to this item.

# Summary

In response to the COVID-19 pandemic, the Human Services Department contracted with CASS to provide rapid rehousing services for at-risk single men. CASS provides rapid rehousing services to 200 single men. Rapid rehousing services include move-in deposits, utility deposits, long-term rental/utility assistance, and case management services.

The U.S. Department of Housing and Urban Development (HUD) has extended the expenditure deadline for Emergency Solutions Grant CARES Act (ESG-CV) funds. As such, staff are requesting to extend the contract to align the expiration dates with that of HUD.

#### **Contract Term**

The extension period will begin on or about Sept. 1, 2022, and run through Sept. 30, 2023. The initial term of the contract was May 6, 2020, to Aug. 31, 2022.

# **Financial Impact**

The total contract value will remain unchanged and will not exceed \$1.8 million. Funding is available from HUD ESG-CV funds. There is no impact to the General Fund.

#### Concurrence/Previous Council Action

On May 6, 2020, City Council approved Contract 152126 with Ordinance S-46601.

# **Responsible Department**

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



### Report

Agenda Date: 8/31/2022, Item No. 89

# Victim Services and Prosecutor's Office Client Transportation Services (Ordinance S-48952)

Request to authorize the City Manager, or his designee, to enter into an agreement with Canyon Taxi, LLC to provide ambulatory and non-ambulatory taxicab services to clients of the Human Services Department's Victim Services Division (VSD) and the Law Department's Victims Services Unit (VSU) within the Prosecutor's Office in an amount not to exceed \$15,366 for a five-year period. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contract.

# Summary

The Human Services Department VSD utilizes taxicab services to provide transportation to victims of violent crime. Oftentimes, recipients of victim services have no means of transportation and do not reside within proximity to providers of healing services. To remove this barrier to receiving supportive services, staff engages taxi services to transport victims to providers and then return them home.

The Law Department VSU utilizes taxicab services to provide victims of violent crime transportation to court proceedings or to various social services agencies. This transportation is critical as a victim may be providing testimony in a case, exercising their rights to participate in the criminal justice process, or traveling to an agency that can provide additional supportive services to assist the victim with the legal process.

#### **Procurement Information**

Request for Quotes, RFQ-22-VSD-57, was conducted in accordance with City of Phoenix Administrative Regulation 3.10. The Human Services Department received two offers on May 6, 2022. All offers were determined to be responsive and responsible to the solicitation requirements.

The Procurement Officer evaluated all quotes based on price, responsiveness to all specifications, terms and conditions, and responsibility to provide the required service. Canyon Taxi, LLC met all solicitation criteria and is recommended for contract award.

Canyon Taxi, LLC: \$3,073 per year

American Pony Express: \$3,216 per year

#### **Contract Term**

This contract will have a five-year term commencing on or about Aug. 1, 2022, running through July 31, 2027, with no options to extend.

# **Financial Impact**

Expenditures are not to exceed \$15,366 over the life of the contract. Funding is available in the Human Services Department's Victim of Crime Act grant operating budget and the Law Department's budget.

# **Responsible Department**

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



# Report

Agenda Date: 8/31/2022, Item No. 90

# South Mountain Community Library Maintenance, Capital Improvements, and Operating Expenses (Ordinance S-48941)

Request authorization for the City Manager, or designee, to allow additional expenditures under Contract 126876 with Maricopa County Community College District. Further request authorization for the City Controller to disburse all funds related to this item. The contract value will not exceed \$500,000 through Dec. 31, 2025.

# Summary

In 2009, the City entered Contract 126876 with the Maricopa County Community College District concerning operation of a shared community library located on the South Mountain Community College Campus. This contract has a term of 40 years, with a mutual option to extend indefinitely for five-year periods, and requires the City contribute funding towards maintenance, capital improvements, and operating expenses for the community library. If approved, this item would authorize the payment of these contractual obligations through Dec. 31, 2025.

#### **Contract Term**

Contract 126876 runs through 2049 with mutual option to extend indefinitely for fiveyear periods.

# **Financial Impact**

Funds are available in the Library Department's budget.

#### Concurrence/Previous Council Action

On Aug. 26, 2009, City Council authorized Contract 126876 and ratified a related construction agreement via Ordinance S-36500.

#### Location

South Mountain Community Library, 7050 S. 24th St.

Council District: 8

# **Responsible Department**

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



# Report

Agenda Date: 8/31/2022, Item No. 91

# Authorization to Enter into Parking License with Precision Medicine Facilities, LLC at 445 N. 5th St. (Ordinance S-48950)

Request to authorize the City Manager, or his designee, to enter into a short-term license with Precision Medicine Facilities, LLC (Precision), for parking at 445 N. 5th St. Further request to authorize the City Treasurer to accept all funds related to this item. There is no impact to the General Fund as a result of this action.

# **Summary**

The parking lot immediately south of the building located at 445 N. 5th St., also known as the TGEN building, has served as a temporary visitor parking lot for the building's activities since the building's construction in 2004. The City retains all rights to develop the parking lot in accordance with future Phoenix Biosciences Core development plans.

The short-term license for 23 parking spaces will be for a one-year period and will automatically extend each year, not to exceed Sept. 30, 2027. Precision shall pay \$12,114.41 per year with a 3 percent escalation rate with each automatic extension.

#### **Contract Term**

The term is for one year, with four one-year extensions, not to exceed Sept. 30, 2027.

# **Financial Impact**

Annual license payments will be deposited into the Genomics Facilities and Operations Fund. There is no impact to the General Fund as a result of this action.

### Location

445 N. 5th St. Council District: 8

# **Responsible Department**

This item is submitted by Deputy City Manager Ginger Spencer and the Community and Economic Development Department.



# Report

Agenda Date: 8/31/2022, Item No. 92

# Phoenix Promise Program with The Maricopa County Community College District Foundation (Ordinance S-48953)

Request to authorize the City Manager, or his designee, to contract with The Maricopa County Community College District Foundation (Foundation) to implement the Phoenix Promise Program, a tuition assistance program for eligible Phoenix residents attending Maricopa County Community College District schools. Further requests authorization for the City Controller to disburse all funds related to this item. Funding for this program will not exceed \$5 million. There is no impact to the General Fund; funding is available through the City's allocation of the American Rescue Plan Act (ARPA) funding received from the federal government and is under the City's Tuition Assistance category.

# Summary

On June 7, 2022 City Council approved a budget of \$5 million from the City's second allocation of ARPA funds to launch a tuition assistance program for two- and four-year degrees. The Foundation will administer the Phoenix Promise Program to offer scholarships to eligible residents for two-year and four-year degree programs at Maricopa Community Colleges. Eligible individuals include those qualified for Federal Pell Grants or another acceptable income verified program. The Foundation will use a subcontractor to implement digital and in-person outreach campaigns to enroll students from underrepresented communities into the Phoenix Promise Program. The Foundation's administrative costs for this program is 5.6 percent of the funding, or \$280,000.

The goal of the program is to support approximately 400 Phoenix residents who qualify for Arizona resident tuition and are enrolled, or plan to enroll, in a Maricopa Community College for a two- or four-year degree. The program will also provide student support stipends and wraparound academic support to boost enrollment and degree completion. This funding is anticipated to provide scholarships and stipends to eligible students starting in the Fall 2022 semester and concluding with the Spring 2025 semester. The long-term sustainability plan for the Phoenix Promise Program (post-ARPA funding) is to be collaborative and will be determined by partners. The partners include the City, the Foundation, education institutions, the business community, nonprofits, local governments, and philanthropic organizations.

#### **Procurement Information**

This contract, which will award grant funds through the City, is excluded from the Procurement Code per Administrative Regulation 3.10 Section I (2) (B) (3).

#### **Contract Term**

If approved, the contract term will expire Sept. 30, 2025.

#### **Financial Impact**

No impact to the General Fund. The \$5 million for this program is available through ARPA funds.

#### **Concurrence/Previous Council Action**

City Council approved the use of \$5 million in ARPA funds for a tuition assistance program at its June 7, 2022 City Council Policy meeting.

### **Responsible Department**

This item is submitted by Deputy City Manager Ginger Spencer and the Community and Economic Development Department.



#### Report

**Agenda Date:** 8/31/2022, Item No. 93

# Amend Business Terms with Arizona Fresh Holdings, LLC for Redevelopment of the Del Rio Former Landfill at 1150 E. Elwood St. (Ordinance S-48956)

Request to authorize the City Manager, or his designee, to amend the business terms previously approved by Ordinances S-46989, S-47957 and S-48799 for entering into a development agreement, ground lease, easements and other agreements as necessary (collectively, the Agreements) with Arizona Fresh Holdings, LLC, or its Cityapproved designee (Developer), for the lease and redevelopment of the approximate 140 acre City-owned Del Rio former landfill site located at 1150 E. Elwood St. (Site).

# **Summary**

The Site is a former municipal solid waste landfill operated between 1971 and 1981. In the center of the Site, running north-south are approximately 20 acres that formerly comprised the municipal Rio Salado Industrial Recreation Park that closed in 2008. The Site has been inactive since this time and is currently vacant and partially used for dirt and asphalt milling storage. The Site is also being monitored to ensure protection of adjacent properties and the environment from the landfill including controlling landfill gas and monitoring for protection of surface and groundwater.

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; 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. The City has also finalized further environmental research in Phase 1 and Phase 2 Environmental Site Assessment reports, results of which where favorable for the viability of the proposed project. Additionally, the Parks Board approved the conceptual design of the proposed 20-acre park in May 2022. This was followed by a series of community meetings held in both English and Spanish updating the community on the status of the project.

Upon approval of these proposed additional business terms, staff will incorporate the changes in the Agreements with the Developer:

- Allow the Developer to request an additional 25 year extension at any time during the term of the ground lease at a yet-to-be determined rental rate.
- Increase the reimbursement cap for public infrastructure improvements from \$10 million to \$20 million and increase the reimbursement period from 25 years to the life of the Agreements.
- Add the Primary Property Tax that the City collects on the improvements to the reimbursement bank for public infrastructure.
- Set the annual payment-in-lieu-of-taxes (PILOT) paid by Developer to the City in the amount at \$125,000 to begin in year 6 of the Lease term and continue for the duration of the Agreements.

All other previously approved business terms not listed above would remain unchanged.

#### **Contract Term**

The ground lease term of 100 years remains unchanged. The term of the development agreement will where necessary match the ground lease.

# **Financial Impact**

No other sources of funds would be used if the above resources are not adequate to meet the projected construction expense.

#### **Concurrence/Previous Council Action**

City Council originally approved the Project through Ordinance S-46989 on Oct. 7, 2020 and amended through Ordinance S-47957 on Sept. 15, 2021 and Ordinance S-48799 on June 15, 2022.

#### **Public Outreach**

Public outreach related to the 20-acre park took place in Sept. and Oct. 2021, and May and June 2022. Community updates regarding the project took place in June 2022 in both English and Spanish.

#### Location

1150 E. Elwood St. Council District: 8

# **Responsible Department**

This item is submitted by Deputy City Manager Ginger Spencer and the Community and Economic Development Department.



#### Report

Agenda Date: 8/31/2022, Item No. 94

Adoption of Resolution Approving the Issuance of Multifamily Housing Revenue Bonds (Residences at Falcon Park Project), for Purposes of Arizona Revised Statutes, Section 35-721(B) (Resolution 22060)

Requests City Council adoption of Resolution 22060 approving the issuance of Multifamily Housing Revenue Bonds (Residences at Falcon Park Project), Series 2022, to be issued in one or more tax-exempt and/or taxable series in an aggregate principal amount not to exceed \$30,000,000, solely for the purposes of complying with Arizona Revised Statutes (A.R.S.), section 35-721(B).

## Summary

Background: On July 1, 2022, the City Council adopted Resolution 22047 granting approval of the proceedings under which the Industrial Development Authority of the City of Phoenix, Arizona (the "Phoenix IDA") had resolved to issue up to \$25,000,000 of Multifamily Housing Revenue Bonds (the "Revenue Bonds") as required by A.R.S. 35-721(B). The proceeds from the sale of the Revenue Bonds are to be used by Falcon Park, LLC (the "Borrower"), an Arizona limited liability company to

- a) finance and/or refinance, as applicable, all or a portion of the acquisition, construction, improvement, equipping, and/or operation of a multifamily residential rental housing facility in Phoenix, Arizona, and
- b) pay certain costs related to the issuance of the Revenue Bonds.

Resolution 22047 approved the proceedings of the Phoenix IDA under which the Revenue Bonds were to be issued. On Aug. 18, 2022, the Phoenix IDA adopted a resolution amending such proceedings to reflect, among other things, an increase to the not to exceed aggregate principal amount of the Bonds, from the aggregate principal amount of \$25,000,000 to an aggregate principal amount of not to exceed \$30,000,000.

Current Request: Because Resolution 22047 did not reflect the Phoenix IDA's subsequent proceedings, a new approval of the plan of financing and issuance of the Revenue Bonds is requested by adoption of Resolution 22060.

# **Concurrence/Previous Council Action**

The Phoenix IDA Board has previously resolved to issue the Revenue Bonds at its meetings held on June 16, 2022 and Aug. 18, 2022.

#### Location

The Project is located at or near 1220 N. 34th Ave. in Phoenix, Arizona. Council District: 4

With the exception of certain housing bonds, the Phoenix IDA can finance projects located anywhere in Arizona. In addition, the Phoenix IDA may issue bonds to finance projects outside of Arizona, if the out-of-state project provides a benefit within the State.

### **Responsible Department**

This item is submitted by Deputy City Manager Ginger Spencer.



#### Report

Agenda Date: 8/31/2022, Item No. 95

# Firefighting Hoses and Accessories - National Purchasing Partners Cooperative Contract 00000170 - Amendment (Ordinance S-48938)

Request to authorize the City Manager, or his designee to allow additional expenditures under contract 149373 with L.N. Curtis and Sons for the purchase of firefighting hoses and accessories 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 \$1,500,000.

#### Summary

This contract will provide both heavy duty and lightweight premium quality material for firefighting hoses and accessories for maximum performance and heat resistance to extinguish fires citywide. The supply of fire hoses will ensure the Fire Department has adequate stock for use in their fleet. This equipment is a critical part of the Fire Department's efforts to provide life safety services to the public. Additional funding is needed due to an increase in cost of materials and the postponement of hose testing in 2021, which is anticipated to result in a higher volume of failures requiring hose replacement in 2022. The department has also experienced an increase in large fires and new fleet additions resulting in a need for new hoses and accessories.

#### **Contract Term**

The contract term remains unchanged, ending on Dec. 31, 2023.

# **Financial Impact**

Upon approval of \$1,500,000 in additional funds, the revised aggregate value of the contract will not exceed \$2,510,000. Funds are available in the Fire Department's budget.

#### **Concurrence/Previous Council Action**

The City Council previously reviewed this request:

- Firefighting Hoses and Accessories, Ordinance S-45283 on Jan. 9, 2019;
- Firefighting Hoses and Accessories, Ordinance S-47223 on Jan. 6, 2021

# **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 96

# Leather Bunker Boots - National Purchasing Partners Cooperative Contract - PS16004 - Amendment (Ordinance S-48939)

Request to authorize the City Manager, or his designee to allow additional expenditures under contract 149255 with United Fire Equipment Co. for the purchase of leather bunker boots for the Fire Department. Further requests to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$2,500,000.

## Summary

This contract will provide leather bunker boots, which protect firefighters from toxic and dangerous chemicals while responding to calls for service and comply with requirements of A.R. 2.313, Personal Protective Equipment (PPE). The Fire Department supplies leather bunker boots to firefighters as part of their PPE to be worn on calls and in training. This equipment is a critical part of the Fire Department's efforts to provide life safety services to the public. The additional funds will provide footwear to new and future hires, as well as allow for adjustments in price to align with the market.

#### **Contract Term**

The contract term remains unchanged, ending on Dec. 31, 2023.

# **Financial Impact**

Upon approval of \$2,500,000 in additional funds, the revised aggregate value of the contract will not exceed \$4,000,000. Funds are available in the Fire Department's budget.

#### Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Leather Bunker Boots, Ordinance S-45296 on Jan. 9, 2019;
- Leather Bunker Boots, Ordinance S-47222 on Jan. 6, 2021

# **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 97

# Enter into 2022 Readiness Cooperative Agreement with FEMA (Ordinance S-48942)

Request to authorize the City Manager, or his designee, to apply for, accept, and, if awarded, disburse Federal Emergency Management Agency (FEMA) funds totaling \$1,209,650 for the Urban Search and Rescue (US&R) 2022 Readiness Cooperative Agreement. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

#### **Summary**

The Department of Homeland Security and FEMA provide support and funding for the maintenance and readiness of the national US&R Response System. The purpose of this readiness cooperative agreement is to support the continued development and maintenance of a national US&R capability. This cooperative agreement provides direction to the Phoenix Fire Department for the use of funding to provide administrative and program management, training, support, equipment cache procurement, maintenance, and storage.

The Phoenix Fire Department is the sponsoring agency of Arizona Task Force One (AZ -TF1), one of 28 national Urban Search and Rescue response system task forces, that can rapidly deploy skilled personnel and state-of-the-art equipment to sites of natural disasters, terrorist attacks, and building collapses. In addition to search and rescue, task force members provide immediate medical treatment to survivors, hazardous materials monitoring and stabilization capabilities. In the past, AZ-TF1 has been deployed to Hurricanes Florence, Harvey, Irma, Rita, Katrina, Ike, Gustav, the Oklahoma City bombing, and to the 9/11 World Trade Center in New York City.

#### **Contract Term**

The term of the agreement, if approved, will be for three years. The contract will run from Sept. 1, 2022 through Aug. 31, 2025.

# Financial Impact

The Fire Department will receive an amount not to exceed \$1,209,650 from FEMA for the US&R 2022 Readiness Cooperative Agreement.

**Agenda Date:** 8/31/2022, **Item No.** 97 **Responsible Department** This item is submitted by Assistant City Manager Lori Bays and the Fire Department.



#### Report

**Agenda Date:** 8/31/2022, Item No. 98

# Amend Contract with Maricopa Association of Governments for 9-1-1 System Planning (Ordinance S-48945)

Request authorization for the City Manager, or his designee, to execute an amendment to City Contract 154162 to accept additional funds in the amount of \$135,000 from the Maricopa Association of Governments (MAG) to continue to provide emergency 9-1-1 system management and planning. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

#### Summary

City Contract 154162 was approved by the City Council on March 3, 2021 to provide emergency 9-1-1 system management and planning. MAG will provide an additional \$135,000 for the renewal period of July 1, 2022 through June 30, 2023.

The System Administrator Agency for the Regional 9-1-1 Program Maricopa Region is the City of Phoenix (Fire Department). The City of Phoenix is the contracting agent of ongoing operations of the 9-1-1 call routing system. This authority is given through signed resolutions by MAG member agencies. These agreements act as the governing documents for the oversight of the 9-1-1 system design, implementation, and management in the MAG Region.

MAG is the recipient of 9-1-1 Special Assessments and intends to contract with the City of Phoenix to develop network plans and implementation strategies that enhance information transport into the 9-1-1 emergency system and support the economic goals of the State, provide an easily accessible emergency service to the community, and emergency 9-1-1 planning services.

#### **Contract Term**

The amended contract term is July 1, 2020 through June 30, 2023 with two additional one-year periods, not to exceed a total extended term of five years.

# **Financial Impact**

The Fire Department will be reimbursed for emergency 9-1-1 planning efforts in an amount not to exceed \$135,000 for fiscal year 2022-23.

#### **Concurrence/Previous Council Action**

City Contract 154162 was approved by the City Council on March 3, 2021.

#### Location

The Phoenix Fire Department Regional 9-1-1 Services section provides 9-1-1 service and related technical support throughout the City of Phoenix and surrounding communities.

# **Responsible Department**



#### Report

Agenda Date: 8/31/2022, Item No. 99

# Authorization to Enter into Agreement with United States Marshals Service to Accept Reimbursement for Police Services (Ordinance S-48929)

Request retroactive authorization for the City Manager, or his designee, to authorize the Police Department to enter into an agreement with the United States Marshals Service to accept funds not to exceed \$150,000 for police services. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

#### Summary

The Police Department partners annually with the United States Marshals Service (USMS) for the USMS Violent Offender Task Force (VOTF). The primary mission of the VOTF is to investigate and apprehend local, state, and federal fugitives to improve public safety and reduce violent crime. Targeted crimes primarily include: violent crimes against persons; weapon offenses; felony drug offenses; failure to register as a sex offender; and crimes committed by subjects who have a criminal history involving violent crimes, felony drug offenses, and/or weapon offenses. The initial agreement will reimburse up to \$20,522 for Police overtime costs related to the Task Force investigations. The Police Department requests authorization to accept up to \$150,000 should additional funding become available during the funding period.

#### **Contract Term**

The funding period is Aug. 1, 2022 through Sept. 30, 2023.

# **Financial Impact**

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

# **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 100

# Authorization to Enter into Agreement with U.S. Department of Agriculture for Police Services (Ordinance S-48930)

Request to authorize the City Manager, or his designee, to allow the Police Department to enter into an agreement with the U.S. Department of Agriculture - Office of Inspector General (OIG) to reimburse the Police Department up to \$30,000 per fiscal year for police services. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

#### **Summary**

The purpose of this agreement is to receive reimbursement for police services associated with joint law enforcement operations involving Supplemental Nutrition Assistance Program (SNAP) fraud. The goal is to identify and locate individuals and businesses involved in SNAP fraud, conduct investigations, and effectuate prosecution. In turn, the OIG will reimburse for police overtime incurred in support of the investigations. The OIG will not reimburse for fringe benefits associated with the overtime, therefore, the City will incur that expense as an in-kind component.

#### **Contract Term**

From date of execution through Sept. 30, 2023.

# **Financial Impact**

The U.S. Department of Agriculture - Office of Inspector General will reimburse the Police Department up to \$30,000 per fiscal year. The cost to the City is fringe-related benefits and in-kind resources.

# **Responsible Department**



#### Report

Agenda Date: 8/31/2022, Item No. 101

# Authorization to Amend Ordinance for FY 2019 Strategies for Policing Innovation Grant (Ordinance S-48934)

Request to authorize the City Manager, or his designee, to allow the Police Department to extend the agreement with the Bureau of Justice Assistance for the FY 2019 Strategies for Policing Innovation Grant. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

#### Summary

In August 2019, the City Council approved the agreement for the FY 2019 Strategies for Policing Initiative, in the amount of \$646,706 from the Bureau of Justice Assistance (BJA) grant funds. The Phoenix Police Department (PPD) has continually experienced an increase in the number of reported weapons-related incidents over the past few years. In 2016, the PPD applied for and was awarded the National Crime Gun Intelligence (NCGI) Grant. This grant allowed funding to be utilized for the collection, management, and analysis of crime gun data to reduce gun-related crimes.

The funds are used to supplement the efforts of reducing gun-related crimes by providing resources and opportunities to enable the PPD to identify and define the most pressing crime problems and institute lasting operational and organizational changes, that foster reliance on the effective use of evidence-based practices, data, and technology. Specifically, funding will be used for travel expenses, equipment, supplies, and a sub-award to the Arizona State University for the research and evaluation of the grant. The focus is to provide resources to support projects that present valuable opportunities to implement and test innovative approaches to operational challenges and violent crime reduction.

#### **Contract Term**

The term of the grant agreement from October 2019 through Sept. 30, 2022, will be extended through Sept, 30, 2023.

# **Financial Impact**

No matching funds are required and no additional funds are awarded.

Agenda Date: 8/31/2022, Item No. 101 **Responsible Department** This item is submitted by Assistant City Manager Lori Bays and the Police Department.



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 102

# Authorization to Amend Agreement with Arizona State University in Support of Research for Strategies for Policing Innovation Grant (Ordinance S-48936)

Request to authorize the City Manager, or his designee, to allow the Police Department to amend Ordinance S-46770 and extend the agreement with the Arizona Board of Regents on behalf of Arizona State University (ASU), that acts as a research partner in support of the Bureau of Justice Assistance (BJA), Strategies for Policing Innovation grant, in the amended amount, not to exceed \$188,565 and extend to Sept. 30, 2023. Further request authorization for the City Controller to disburse all funds related to this item.

#### Summary

The Police Department was awarded \$646,706 from the BJA through the 2019 Strategies for Policing Innovation grant. The grant and disbursement of grant funds was approved by City Council on Aug. 28, 2019, under Ordinance S-45985. The grant requires the Police Department to work with a research partner to analyze data and produce project-related reports regarding the grant project. The Police Department has partnered with ASU on similar projects in the past. This agreement reimburses ASU, an amount not to exceed \$188,565, during the contract term to assist with problem assessments, strategy development, data collection and analysis, and monitoring performance. The City will be reimbursed for applicable ASU expenses through the BJA grant.

#### **Contract Term**

The new term for this agreement will be from May 1, 2020 through Sept. 30, 2023.

# Financial Impact

The Strategies for Policing Innovation grant provides up to a maximum of \$188,565 in funding to reimburse ASU as the grant research partner.

# **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 103

# Donation from the United States Department of Energy of a Box Trailer and Training Aids (Ordinance S-48932)

Request to authorize the City Manager, or his designee, to accept a donation of a Aquila RSAR Trailer, Model S box trailer and training aids from the United States Department of Energy, Office of Radiological Security, valued in excess of \$20,000.

### Summary

The donation of the trailer and training materials will assist in meeting the training and operational needs of the Phoenix Police and Fire departments through the transportation and use of aids used in simulation trainings. These trainings include simulating the response to an incident involving industrial or medical radiological systems in the Valley. The timeline for donating this box trailer and equipment is short, in order to receive the equipment prior to the Super Bowl, allowing time for its use in preparation for the events. This box trailer and training equipment will be maintained and housed by the Homeland Defense Bureau, Bomb Squad.

The donated equipment was initially purchased by the United States Department of Energy, Office of Radiological Security through federal funding sources.

# **Financial Impact**

Costs to the City will include standard operation and maintenance expenses. Funds are available in the Police Department's budget.

# **Responsible Department**



#### Report

Agenda Date: 8/31/2022, Item No. 104

# Donation from the Arizona Department of Health Services of Laboratory Equipment (Ordinance S-48959)

Request to authorize the City Manager, or his designee, to accept a donation for laboratory equipment previously used for COVID-19 testing, from the Arizona Department of Health Services (AZDHS), valued at approximately \$18,000.

### Summary

The donation of the laboratory equipment will consist of a Thermo Scientific/1300 Series A2 Biosafety Cabinet Class II and a CBS Scientific PCR Workstation. In order to perform COVID-19 testing, AZDHS purchased consumable supplies and equipment for the Laboratory Services Bureau (LSB) to facilitate the testing. Testing for COVID-19 at the LSB has ceased and some of the equipment was returned to AZDHS. For the remaining two pieces of equipment, AZDHS is transferring the assets to the LSB.

#### **Financial Impact**

Costs to the City will include standard operation and maintenance expenses. Funds are available in the Police Department's budget.

# **Responsible Department**



#### Report

Agenda Date: 8/31/2022, Item No. 105

# Mideo Caseworks Evidence Documentation Software and Maintenance - RFA 16-242 - Amendment (Ordinance S-48917)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 143581 with Mideo Systems, Inc. for the purchase of Mideo Caseworks Evidence Documentation Software and Maintenance for the Police Department. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$33,000.

## Summary

This contract will provide the Police Department with Mideo Caseworks Evidence Documentation Software and Maintenance to be used daily to acquire and store digital images from evidence, create and store examination documentations and bench notes related to forensic analysis, and train Forensic Scientists in the Latent Print Comparative Section.

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

#### **Contract Term**

The contract term remains unchanged, ending on Aug. 31, 2023.

# **Financial Impact**

Upon approval of \$33,000 in additional funds, the revised aggregate value of the contract will not exceed \$203,000. Funds are available in the Police Department's budget.

#### **Concurrence/Previous Council Action**

The City Council approved Ordinance S-42809 on Aug. 31, 2016.

# **Responsible Department**



#### Report

Agenda Date: 8/31/2022, Item No. 106

#### Aircraft Fuel - RFA 18-233 - Amendment (Ordinance S-48927)

Request to authorize the City Manager, or his designee to allow additional expenditures under contract 148113 with Cutter Holding Co. for the purchase of aircraft fuel for the Police Department. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$1 million.

## Summary

This contract provides aircraft fuel for the Police Department's fleet of helicopters and fixed wing aircraft at Deer Valley Airport and Sky Harbor International Airport on an ongoing basis. The Police Department's Air Support Unit has a critical role in ensuring public safety, such as providing support in pursuit situations, performing surveillance, and performing mountain rescues. Additional funds are being requested due to the unexpected and significant increase in the costs of oil and gas.

#### **Contract Term**

The contract term remains unchanged, ending on June 30, 2023.

# **Financial Impact**

Upon approval of \$1 million in additional funds, the revised aggregate value of the contract will not exceed \$3,957,310. Funds are available in the Police Department's budget.

#### **Concurrence/Previous Council Action**

The City Council previously reviewed this request:

Aircraft fuel; Contract 148113; Ordinance S-44844 on June 27, 2018

# **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, Item No. 107

# Twin Engine Rescue Helicopter Contract - Request for Award - RFP 22-093 (Ordinance S-48916)

Request to authorize the City Manager, or his designee, to enter into a contract with Agustawestland Philadelphia Corporation for the purchase of a Twin Engine Rescue Helicopter for 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 \$18 million.

## **Summary**

This request is based on the Council-approved Public Safety Aerial Fleet replacement plan. This plan was presented to the Public Safety and Justice Subcommittee on Dec. 9, 2020 and was recommended for approval. The Public Safety Aerial Fleet replacement plan was then approved by the City Council on Jan. 6, 2021.

This contract will provide the Police Department's Air Support Unit (ASU) with a new twin engine rescue helicopter, including all necessary pilot and mechanic training to operate and maintain the aircraft. The contractor will manage and oversee completion of the aircraft and its installation of specific mission configurations. The new twin engine helicopter will be used in rescue operations with increased stability, performance and modern avionics and monitoring systems. This will replace the ASU's current rescue helicopter, the 2005 Agusta A109E, that has become expensive to operate with increased maintenance and inspections, resulting in reduced aircraft availability and mission effectiveness.

#### **Procurement Information**

A Request for Proposal (RFP) was conducted in accordance with Administrative Regulation 3.10.

Three vendors submitted proposals deemed responsive and responsible. An evaluation committee of City staff evaluated the offers based on the following criteria (1,000 total points):

Performance and Safety: 275 points

Aircraft and Mission Configuration: 250 points

Experience and Qualifications: 200 points

Method of Approach: 150 points

Pricing: 125 points

After reaching consensus, the evaluation committee recommends awarding to Agustawestland Philadelphia Corporation with 781 points.

#### **Contract Term**

The five-year contract will begin on or about Sept. 1, 2022.

### **Financial Impact**

The aggregate contract value will not exceed \$18 million. Funding is available in the Police Department's budget.

#### **Responsible Department**

This item is submitted by City Manager Jeffrey Barton, Assistant City Manager Lori Bays and the Finance and Police departments.



#### Report

**Agenda Date:** 8/31/2022, **Item No.** \*108

\*\*\*REQUEST TO WITHDRAW (SEE ATTACHED MEMO)\*\*\* Phoenix Deer Valley Airport Police Hangar and Apron Replacement - Construction Manager at Risk Construction Services - AV31000090 (Ordinance S-48904)

Request to authorize the City Manager, or his designee, to enter into an agreement with J.E. Dunn Construction Company, Inc. to provide Construction Manager at Risk Construction Services for the Phoenix Deer Valley Airport Police Hangar and Apron Replacement project (Project). Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below. Additionally request to authorize the City Controller to disburse all funds related to this item. The fee for services will not exceed \$18.5 million.

## Summary

The purpose of this Project is to construct a new police hangar and associated apron at Phoenix Deer Valley Airport (DVT). The City of Phoenix Police Air Support Unit currently occupies a hangar/office building and a separate aircraft storage facility at DVT.

- J.E. Dunn Construction Company, Inc.'s initial services will include preparation of a Guaranteed Maximum Price proposal for the Construction Services provided under the agreement and participating with the City in a process to establish a Small Business Enterprise (SBE) goal for the Project. J.E. Dunn Construction Company, Inc. will be responsible for construction means and methods related to the Project and fulfilling the SBE program requirements. J.E. Dunn Construction Company, Inc. will be required to solicit bids from prequalified subcontractors and to perform the work using the City's subcontractor selection process. J.E. Dunn Construction Company, Inc. may also compete to self-perform limited amounts of work.
- J.E. Dunn Construction Company, Inc.'s services include but are not limited to: constructing the DVT police hangar and apron; scheduling and managing site operations; providing quality controls; addressing all federal, state, and local permitting requirements; maintaining a safe work site for all Project participants; and constructing the police hangar to achieve LEED Silver certification.

#### **Procurement Information**

The selection was made using a qualifications-based selection process set forth in section 34-603 of the Arizona Revised Statutes. Scoring and selection were made in conjunction with the Construction Manager at Risk (CMAR) Preconstruction Services selection process.

#### **Contract Term**

The term of the agreement is five years from 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 J.E. Dunn Construction Company, Inc. will not exceed \$18.5 million, including all subcontractor 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.

#### Concurrence/Previous Council Action

The City Council approved:

- Architectural Services Agreement 151801 (Ordinance S-46438) on March 18, 2020.
- CMAR Preconstruction Services Agreement 152002 (Ordinance S-46554) on May 6, 2020.

#### Location

702 W. Deer Valley Road Council District: 1

# **Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua, the Aviation Department, and the City Engineer.



Street Transportation Department

To:

Mario Paniagua

Deputy City Manager

From:

Eric Froberg

City Engineer

Subject:

WITHDRAWAL OF ITEM 108 ON THE AUGUST 29, 2022, FORMAL AGENDA -

PHOENIX DEER VALLEY AIRPORT POLICE HANGER AND APRON

REPLACEMENT – CONSTRUCTION MANAGER AT RISK CONSTRUCTION

SERVICES – AV31000090 (ORDINANCE S-48904)

The purpose of this memo is to request to withdraw item 108 from the August 31, 2022, Formal City Council agenda (Phoenix Deer Valley Airport Police Hangar and Apron Replacement – Construction Manager at Risk Construction Services – AV31000090).

Additional time is needed to allow the project design to progress further and to assess project needs, market conditions, and other considerations prior to moving forward with a construction services contract.

Approved

Mario Paniagua, Deputy City Manager

Date

**Date:** August 29, 2022



#### Report

**Agenda Date:** 8/31/2022, Item No. 109

# Phoenix Deer Valley Airport Taxiway C Connectors C4-C10 - Engineering Services - Arizona Department of Transportation - AV31000096 (Ordinance S-48905)

Request to authorize the City Manager, or his designee, to enter into an agreement with TRACE Consulting, LLC to provide Engineering Services that include design and possible construction administration and inspection for the Phoenix Deer Valley Airport Taxiway C Connectors C4-C10 project (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 \$976,500.

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, and 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 purpose of this Project is to reconstruct the existing taxiway connectors between Runway 7R-25L and Taxiway C to conform with current Federal Aviation Administration (FAA) guidelines and eliminate non-standard intersections at Phoenix Deer Valley Airport. The connector taxiways between Runway 7R-25L and Taxiway C are non-standard in their geometry and location and will need to be brought up to current FAA Advisory Circular standards. Analysis of the current pavement configurations, aircraft traffic flow, and taxiway utilization is necessary to determine phasing that minimizes impact to aircraft traffic, minimizes rework of follow-on phases, and matches anticipated funding provisions.

TRACE Consulting, LLC's services include, but are not limited to: survey; geotechnical; underground duct banks for new LED taxiway edge lighting; relocation of electrical vaults; runway guard lights (in-pavement and elevated); runway edge lighting adjustment; airfield lighting control modifications; signing and markings; grading and drainage; prepare Project plans and specifications; provide construction estimates, construction safety plans, and all required documentation to submit for FAA and Arizona Department of Transportation (ADOT) grant compliance; complete the Engineers Report required for FAA, ADOT and Airport Improvement Program grant compliance; provide bid phase services for the eventual advertisement of this project through a Design-Bid-Build Procurement; assist with bidding and prepare all project addenda; and construction administration and inspection.

#### **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. Three firms submitted proposals and are listed below.

#### Selected Firm

Rank 1: TRACE Consulting, LLC

# Additional Proposers

Rank 2: Dibble & Associates Consulting Engineers, Inc. dba Dibble

Rank 3: RS&H, 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 TRACE Consulting, LLC will not exceed \$976,500, including all subconsultant and reimbursable costs.

Aviation anticipates grant funding for this project. 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

702 W. Deer Valley Road Council District: 1

# **Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua, the Aviation Department, and the City Engineer.



#### Report

Agenda Date: 8/31/2022, Item No. 110

# Idemia Identity & Security USA LLC Facility Lease at Phoenix Sky Harbor International Airport (Ordinance S-48915)

Request to authorize the City Manager, or his designee, to enter into a facility lease agreement with Idemia Identity & Security USA LLC (Idemia) at Phoenix Sky Harbor International Airport (PHX) for use of 500 square feet of office space at Terminal 4.

### Summary

The Transportation Security Administration (TSA) contracts with Idemia for enrollment services of the TSA PreCheck Program. This program gives eligible travelers the opportunity to receive expedited screening services at U.S. airports, including PHX. Idemia has been a tenant at PHX since 2014 under Lease Agreement 140724 occupying 500 square feet of office space at Terminal 4 Level 2 Ticketing. The lease expires on Sept. 30, 2022 and Idemia has requested a new facility lease agreement for the space.

#### **Contract Term**

The term of the lease will be for four years with four one-year options to extend the term that may be exercised at the sole discretion of the Director of Aviation Services.

# **Financial Impact**

Estimated revenue to the City over the term of the lease is \$492,000, if all options to extend are exercised.

#### Concurrence/Previous Council Action

The Phoenix Aviation Advisory Board recommended approval of the item on May 19, 2022 by a vote of 7-0.

The Transportation, Innovation and Planning Subcommittee recommended approval of the item on June 15, 2022 by a vote of 4-0.

#### Location

Phoenix Sky Harbor International Airport, 3800 E. Sky Harbor Blvd.

Council District: 8

# **Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua and the Aviation Department.



#### Report

Agenda Date: 8/31/2022, Item No. 111

# GPT GIG BOA PORTFOLIO OWNER, LLC Ground Lease Amendment (Ordinance S-48948)

Request to authorize the City Manager, or his designee, to amend Unsubordinated Ground Lease 48819-0 and Unsubordinated Ground Lease 48819-UGL-0 with GPT GIG BOA PORTFOLIO OWNER, LLC (GPT) at 1825 E. Buckeye Road, by changing the terms to allow a combined optional investment of \$11,000,000 for improvements dedicated to the ground leases to be applied to a third related Ground Lease 102545 with JPMorgan Chase Bank at 1820 E. Buckeye Road, Phoenix, Arizona.

## Summary

On July 1, 1988, the City and Merabank entered into Unsubordinated Ground Lease 48819-0 to lease 965,248 square feet of land (Parcel 1) for the purpose of constructing and occupying a bank office complex. On March 21, 1995, the City and Bank of America National Trust and Savings Association entered into Unsubordinated Ground Lease 48819-UGL-0 to lease 667,471 square feet of land (Parcel 2) for the purpose of constructing and occupying a bank office complex. On Dec. 6, 2002, the City entered into a Lease Assignment and Assumption Agreement transferring the interests in Parcel 1 and Parcel 2 to GPT.

On Feb. 20, 2019, both lease agreements with GPT were amended to identify a tenant improvement minimum investment of \$7,480,000 for Parcel 1 and \$3,520,000 for Parcel 2 for a combined total of \$11,000,000 between the two parcels. Tenant improvements for both parcels are to be completed by Nov. 29, 2037, as consideration for additional term.

On Dec. 1, 2002, the City and Bank One, N.A. entered into an Unsubordinated Ground Lease 102545 to lease 653,400 square feet of land (Parcel 3) for the purpose of constructing and occupying a bank headquarter facility. Through a series of executed acquisitions and assignments and an additional proposed assignment, Parcels 1, 2 and 3 will be consolidated under one tenant, Link Logistics Real Estate (Link).

Link is requesting the required \$11,000,000 combined total in tenant improvements for Parcels 1 and 2 to be reallocated to Parcel 3 to fulfill the tenant improvement requirement to extend the term on the leases to Parcels 1 and 2.

#### **Contract Term**

The current lease terms for Parcel 1 and Parcel 2 expire on June 30, 2053. If the tenant obligations are met, then the term for both leases will be extended to Nov. 29, 2067. The term of the lease to Parcel 3 expires on Nov. 30, 2067. This action creates no change to the term of the lease to Parcel 3.

#### **Financial Impact**

If amended, there would be no impact to rent. Current annual rent for Parcel 1 is \$971,597 and \$621,540 for Parcel 2. Rent will be adjusted annually based on the Phoenix-Mesa-Scottsdale, All Urban Consumers Price Index.

#### **Concurrence/Previous Council Action**

The City Council approved Ground Lease 48819 Amendments (S-45116) on Nov. 7, 2018.

#### Location

Phoenix Sky Harbor International Airport - 1825 E. Buckeye Road Council District: 8

#### **Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua and the Aviation Department.



#### Report

Agenda Date: 8/31/2022, Item No. 112

# Apply for Pilot Program for Transit Oriented Development Planning Grant Opportunity for Federal Fiscal Year 2022 - Federal Bipartisan Infrastructure Law Funding (Ordinance S-48957)

Request to retroactively 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 Federal Transit Administration through the Federal Fiscal Year 2021-22 Pilot Program for Transit Oriented Development Planning grant opportunity. If awarded, the funding will be used to conduct a Transit Oriented Development study for cross-disciplinary implementation efforts concerning equitable land use, transportation and infrastructure investments along the South Central light rail corridor. 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. The total grant funds applied for will not exceed \$1 million.

# **Summary**

The City of Phoenix is the designated recipient of Federal Transit Administration (FTA) grant funds for the Phoenix-Mesa Urbanized Area. Accordingly, Phoenix submits FTA grant applications on behalf of all local governments and agencies in the region.

The Public Transit Department seeks to receive grant funding from the Federal Fiscal Year (FFY) 2021-22 Pilot Program for Transit Oriented Development (TOD) Planning. The grant would be used to conduct a TOD study for cross-disciplinary implementation efforts concerning equitable land use, transportation, and infrastructure investments. These efforts will work toward achieving the established South Central TOD Community Plan's shared vision for environmentally equitable, compact, and connected communities that: are sustainable and resilient; show incremental change and growth; and make a world-class regional destination that supports local small businesses, shares cultures, and improves health for existing and future residents.

The FTA released the Notice of Funding Opportunity on May 25, 2022. Due to the short deadline of July 25, 2022, for grant applications, the Public Transit Department is requesting retroactive authorization. The application was submitted on July 22, 2022, but will be withdrawn if this authorization is not approved.

#### **Financial Impact**

The estimated total cost for the project is approximately \$1.285 million. The maximum federal participation rate is 80 percent with a minimum local match of 20 percent of the total eligible project cost. If awarded, the federal match would not exceed \$1 million (78 percent) and the City's costs would be approximately \$285,000 (22 percent), with in-kind contributions included for the local match, for a total of \$1.285 million.

Funding for the local match is available from the following departments:

- Public Transit Department \$50,000
- Street Transportation Department \$50,000
- Community and Economic Development Department \$50,000
- The Office of Environmental Programs \$50,000
- The Office of Sustainability \$10,000
- Planning and Development Department \$50,000 (in-kind)
- Housing Department \$25,000 (in-kind)

Potential grant funding received is available through the Federal Bipartisan Infrastructure Law, from the FTA through the FFY 2021-22 Pilot Program for TOD Planning.

#### Location

South Central TOD Community Plan Area

Council Districts: 7 and 8

# **Responsible Department**

This item is submitted by Deputy City Managers Mario Paniagua, Karen Peters, Ginger Spencer, Alan Stephenson and Gina Montes, the Public Transit, Planning and Development, Street Transportation, Community and Economic Development and Housing departments, and the offices of Sustainability and Environmental Programs.



#### Report

Agenda Date: 8/31/2022, Item No. 113

## Authorization to Apply for a Salt River Project Electric Vehicle Assessment

Request to authorize the City Manager, or his designee, to apply to the Salt River Project's (SRP) Electrification Qualified Service Provider Program (eQSP). The eQSP Program will complete an electric vehicle conversion assessment at Okemah Service Center. This item will have zero impact to the General Fund.

## Summary

The eQSP program provides funds necessary to study the feasibility of converting or adding electric-powered equipment or vehicles. The City's participation in this program will allow SRP to use its third-party vendor, ICF, Inc. to conduct the study at the Public Works Department's Okemah Service Center. SRP will cover the costs of the study with its third-party vendor with the understanding that the City will purchase at least one electric vehicle or charging station as a result of the study.

## **Financial Impact**

The program cost of \$20,000 is paid directly by SRP to its third-party vendor, ICF, Inc. This item will have zero impact to the General Fund.

#### Location

3828 E. Anne St. Council District: 8

# **Responsible Department**

This item is submitted by Deputy City Manager Karen Peters and the Public Works Department.



#### Report

Agenda Date: 8/31/2022, Item No. 114

# Purchase of Metal Bins - Requirements Contract - IFB 23-SW-007 (Ordinance S-48919)

Request to authorize the City Manager, or his designee, to enter into contract with GALFAB LLC, to provide various sizes of metal bins for solid waste collection programs and projects. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate value of the contract will not exceed \$1,265,850.

#### **Summary**

This contract will provide metal front and rear-load bins in sizes of 2, 3, 4, 6, and 8 cubic yards for solid waste collections; and 10, 12, 20, 25, 30, and 40 cubic yard metal roll-off bins for collection of solid waste from single-family, multi-family, government, non-profit, and internal customers. The contractor will also be responsible for providing parts and accessories to repair bins; bins to replace existing assets that are beyond repair; and any additional bins necessary to support the on-boarding of new customers.

#### **Procurement Information**

Invitation for Bid (IFB) 23-SW-007 was conducted in accordance with Administrative Regulation 3.10. Two offers were received for Group 1 and two offers were received for Group 2 on May 4, 2022. The offers were evaluated based on responsiveness to all specifications, terms and conditions, and price. The offers for Group 1 and 2 are based on annual estimated quantities.

# Group 1 - Metal Front and Rear Load Collection Bins

GALFAB LLC: \$381,359.00

OGMIS Group, Inc.: 386,098.80

### Group 2 - Metal Roll-Off Collection Bins

GALFAB LLC: \$585,840.00

OGMIS Group, Inc.: \$705,660.75

#### **Contract Term**

The contract will begin on or about Oct. 1, 2022, for a two-year term with three one-

year options to extend.

## **Financial Impact**

This contract will have an estimated annual expenditure of \$253,170, with a total aggregate value of \$1,265,850.

Funding is available in the Public Works Department's budget.

### **Responsible Department**

This item is submitted by Deputy City Manager Karen Peters and the Public Works Department.



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 115

# GEM Gas Analyzer Purchase, Calibration and Maintenance Agreement (Ordinance S-48935)

Request to authorize the City Manager, or his designee, to enter into an agreement with QED Environmental Systems, Inc. for purchase, calibration, and maintenance of GEM gas analyzers. Further request authorization for the City Controller to disburse all funds related to this item. The total value of the agreement will not exceed \$200,000.

#### Summary

The Public Works Department is responsible for monitoring gases at City landfills. Federal, state, county, and local regulations require the City to read, record, store, and monitor landfill gases. The GEM gas analyzers sample and analyze the methane, carbon dioxide, and oxygen content of landfill gases. This information is recorded by site, date, and time. The information is downloaded and reported to the regulatory agencies as required to meet compliance standards. The GEM gas analyzers require factory calibration and regular maintenance to maintain the integrity and validity of the readings and recording instruments. The calibration is manufacturer-specific and must be documented. This agreement will provide regular calibration, maintenance, and purchase of the GEM gas analyzers to remain in compliance with regulatory requirements, and for the safety of employees, contractors, and the public.

#### **Procurement Information**

In accordance with Administrative Regulation 3.10, normal competition was waived as the result of a Determination Memo citing that QED Environmental Systems, Inc. is the sole source provider for the purchase of GEM equipment, parts, service, warranty, and training.

#### **Contract Term**

The contract will begin on or about Oct. 1, 2022, for a five-year term.

### **Financial Impact**

The aggregate value of the contract is \$200,000, including all applicable taxes, with an estimated annual expenditure of \$40,000.

Funding is available in the Public Works Department's budget.

# **Responsible Department**

This item is submitted by Deputy City Manager Karen Peters and the Public Works Department.



#### Report

Agenda Date: 8/31/2022, Item No. 116

#### Dr. Warren H. Stewart Sr. Ceremonial Street Signage

Request City Council approval to install ceremonial street signage recognizing Dr. Warren H. Stewart Sr. at the intersection of 12th and Jefferson streets.

#### Summary

Dr. Warren H. Stewart Sr. has served as senior pastor of First Institutional Baptist Church (FIBC) of Phoenix since 1977. He is known for preaching and teaching "Jesus and Justice" in 38 states and 51 countries. Dr. Stewart Sr. is a community activist who advocates for the spiritual, social, and economic needs of the community. He has a legacy of being a voice for the voiceless and underserved through his words and actions. He built the Community Hope Center on the FIBC campus to serve the city center community.

Dr. Stewart Sr. was the founder and board member of FIBCO Family Services, Inc., a social arm of FIBC. FIBCO provides resources for affordable quality food, clothing, housing, job training, healthcare, and immigration assistance. He formed additional social arms of FIBC through the Broadway House for low-income families and individuals with housing insecurities, and the Ujima House for unwed teenage mothers and their infants or in transition out of the justice system. In 2021, Dr. Stewart Sr. with FIBC, led the collaboration of faith, healthcare, and government and held one of the first COVID-19 vaccination sites delivering over 1,200 vaccinations.

Dr. Stewart Sr.'s humanitarian and religious efforts reached well beyond the inner city. He served as chairperson of the African American Christian Clergy Coalition, Chairman of the Board of the National Immigration Forum, and he co-organized the Black/Brown Coalition of Arizona. Dr. Stewart Sr. served as President of the American Baptist Churches of the Pacific Southwest, president of the Paradise Missionary Baptist State Convention of Arizona, Inc., and served as the first General Chairperson for Arizonans for a Martin Luther King Jr. State where his efforts contributed to declaring a state holiday.

Dr. Stewart Sr. was the recipient of numerous awards recognizing his contributions to the community. Those awards include:

The Calvin C. Goode Lifetime Achievement Award;

- The Historical League, Inc. Historymaker Award;
- Named to the Phoenix Gazette's Hall of Fame in 1993 for his notable effect on Arizona;
- Recognized as one of the 25 Leaders and Legends by the Phoenix Business Journal in 2005;
- Inducted into the Martin Luther King Jr. College of Ministers and Laity Board of Preachers in 2015; and
- The Valley Leadership Man of the Year 2021.

The ceremonial street name signs will be mounted on the mast arms of the northeast and southwest traffic signal poles at 12th and Jefferson streets. See **Attachment A** for an illustration of the proposed sign.

#### **Financial Impact**

The fabrication and installation costs of the ceremonial signs will be funded by Council District 8.

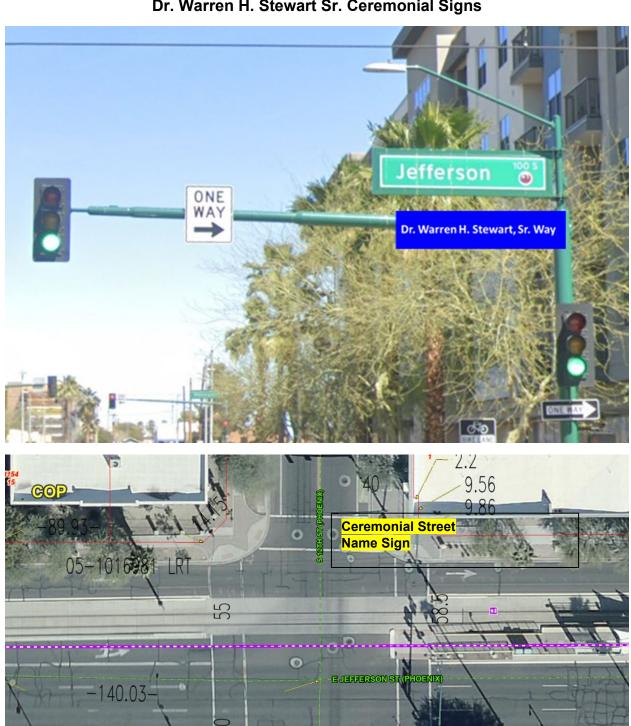
#### Location

12th and Jefferson streets Council District: 8

### **Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua and the Street Transportation Department.

Attachment A
Dr. Warren H. Stewart Sr. Ceremonial Signs



Ceremonial Street
Name Sign



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 117

# Salt River Project Land Use License for Bicycle and Pedestrian Bridge over Grand Canal at Garfield Street and Indian Trail - ST87600064 (Ordinance S-48946)

Request to authorize the City Manager, or his designee, to enter into a land use license with Salt River Project for the continued use and maintenance of a bicycle and pedestrian bridge over the Grand Canal at Garfield Street and Indian Trail. 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 would be prohibited by Phoenix City Code 42-18.

#### Summary

This Salt River Project (SRP) Land License is a replacement of an existing license that was entered into for work associated with a pedestrian crossing over the Grand Canal and allowed the City to construct, maintain and utilize a bicycle and pedestrian bridge within USA Fee Property. The original license was executed on May 1, 2012, and was for a ten-year term with two auto-renewal terms of five years each. Due to administrative changes with allowable terms on licenses for USA Fee Property, SRP is requesting termination of the existing license and approval to enter into a new license that carries an appropriate term format.

#### **Contract Term**

The term of the license shall be for 25 years beginning Sept. 1, 2022, and ending Aug. 31, 2047. The license may be renewed upon written agreement by the parties.

# **Financial Impact**

There is no financial impact to the City of Phoenix for this license.

#### Location

Grand Canal at Garfield Street and Indian Trail Council District: 8

# **Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua and the Street Transportation Department.



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 118

# Salt River Project Land Use License for Private Commercial Development - Salt River Flats (Ordinance S-48947)

Request to authorize the City Manager, or his designee, to enter into a land use license with Salt River Project for a private commercial development project, Salt River Flats located on Wood Street east of 15th Street. 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 would be prohibited by Phoenix City Code 42-18.

#### Summary

The land use license is necessary to facilitate the development of property located on Wood Street east of 15th Street. This license will allow for construction of onsite and right-of-way improvements, including sidewalk, curb, gutter, and landscaping and will be consistent with, and shall not interfere with, U.S. Bureau of Reclamation fee property.

#### **Contract Term**

The term of the license shall be for 25 years beginning Sept. 1, 2022 and ending Aug. 31, 2047. The license may be renewed upon written agreement by the parties.

# **Financial Impact**

There is no financial impact to the City of Phoenix for this license.

#### Location

Wood Street east of 15th Street Council District: 8

### **Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua and the Street Transportation Department.



#### Report

**Agenda Date:** 8/31/2022, Item No. 119

# Apply for U.S. Department of Transportation Bridge Investment Program Grant Opportunity for Federal Fiscal Year 2021-22 - Federal Bipartisan Infrastructure Law Funding (Ordinance S-48951)

Request to authorize the City Manager, or his designee, to apply for, accept and, if awarded, enter into agreements for disbursement of federal funding from the U.S. Department of Transportation through the Federal Fiscal Year 2021-22 Bridge Investment Program grant opportunity. If awarded, the funding will be used to replace the bridge over the Grand Canal at 40th and Van Buren streets. 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. The total grant funds applied for will not exceed \$15 million and the City's local match would not exceed \$3.75 million.

#### **Summary**

On June 10, 2022, the U.S. Department of Transportation issued a Notice of Funding Opportunity for \$2.36 billion in Federal Fiscal Year (FFY) 2021-22 under their Bridge Investment Program (BIP) for bridge capital projects. Newly established by the Bipartisan Infrastructure Law, the BIP grant offers an opportunity to leverage City funds for often cost-prohibitive bridge replacement, rehabilitation, preservation, and protection projects that improve safety, efficiency, and reliability of the movement of people and freight over bridges. The BIP funding is intended to improve the condition of bridges that: are in poor condition; are in fair condition and at risk of falling into poor condition within the next three years; do not meet current geometric design standards; or cannot meet the load and traffic requirements typical of the regional transportation network.

Excluding the Arizona Department of Transportation, the City of Phoenix is one of two municipal agencies in the region that currently manages their own bridge inventory program. The bridge group in the Street Transportation Department has conducted technical studies on several bridges and identified them for either rehabilitation or reconstruction. The funding of these types of capital projects can put a large strain on any Capital Improvement Program. However, anticipating funds from future grant opportunities, the City has initiated a handful of project assessment studies to determine cost and need for a number of high-priority bridge projects.

The bridge identified as the highest priority for replacement is located at 40th and Van Buren streets over the Grand Canal. A feasibility assessment was conducted, and 30 percent design completed in July 2020. At the time of the study, the cost for replacement was about \$5.2 million. However, with material shortages, labor costs, and inflationary increases from 2020 to 2022, the anticipated project cost to complete design plans, National Environmental Policy Act (NEPA) clearance, replace the bridge, upgrade traffic signals to include active transportation features and add Americans with Disabilities Act accommodations, the newly estimated total project cost is approximately \$18.75 million with anticipated completion in 2025.

The BIP grant submittal deadline is Sept. 8, 2022.

#### **Financial Impact**

The estimated total cost for the project is approximately \$18.75 million. The maximum federal participation rate is 80 percent with a minimum local match of 20 percent of the total project cost. If awarded, the Federal match would not exceed \$15 million (80 percent) and the City's costs would be approximately \$3.75 million (20 percent) for the local match.

Funding for the local match is available in the Street Transportation Department's Capital Improvement Program budget. Potential grant funding received is available through the Federal Bipartisan Infrastructure Law, from the U.S. Department of Transportation through the FFY 2021-22 BIP grant opportunity.

#### Location

40th and Van Buren streets over the Grand Canal.

Council District: 8

### **Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua and the Street Transportation Department.



#### Report

**Agenda Date:** 8/31/2022, Item No. 120

# Maltene Replacement Pavement Surface Rejuvenator - Request for Award - COOP 22-106 (Ordinance S-48909)

Request to authorize the City Manager, or his designee, to enter into a contract with Pavement Restoration Inc. to provide Maltene Replacement Pavement Surface Rejuvenator for the Street Transportation 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 \$2,500,000.

#### Summary

This contract is essential for the Street Transportation Department to continue to examine and evaluate new asphalt preservation technologies. New cost-effective products through this contract allows the City to be at the forefront of best-practices to preserve and improve the condition of its 5,000-mile street network. The product, Reclamite, is a clear, penetrating, maltene replacement product designed to rejuvenate asphalt pavements without re-striping and is available to all street classifications. City personnel are unable to perform this service, as the vendor is the sole approved supplier for the region. Therefore, use of this vendor is key to maintaining the City's street infrastructure conditions.

#### **Procurement Information**

In accordance with AR 3.10, standard competition was waived because of an approved Determination Memo based on the following reason: Special Circumstance Alternative Competition. The use of this contract is imperative for the City to obtain the turn key installation services using this cooperative agreement.

#### **Contract Term**

The contract will begin on or about Oct.1, 2022, for a 5-year term.

# **Financial Impact**

The aggregate contract value will not exceed \$2,500,000 for the 5-year term.

Funding is available in the Street Transportation Department budget.

# **Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua and the Street Transportation Department.



#### Report

Agenda Date: 8/31/2022, Item No. 121

#### **Utility Service Meter Cabinets - IFB 18-317 - Amendment (Ordinance S-48918)**

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 148407 with JTB Supply Co. Inc. for the purchase of Type B Utility Service Meter Cabinets for the Street Transportation Department. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$300,000.

#### Summary

This contract provides the Street Transportation Department with Type B Utility Service Meter Cabinets with battery backup system circuitry and generator receptacles to provide power to traffic signal intersections, throughout the City. In the event of a power outage, from the utility side of the meter, these cabinets will operate the traffic signals on battery power for up to eight hours. If the power outage exceeds eight hours, the City can connect to the generator receptor to provide power which will both recharge the batteries and continue operating the traffic signal system. Due to larger than expected Capital Improvement Project work volume, additional funds are needed for the remainder of the contract term.

#### **Contract Term**

The contract term remains unchanged, ending on Sep. 5, 2023.

# **Financial Impact**

Upon approval of \$300,000 in additional funds, the revised aggregate value of the contract will not exceed \$1,300,000. Funds are available in the Street Transportation Department budget.

#### **Concurrence/Previous Council Action**

The City Council previously reviewed this request:

• Utility Service Meter Cabinets Type B, 148407, Ordinance S-44970, on Sep. 5, 2018.

# **Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua and the Street Transportation Department.



#### Report

Agenda Date: 8/31/2022, Item No. 122

# User Configurable Open System Field Control Units - Request for Award - RFA-2122-WPC-359 (Ordinance S-48910)

Request to authorize the City Manager, or his designee, to enter into an agreement with Control Systems International, Inc. to provide User Configurable Open System Field Control Units for the Water Services Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of this agreement will not exceed \$1,120,000.

#### Summary

This agreement will provide User Configurable Open System (UCOS) Field Control Units (FCU) for the Water Services Department. The FCUs are programmable automation controllers, which supervise processes such as chemical treatments and filter management. The FCUs directly scan, control equipment, and execute event-driven logic within the water and wastewater plants. Failure to maintain and replace these units in a timely manner will result in violations and non-compliance fines from regulatory agencies.

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: Sole Source. Control Systems International, Inc. (CSI) developed the UCOS licensing, software, and FCUs. UCOS is the sole system used by operators at all Water Services facilities to control and treat water and wastewater. CSI is the only entity that is authorized to license the UCOS FCUs and to provide technical services.

#### **Contract Term**

The agreement will begin on or about Sept. 1, 2022, for a two-year term with three one -year options to extend.

# **Financial Impact**

The aggregate value will not exceed \$1,120,000 for the five-year aggregate term.

Funding is available in the Water Services Department's Operating Budget.

# **Responsible Department**

This item is submitted by Deputy City Manager Karen Peters and the Water Services Department.



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 123

# User Configurable Open System Maintenance and Support - Amendment (Ordinance S-48954)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 132552 with Control Systems International, Inc., to provide additional time and funding. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures included in this amendment will not exceed \$2,792,900.

#### Summary

The purpose of the amendment is to extend the term of the agreement for an additional five years to continue the software maintenance and technical support for the User Configurable Open System (UCOS). The additional time and funds will allow Control Systems International, Inc. to continue to provide software maintenance, licensing, and technical support which are critical to prevent system failures that would cause disruption of water delivery to City of Phoenix customers. This computer control system monitors and controls water treatment processes and water collection for the Water Services Department (WSD). UCOS allows for the operation of these systems with minimal staff and chemical usage, which ensures that quality and regulatory targets are met.

The agreement is used by the WSD Process Control Division to provide both technical support and software maintenance for the computer control system to keep the software current and functioning properly in controlling water treatment and water collection processes.

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

#### **Contract Term**

The agreement will be extended for a five-year term through Aug. 31, 2027.

### **Financial Impact**

The new aggregate value will not exceed \$7,812,620 for the agreement term.

Funding is available in the Water Services Department Operating Budget.

#### **Concurrence/Previous Council Action**

The City Council approved:

- UCOS Maintenance and Support Agreement 132552 (Ordinance S-38063) on June 22, 2011;
- UCOS Maintenance and Support Agreement 132552 (Ordinance S-41897-AH) on July 1, 2015;
- UCOS Maintenance and Support Agreement 132552 (Ordinance S42845) on Sept. 7, 2016;
- UCOS Maintenance and Support Agreement 132552 (Ordinance S-43965) on Oct. 4, 2017.

#### **Responsible Department**

This item is submitted by Deputy City Manager Karen Peters and the Water Services Department.



#### Report

Agenda Date: 8/31/2022, Item No. 124

# Hach Equipment Supplies, Products, Testing and Maintenance Contract - Request for Award - RFA-2122-WES-333 (Ordinance S-48911)

Request to authorize the City Manager, or his designee, to enter into an agreement with Hach Company to provide equipment, supplies, testing and maintenance for the Water Services Department. 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 section 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. The total value of the agreement will not exceed \$5,000,000.

#### Summary

This agreement will provide the Water Services Department (WSD) with Hach products for use in laboratory testing and field sampling of water and wastewater. Additionally, the contractor will provide service plans for all equipment listed in the agreement, which includes service site repairs for preventive maintenance, certification, on-site or factory repair and technical support. The reliability and accuracy of specific Hach equipment, like field bench tops, line meters and analyzers play a crucial role in ensuring that the City complies with Federal, State, and local regulations, such as the Safe Drinking Water Act and the Arizona and National Pollutant Discharge Elimination System Permits.

#### **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.

Hach Company is the original manufacturer of multiple instruments and proprietary testing programs used by the Environmental Services Division to perform procedures which include Chemical Oxygen Demand (COD) analysis. This is the only COD analysis that the City of Phoenix is licensed to perform by the Arizona Department of Health Services and no alternate acceptable source is permitted. Citywide facilities use Hach water monitoring equipment to meet stringent quality standards.

### **Contract Term**

The agreement will begin on or about Sept. 1, 2022 for a three-year term, with one three-year option to extend.

### **Financial Impact**

The aggregate value will not exceed \$5,000,000 for the six-year aggregate term.

Funding is available in the Water Services Department's Operating Budget.

#### **Responsible Department**

This item is submitted by Deputy City Manager Karen Peters and the Water Services Department.



#### Report

Agenda Date: 8/31/2022, Item No. 125

# Lab Fume Hood Maintenance Services - Request for Award - RFA-2122-WES-510 (Ordinance S-48920)

Request to authorize the City Manager, or his designee, to enter into contract with AirTelligence to provide monthly system checks and maintenance of lab fume hoods 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 \$200,000.

### **Summary**

This contract will provide monthly checks and maintenance for 36 laboratory fume hood units for the Water Services Department. Additionally, the contractor will provide parts on an as-needed basis. The fume hoods are the most common exhaust ventilation system used in laboratories and are the primary method used to control inhalation exposures to hazardous substances. The fume hoods have Phoenix Controls valves and monitoring equipment installed within the hoods which control the airflow ensuring the safety of the lab personnel.

AirTelligence will provide the monthly checks and maintenance for the lab fume hoods for the Water 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.

AirTelligence is the only authorized distributor and service provider in the State of Arizona for proprietary Phoenix Controls products. The Phoenix Controllers are installed in the lab fume hoods and cannot be maintained separately.

#### **Contract Term**

The contract will begin on or about Sept. 1, 2022, for a five-year term.

# **Financial Impact**

The aggregate contract value will not exceed \$200,000.

Funding is available in the Water Services Department's Operating Budget.

# **Responsible Department**

This item is submitted by Deputy City Manager Karen Peters and the Water Services Department.



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 126

# Lab Fume Hood Testing and Certification Services Contract - Request for Award - IFB-2122-WES-335 (Ordinance S-48923)

Request to authorize the City Manager, or his designee, to enter into an agreement with Controlled Environmental Management, LLC to provide annual lab fume hood testing and certification 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 agreement will not exceed \$60,000.

#### Summary

The purpose of this agreement is to provide annual testing, adjustments, balance, and certification for 62 lab fume hoods located at various locations throughout the Water Services Department. Contractors will also provide and install parts on an as-needed basis. Chemical fume hoods are the most common exhaust ventilation systems used in laboratories and are the primary method used to control inhalation exposure to hazardous substances.

#### **Procurement Information**

Invitation for Bid 2122-WES-335 was conducted in accordance with Administrative Regulation 3.10. Two offers were received and deemed responsive to posted specifications and responsible to provide required goods and services. Following an evaluation based on price, the procurement officer recommends awarding to the following vendor:

#### Selected Bidder

Controlled Environmental Management, LLC - \$3,990

#### **Contract Term**

The agreement will begin on or about Sept. 5, 2022, for a five-year term.

### **Financial Impact**

The aggregate value will not exceed \$60,000.

Funding is available in the Water Services Department's Operating Budget.

# **Responsible Department**

This item is submitted by Deputy City Manager Karen Peters and the Water Services Department.



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 127

#### Asphalt and Striping Services - Contract Amendment (Ordinance S-48926)

Request to authorize the City Manager, or his designee, to execute an amendment to Asphalt and Striping Services Agreements: 153565 with Cactus Asphalt, 153566 with Sunland Asphalt, LLC and 153567 with Viasun Corporation to provide additional funding for the Water Services Department. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures included in this amendment will not exceed \$84,000.

#### **Summary**

The Water Services Department requires ongoing milling services to recess steel plates to street level during sewer and water line excavation repairs on an as-needed basis. This service is necessary to comply with the Street Transportation Department's Right-of-Way program. This amendment provides the Water Services Department the ability to use the asphalt and striping services contracts.

#### Contract Term

The term of the agreements are for one-year with four one-year options to extend, for a total agreement term of five years if all options are exercised. Agreement terms will remain unchanged and expire on Dec. 31, 2025, if all options are exercised.

### **Financial Impact**

The initial authorization for these agreements was for an expenditure not-to-exceed \$6,650,000. This amendment will increase the authorization of the agreements by an additional \$84,000, for a new total not-to-exceed agreement value of \$6,734,000.

Funding is available in the Water Services Department's budget.

#### **Concurrence/Previous Council Action**

The City Council approved the Asphalt and Striping Services Agreements 153565, 153566, and 153567 (Ordinance S-47171) on Dec. 16, 2020.

# **Responsible Department**

This item is submitted by Deputy City Manager Karen Peters, and the Public Works and Water Services departments.



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 128

# Liquid Lime/Lime Slurry Contract - Request for Award - IFB-2122-WPP-508 (CV) (Ordinance S-48928)

Request to authorize the City Manager, or his designee, to enter into contract with KAAM Group, Inc. to provide Liquid Lime/Lime Slurry 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 \$100,000.

#### Summary

This contract will provide supply and delivery of Liquid Lime/Lime Slurry (Calcium Hydroxide) to maintain a reliable supply of water and wastewater treatment chemicals for use on an as-needed basis.

All materials, equipment, supplies, chemicals, or products that come into contact with drinking water or drinking water treatment chemicals must conform to American National Standards Institute/National Sanitation Foundation (NSF) standards 60 and/or 61.

#### **Procurement Information**

The recommendation was made using an Invitation for Bid procurement process in accordance with City of Phoenix Administrative Regulation 3.10.

One vendor submitted a bid listed below and is found to be responsive and responsible. Following an evaluation based on price, the procurement officer recommends award to the following vendor:

#### Selected Bidder

KAAM Group, Inc. - \$1,201.50 per tote

#### Contract Term

The contract will begin on or about Sept. 1, 2022, for a five-year term with a single two-year option to extend.

# **Financial Impact**

The aggregate contract value will not exceed \$100,000.

Funding is available in the Water Services Department's Operating budget.

# **Responsible Department**

This item is submitted by Deputy City Manager Karen Peters and the Water Services Department.



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 129

Deer Valley Water Treatment Plant Finished Water Pump Station and Chemical Facility Rehabilitation and Refurbishment - Construction Manager at Risk Construction Services - WS85100050, WS85100056 and WS85263300 (Ordinance S-48933)

Request to authorize the City Manager, or his designee, to enter into an agreement with PCL Construction, Inc. to provide Construction Manager at Risk Construction Services for the Deer Valley Water Treatment Plant Finished Water Pump Station and Chemical Facility Rehabilitation and Refurbishment 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 \$85 million.

#### Summary

The purpose of this project is to replace the existing finished water pump station (FWPS) at the Deer Valley Water Treatment Plant (WTP) to provide resiliency for the water system and increase the plant's pumping capacity to supplement water in the northern portions of Phoenix's water service area. The City of Phoenix Water Services Department completed a study that identified infrastructure improvements to move water in the distribution system as needed in the event there are restrictions placed on Colorado River water delivered through the Central Arizona Project (CAP). The City of Phoenix treats CAP water at the Union Hills and Lake Pleasant WTPs, which supply water to north Phoenix. Following completion of the project, the new pump station at the Deer Valley WTP will be able to augment water supply in areas that have typically received water from the City's CAP plants. In order to replace the FWPS, it will be necessary to move the existing chemical storage and feed facilities at the FWPS. The first phase of the project will include relocation and demolition of the chemical facilities, and the second phase will include construction of the new FWPS.

PCL Construction, Inc's (PCL) initial services will include preparation of a Guaranteed Maximum Price proposal for the Construction Services provided under the agreement and participating with the City in a process to establish a Small Business Enterprise (SBE) goal for the project. PCL will be responsible for construction means and methods related to the project and fulfilling the SBE program requirements. PCL will be required to solicit bids from pregualified subcontractors and to perform the work using

the City's subcontractor selection process. PCL may also compete to self-perform limited amounts of work.

PCL's services include but are not limited to: scheduling and managing site operations, arranging for procurement of materials and equipment, selecting subcontractors/suppliers for the project, providing quality controls, scheduling and managing site operations, coordinating with plant operations staff, and maintaining a safe work site for all project participants.

#### **Procurement Information**

The selection was made using a qualifications-based selection process set forth in section 34-603 of the Arizona Revised Statutes. Scoring and selection were made in conjunction with the Construction Manager at Risk (CMAR) Preconstruction Services selection process.

#### **Contract Term**

The term of the agreement is five years from 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 PCL will not exceed \$85 million, including all subcontractor and reimbursable costs.

Funding is available in the Water Services 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.

#### **Concurrence/Previous Council Action**

The City Council approved:

- Engineering Services Agreement 148954 (Ordinance S-45172) on Dec. 5, 2018;
- CMAR Preconstruction Services Agreement 155880 (Ordinance S-48329) on Feb. 16, 2022.

#### Location

Deer Valley Water Treatment Plant

Council District: 1

# **Responsible Department**

This item is submitted by Deputy City Managers Karen Peters and Mario Paniagua, the Water Services Department, and the City Engineer.



#### Report

**Agenda Date:** 8/31/2022, Item No. 130

# Final Map of Dedication - Mack Innovation Park - MOD 210006 - Southeast Corner of 19th Avenue and Alameda Road

MOD: 210006 Project: 21-2150

Name of MOD: Mack Innovation Park

Owner: DV Non-QOF I, LLC & United EM Holding, Inc.

Engineer: James A. Brucci, RLS Request: Map of Dedication

Reviewed by Staff: June 25, 2022

Final Map of Dedication requires Formal Action Only

#### Summary

Staff requests that the above map of dedication be approved by the City Council and certified by the City Clerk. Recording of the map of dedication dedicates the streets and easements as shown to the public.

#### Location

Generally located at the southeast corner of 19th Avenue and Alameda Road.

Council District: 1

# **Responsible Department**



#### Report

Agenda Date: 8/31/2022, Item No. 131

# Final Plat - 12456 N. 28th Drive - PLAT 210066 - Southwest Corner of 28th Drive and Larkspur Drive

Plat: 210066 Project: 09-3450

Name of Plat: 12456 N. 28th Drive

Owner: Rein Family Investments Metro Village LLC

Engineer: David S. Klein, RLS Request: A 2 Lot Commercial Plat Reviewed by Staff: June 9, 2022

Final Plat requires Formal Action Only

#### Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

#### Location

Generally located at the southwest corner of 28th Drive and Larkspur Drive.

Council District: 1

# **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 132

# Final Plat - Cave Creek Apartments - PLAT 220007 - Northeast Corner of Cave Creek Road and Marco Polo Road

Plat: 220007 Project: 20-3332

Name of Plat: Cave Creek Apartments
Owner: LMC Cave Creek Holdings, LLC

Engineer: Anthony L. Slater, RLS Request: A 1 Lot Commercial Plat Reviewed by Staff: June 23, 2022 Final Plat requires Formal Action Only

#### **Summary**

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

#### Location

Generally located at the northeast corner of Cave Creek Road and Marco Polo Road. Council District: 2

# **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 133

# Final Plat - McDowell Square QSR Pad - PLAT 210079 - Northwest Corner of 51st Avenue and McDowell Road

Plat: 210079

Project: 99-27426

Name of Plat: McDowell Square QSR Pad

Owner: CVP McDowell Square, LLC Engineer: Ryan Denton Gilbert, RLS Request: A 2 Lot Commercial Plat Reviewed by Staff: Aug. 15, 2022 Final Plat requires Formal Action Only

#### **Summary**

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

#### Location

Generally located at the northwest corner of 51st Avenue and McDowell Road.

Council District: 4

# **Responsible Department**



#### Report

Agenda Date: 8/31/2022, Item No. \*134

# \*\*\*REQUEST TO WITHDRAW (SEE ATTACHED MEMO)\*\*\* Final Plat - Quiktrip - SEC of 35th Ave & I-10 - PLAT 220024 - Southeast Corner of 35th Avenue and I-10 Freeway

Plat: 220024

Project: 20-4177

Name of Plat: Quiktrip - SEC of 35th Ave & I-10

Owner: Quiktrip Corporation

Engineer: Jason A. Segneri, RLS Request: A 3 Lot Commercial Plat Reviewed by Staff: June 15, 2022 Final Plat requires Formal Action Only

#### Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

#### Location

Generally located at the southeast corner of 35th Avenue and I-10 Freeway. Council District: 4

### **Responsible Department**



To:

Alan Stephenson

Deputy City Manager

**Date:** August 29, 2022

From:

Joshua Bednarek

Planning and Development Deputy Director

Subject: WITHDRAWAL OF ITEM 134 FROM THE AUGUST 31, 2022, FORMAL

AGENDA - PLAT 220024

Item 134, Plat 220024 was placed on the agenda in error. The City Council approved the plat on the June 15, 2022 Formal Council agenda and the plat has already been recorded.

Approved:

Alan Stephenson, Deputy City Manager



### Report

**Agenda Date:** 8/31/2022, **Item No.** 135

# Final Plat - Broadstone on 7th Street - PLAT 220001 - North of Montebello Avenue and East of 7th Street

Plat: 220001 Project: 20-574

Name of Plat: Broadstone on 7th Street Owner(s): CRP/AR 7th Owner, LLC

Engineer: David S. Klein, RLS Request: A 1 Lot Commercial Plat Reviewed by Staff: June 17, 2022 Final Plat requires Formal Action Only

### Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

#### Location

Generally located North of Montebello Avenue and East of 7th Street.

Council District: 6

# **Responsible Department**



### Report

**Agenda Date:** 8/31/2022, **Item No.** 136

# Final Plat - Karon - PLAT 220003 - Southwest Corner of Camelback Road and Rubicon Avenue

Plat: 220003

Project: 99-40961 Name of Plat: Karon

Owner: Vista General, LLC Engineer: John M. Ware, RLS Request: A 2 Lot Residential Plat Reviewed by Staff: June 24, 2022 Final Plat requires Formal Action Only

### Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

#### Location

Generally located at the southwest corner of Camelback Road and Rubicon Avenue. Council District: 6

# **Responsible Department**



### Report

**Agenda Date:** 8/31/2022, Item No. 137

# Final Plat - Dobbins MF - PLAT 220017 - Northwest Corner of Dobbins Road and 59th Avenue

Plat: 220017 Project: 21-2659

Name of Plat: Dobbins MF

Owner: Laveen Multifamily Owner, LLC Engineer: Mitchell H. Ragsdale, RLS Request: A 1 Lot Commercial Plat Reviewed by Staff: June 24, 2022 Final Plat requires Formal Action Only

### **Summary**

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

#### Location

Generally located at the northwest corner of Dobbins Road and 59th Avenue.

Council District: 7

# **Responsible Department**



### Report

Agenda Date: 8/31/2022, Item No. 138

# Final Plat - 5939 W. Washington Street - PLAT 220019 - Southwest Corner of 59th Avenue and Washington Street

Plat: 220019 Project: 06-3447

Name of Plat: 5939 W. Washington Street

Owner: Vinyltech Corporation Engineer: David S. Klein, RLS Request: A 1 Lot Commercial Plat Reviewed by Staff: Aug. 5, 2022

Final Plat requires Formal Action Only

### Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

#### Location

Generally located at the southwest corner of 59th Avenue and Washington Street. Council District: 7

# **Responsible Department**



### Report

Agenda Date: 8/31/2022, Item No. 139

# Final Plat - Roosevelt III - PLAT 190062 - West of 11th Street and South of Roosevelt Street

Plat: 190062 Project: 18-792

Name of Plat: Roosevelt III

Owner: Meyer Nest Holdings, LLC Engineer: Phillip C Williams, RLS Request: A 2 Lot Residential Plat Reviewed by Staff: July 19, 2022

Final Plat requires Formal Action Only

### Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

#### Location

Generally located at the west of 11th Street and south of Roosevelt Street.

Council District: 8

# **Responsible Department**



### Report

Agenda Date: 8/31/2022, Item No. 140

# Final Plat - Larkey Subdivision - PLAT 210037 - North of South Mountain Avenue and East of 23rd Avenue

Plat: 210037 Project: 20-3374

Name of Plat: Larkey Subdivision Owner: AMH Development, LLC Engineer: Benjamin J. Blixt, RLS

Request: A 33 Lot Residential Subdivision

Reviewed by Staff: July 25, 2022

Final Plat requires Formal Action Only

### Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

#### Location

Generally located North of South Mountain Avenue and East of 23rd Avenue.

Council District: 8

# **Responsible Department**



#### Report

**Agenda Date:** 8/31/2022, **Item No.** 141

# Final Plat - Salt River Flats - PLAT 220039 - Northwest Corner of East Wood Street and South 14th Street

Plat: 220039 Project: 21-3822

Name of Plat: Salt River Flats

Owner(s): Balraj Singh Grewal, Haiman LLC, and Bonitas Casitas LLC

Engineer: David S. Klein, RLS Request: A 1 Lot Commercial Plat Reviewed by Staff: Aug. 3, 2022

### **Summary**

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public. This plat needs to record concurrently with Abandonment 210055. The sequence of recording is that the resolution of abandonment is recorded first, and the plat second.

#### Location

Generally located at the northwest corner of East Wood Street and South 14th Street. Council District: 8

## **Responsible Department**



### Report

**Agenda Date:** 8/31/2022, **Item No.** 142

# Abandonment of Easement - ABND 220032 - 5516 W. Misty Willow Lane (Resolution 22057)

Abandonment: ABND 220032

Project: 00-1751

Applicant: Chris Preest

Request: A 10 feet by 50 feet-10 inches portion of the 20 feet wide drainage easement

running parallel to the west property line of 5516 W. Misty Willow Lane.

Date of Decision/Hearing: June 13, 2022

### Location

5516 W. Misty Willow Lane

Council District: 1

### **Financial Impact**

None. No consideration fee was required as a part of this easement abandonment, although filing fees were paid.

# **Responsible Department**



### Report

**Agenda Date:** 8/31/2022, **Item No.** 143

# Abandonment of Easement - ABND 210009 - Northeast Corner of 7th Street and Union Hills Drive (Resolution 22050)

Abandonment: ABND 210009

Project: 18-2260

Applicant: Chuck Jacobs

Request: Abandonment of a 60-foot portion of an existing 80-foot drainage easement that will leave a 20-foot drainage easement; similar to upstream drainage conditions.

Date of Decision/Hearing: April 6, 2021

### Location

Northeast corner of 7th Street and Union Hills Drive

Council District: 2

### **Financial Impact**

None. No consideration fee was required as a part of this easement abandonment, although filing fees were paid.

# **Responsible Department**



### Report

Agenda Date: 8/31/2022, Item No. 144

# Abandonment of Easement - ABND 220025 - 19433 N. 3rd Drive (Resolution 22049)

Abandonment: ABND 220025

Project: 94-008401

Applicant: Jeffrey Fager

Request: The 10-foot drainage easement parallel to the east property line.

Date of Decision/Hearing: June 6, 2022

### Location

19433 N. 3rd Drive Council District: 2

### **Financial Impact**

None. No consideration fee was required as a part of this easement abandonment, although filing fees were paid.

# **Responsible Department**



### Report

**Agenda Date:** 8/31/2022, Item No. 145

# Abandonment of Alley - ABND 210047 - 2nd Street and Colter Street (Resolution 22051)

Abandonment: ABND 210047

Project: 99-3912

Applicant: Mary Stoffel

Request: The 16-foot alley bounded by 2nd Street and 4th Street and Oregon Avenue

and Colter Street.

Date of Decision/Hearing: Oct. 28, 2021

### Location

2nd Street and Colter Street

Council District: 4

### **Financial Impact**

A consideration fee was collected as part of this alleyway abandonment in the amount of \$1,468.

## **Responsible Department**



### Report

**Agenda Date:** 8/31/2022, **Item No.** 146

# Abandonment of Right-of-Way - ABND 200572 - 201 W. Coolidge St. (Resolution 22053)

Abandonment: ABND 200572

Project: 20-3452

Applicant: Benjamin Tate; Withey Morris PLC

Request: A 758-square-foot portion of the east side of the 3rd Avenue right-of-way,

north of Hazelwood Street.

Date of Decision/Hearing: March 24, 2021/March 4, 2021

### Location

201 W. Coolidge St. Council District: 4

### **Financial Impact**

A consideration fee was also collected as part of this abandonment in the amount of \$16,600.

## **Responsible Department**



### Report

**Agenda Date:** 8/31/2022, **Item No.** 147

# Abandonment of Easement - ABND 210040 - 6605 N. 18th Place (Resolution 22052)

Abandonment: ABND 210040

Project: 01-22112

Applicant: Bobby Peeples

Request: Abandonment of a 32-foot-wide drainage easement immediately adjacent to and east of 6605 North 18th Place as this portion of the HOA area is no longer needed

for drainage retention per the final plans that will be approved by the City.

Date of Decision/Hearing: Oct. 7, 2021

### Location

6605 N. 18th Place Council District: 6

### **Financial Impact**

None. No consideration fee was required as a part of this easement abandonment, although filing fees were paid.

# **Responsible Department**



### Report

**Agenda Date:** 8/31/2022, **Item No.** 148

# Abandonment of Right-of-Way - V190031A - 7305 N. Baseline Road (Resolution 22056)

Abandonment: V190031A

Project: 19-599

Applicant(s): Barnett Jacobs Real Estate LLC

Request: To abandon the remaining 33 feet of right-of-way for what would have been

43rd Avenue between Baseline Road and realigned 43rd Avenue alignment

(approximately 800-feet south of Baseline Road).

Date of Decision/Hearing: June 13, 2019

### Location

7305 N. Baseline Road Council District: 7

### **Financial Impact**

A consideration fee was also collected as part of this abandonment in the amount of \$3,155.

# **Responsible Department**



### Report

**Agenda Date:** 8/31/2022, **Item No.** 149

# Abandonment of Alley - V190063A - North of McKinley Street between 1st and 2nd Avenues (Resolution 22055)

Abandonment: V190063A

Project: 19-1930

Applicant(s): True North Studio

Request: To abandon the alley adjacent to lots 1 - 10 per Plat, "Bennet Place"; Book

002, Page 43, recorded with Maricopa County Recorder.

Date of Decision/Hearing: Dec. 18, 2019

### Summary

This request is to complete the abandonment as originally approved. Resolution 21978, approved by City Council on Nov. 17, 2021, abandoned the majority of the alley approved for abandonment with case V190063A. This request abandons the remaining portion of the alley approved for abandonment which was not included with the prior resolution of abandonment.

#### Location

North of McKinley Street between 1st and 2nd avenues Council District: 7

# **Financial Impact**

A consideration fee was also collected as part of this abandonment in the amount of \$36,200.

# **Responsible Department**



### Report

**Agenda Date:** 8/31/2022, Item No. 150

### Abandonment of Easement - ABND 220012 - 7219 S. 51st Ave. (Resolution 22054)

Abandonment: ABND 220012

Project: 13-2704

Applicant: Rachel Novak

Request: The 30-foot multi-use trail easement adjacent to the west property line of the

parcel identified by Assessor's Parcel Number 104-89-366.

Date of Decision/Hearing: April 14, 2022

### Location

7219 S. 51st Ave. Council District: 7

### **Financial Impact**

None. No consideration fee was required as a part of this easement abandonment, although filing fees were paid.

# **Responsible Department**



### Report

Agenda Date: 8/31/2022, Item No. 151

# Abandonment of Right-of-Way - ABND 210010 - Miami Street and 46th Street (Resolution 22059)

Abandonment: ABND 210010

Project: 20-3828

Applicant: Eric Whitehurst; PE

Request: The area located east of the intersection of East Miami Street and South 46th Street bounded by approximately 165 linear feet of 63-feet of right-of-way, 80

linear feet of 30-feet of right-of-way; and a circular area.

Date of Decision/Hearing: July 15, 2021

### Location

Miami Street and 46th Street

Council District: 8

## **Financial Impact**

A consideration fee was also collected as part of this abandonment in the amount of \$50,000.

# **Responsible Department**



### Report

Agenda Date: 8/31/2022, Item No. 152

# Abandonment of Alley - ABND 210055 - 13th Street, 14th Street and Wood Street (Resolution 22058)

Abandonment: ABND 210055

Project: 21-3822

Applicant(s): Benjamin Graff, Quarles & Brady LLP

Request: Abandonment of Southgate Avenue, South of 14th Street, East Jones Avenue alley and a temporary alley easement within Churchill Terrace Plat.

Date of Decision/Hearing: Feb. 24, 2022

### Summary

The resolution of this abandonment and PLAT 220039 are to be recorded together with the Maricopa County recorder on the same day, at the same time. The sequence of recording to be followed is that the resolution is recorded first, then the plat is recorded second.

### Location

13th Street, 14th Street and Wood Street Council District: 8

# **Financial Impact**

A consideration fee was also collected as part of this abandonment in the amount of \$78,000.

# **Responsible Department**



### Report

**Agenda Date:** 8/31/2022, **Item No.** 153

# Modification of Stipulation Request for Ratification of June 15, 2022 Planning Hearing Officer Action - PHO-1-22--Z-147-06-1 - Approximately 365 Feet East of the Southeast Corner of 51st Avenue and Cactus Road

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on June 15, 2022. This ratification requires formal action only.

### Summary

Application: PHO-1-22--Z-147-06-1

Existing Zoning: R1-6 and C-1 (Approved C-1 and P-1)

Acreage: 3.75

Owner: Parkwood Retail Investors LLC

Applicant: Michael March, Moderna Architects

Representative: Michael March, Moderna Architects

## Proposal:

- 1. Modification of Stipulation 1 regarding general conformance with site plan and elevations date stamped Jan. 30, 2007.
- 2. Modification of Stipulation 2 regarding a 25-foot landscape setback along 49th Drive.
- 3. Modification of Stipulation 3 regarding landscape requirements for the P-1 parcel.
- 4. Modification of Stipulation 4 regarding walls along the south property line.
- 5. Deletion of Stipulation 5 regarding a drive-through on the western end of the site.
- 6. Deletion of Stipulation 6 regarding a drive-through for a retail coffee facility.
- 7. Deletion of Stipulation 7 regarding drive-through features.
- 8. Deletion of Stipulation 8 regarding the westernmost driveway.
- 9. Deletion of Stipulation 9 prohibiting pedestrian access to 49th Drive.

### **Concurrence/Previous Council Action**

Village Planning Committee (VPC) Recommendation: The North Mountain Village Planning Committee heard this case on May 18, 2022, and recommended approval by a vote of 11-3.

**Agenda Date:** 8/31/2022, **Item No.** 153

Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on June 15, 2022, and recommended approval with modifications and additional stipulations. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

### Location

Approximately 365 feet east of the southeast corner of 51st Avenue and Cactus Road

Council District: 1

Parcel Address: 5025 W. Cactus Road

### **Responsible Department**

# Attachment A- Stipulations- PHO-1-22--Z-147-06-1

**Location:** Approximately 365 feet east of the southeast corner of 51st Avenue and Cactus Road

### **Stipulations:**

1.	That THE development shall be in general conformance WITH to the site plan and elevations date stamped MARCH 9, 2022 January 30, 2007, as approved or modified by the FOLLOWING STIPULATIONS AND APPROVED BY THE PLANNING AND Development Services Department.
2.	That there shall be a 25 foot landscape setback along the 49th Drive (eastern) side of the P-1 parcel, as approved by the Development Services Department.
	ON THE P-1 PORTION OF THE SITE, THERE SHALL BE A MINIMUM 10-FOOT LANDSCAPE SETBACK ALONG 49TH DRIVE AND A MINIMUM 10-FOOT-WIDE LANDSCAPE AREA ADAJCENT TO BUILDINGS ALONG THE WEST SIDE OF THE P-1 AREA, AS DEPICTED ON THE SITE PLAN DATE STAMPED MARCH 9, 2022, AND AS APPROVED OR MODIFIED BY THE PLANNING AND DEVELOPMENT DEPARTMENT.
3.	That Landscape requirements for the P-1 parcel shall meet or exceed the R-3 C-4 Zoning Ordinance standards, as approved by the PLANNING AND Development Services Department.
4.	That an eight foot high solid masonry screen wall or view fence with landscaping to provide appropriate screening shall be provided at the south property line adjacent to the Arizona Canal Diversion Channel, as approved by the Development Services Department.
5.	That a drive-through, non-food facility shall be permitted on the site, and it shall be located at the far western end of the site, as approved by the Development Services Department.
6.	That an additional drive-through facility for a retail coffee business only shall be permitted on the site subject to obtaining a use permit and as approved by the Development Services Department.
<del>7.</del>	That the drive-through canopies, lanes, speaker boxes, and service windows shall not be located on the eastern side of the drive-through facilities, as approved by the Development Services Department.
<del>8.</del>	That the westernmost driveway access shall be configured to ensure emergency access, as approved by the Development Services Department.
9.	That there shall be no pedestrian access to 49th Drive.

4.	THE DEVELOPER SHALL DEDICATE 40-FEET OF RIGHT-OF-WAY AND A 10-FOOT-WIDE SIDEWALK EASEMENT FOR THE LENGTH OF THE PROJECT AREA ALONG THE SOUTH SIDE OF CACTUS ROAD, AS APPROVED BY THE PLANNING AND DEVELOPMENT DEPARTMENT.
5.	PRIOR TO PRELIMINARY SITE PLAN APPROVAL, THE LANDOWNER SHALL
	EXECUTE A PROPOSITION 207 WAIVER OF CLAIMS FORM. THE WAIVER
	SHALL BE RECORDED WITH THE MARICOPA COUNTY RECORDER'S
	OFFICE AND DELIVERED TO THE CITY TO BE INCLUDED IN THE
	REZONING APPLICATION FILE FOR RECORD.



### Report

Agenda Date: 8/31/2022, Item No. 154

# Modification of Stipulation Request for Ratification of July 20, 2022 Planning Hearing Officer Action - PHO-2-22--Z-97-96-1 - Northeast Corner of 30th Avenue and Deer Valley Road

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on July 20, 2022. This ratification requires formal action only.

### **Summary**

Application: PHO-2-22--Z-97-96-1

Existing Zoning: CP/GCP

Acreage: 7.58

Owner/Applicant: AZ West Deer Valley LP

Representative: Shaine Alleman, Tiffany & Bosco PA

### Proposal:

- 1. Modification of Stipulation 1 regarding development in accordance with site plan dated June 20, 1996 and April 26, 2002.
- 2. Modification of Stipulation 2 regarding emergency access to Louise Drive (PHO-1-02).
- 3. Deletion of Stipulation 5 regarding notification requirements.

### **Concurrence/Previous Council Action**

Village Planning Committee (VPC) Recommendation: The Deer Valley Village Planning Committee heard this case on July 14, 2022, and recommended approval, by a 10-0 vote.

Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on July 20, 2022, and recommended approval with modifications. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

### Location

Northeast corner of 30th Avenue and Deer Valley Road

**Agenda Date:** 8/31/2022, **Item No.** 154

Council District: 1 Parcel Address: N/A

# **Responsible Department**

## Attachment A- Stipulations- PHO-2-22--Z-97-96-1

**Location:** Northeast corner of 30th Avenue and Deer Valley Road

# Stipulations:

1.	The development shall be in general conformance with the site plan date stamped June 16, 2022, as modified by the following stipulations and approved by the Planning and Development Department.
2.	Access to Louise Drive shall be limited to emergency vehicles.
3.	Parking requirements for future development on this site shall be based on office and warehouse uses rather than a school use.
4.	No motorcycles shall be permitted to be tested outside any building.



### Report

**Agenda Date:** 8/31/2022, **Item No.** 155

# Modification of Stipulation Request for Ratification of June 15, 2022 Planning Hearing Officer Action - PHO-1-22--Z-91-A-99-2 - Northwest Corner of 27th Drive and North Valley Parkway

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on June 15, 2022. This ratification requires formal action only.

### **Summary**

Application: PHO-1-22--Z-91-A-99-2

Existing Zoning: PCD NBCOD (Approved C-2 HGT/WVR DNS/WVR PCD NBCOD)

Acreage: 6.88

Owner: Canyon Crossroads Investors LLC Applicant: Ed Bull, Burch & Cracchiolo P.A.

Representative: Ed Bull, Burch & Cracchiolo P.A.

## Proposal:

- 1. Modification of Stipulation 1 regarding general conformance with site plan date stamped June 15, 2007.
- 2. Deletion of Stipulation 5 regarding a minimum of two pedestrian access points connecting commercial and residential developments.
- 3. Technical corrections to Stipulations 2, 3, 4, 6, 9, 11, 12 and 13.

#### **Concurrence/Previous Council Action**

Village Planning Committee (VPC) Recommendation: The North Gateway Village Planning Committee heard this case on June 9, 2022, and recommended approval, by a 4-0-1 vote.

Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on June 15, 2022, and recommended approval with a modification and additional stipulations. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

**Agenda Date:** 8/31/2022, **Item No.** 155

### Location

Northwest corner of 27th Drive and North Valley Parkway

Council District: 2

Parcel Address: 33555 N. North Valley Pkwy.

### **Responsible Department**

# Attachment A- Stipulations- PHO-1-22--Z-91-A-99-2

**Location:** Northwest corner of 27th Drive and North Valley Parkway

# Stipulations:

1.	That The development shall be in general conformance with the site plan date stamped JUNE 14, 2022 June 15, 2007, as modified by the following stipulations and approved by the PLANNING AND Development Services Department.				
2.	That An additional active recreational element shall be provided between buildings 24 and 26 on the site plan date stamped June 15, 2007, as approved by the PLANNING AND Development Services Department.				
3.	That The pedestrian walkways within the commercial development shall be constructed of pavers, stamped concrete, or colored concrete as approved by the PLANNING AND Development Services Department				
4.	That The pedestrian walkways within the residential development shall be constructed of pavers, stamped concrete, or colored concrete where the walkways cross a drive aisle as approved by the PLANNING AND Development Services Department.				
<del>5.</del>	That a minimum of two pedestrian access points connecting the commercial and residential developments shall be provided as approved by the Development Services Department.				
5. <del>6.</del>	That Conceptual elevations for the commercial and residential buildings shall be administratively approved by the Planning Hearing Officer prior to PLANNING AND Development Services Department preliminary site plan approval. This review is for conceptual purposes only. Specific development standards and requirements will be determined by the PLANNING AND Development Services Department. The conceptual elevations shall include the following:				
	a. Stairwells on the multifamily residential buildings shall be substantially screened from public view.				
	b. Elevations which convey a sense of continuity throughout the commercial and multifamily residential development and provide architectural consistency in building style, wall treatments, materials and colors, lighting, and signage.				
	c. That THE design is SHALL BE consistent with the North Black Canyon Corridor Commercial Design Booklet.				

That A public multi-use trail shall be constructed within an easement in accordance with the MAG supplemental detail along the west side of 27th Avenue as approved by the Parks and Recreation Department.
That A public multi-use trail shall be constructed within an easement in accordance with the MAG supplemental detail along the north side of North Valley Parkway as approved by the Parks and Recreation Department.
The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, median islands, landscaping, and other incidentals per plans approved by the PLANNING AND Development Services Department. All improvements shall comply with all ADA accessibility standards.
IF DETERMINED NECESSARY BY THE PHOENIX ARCHAEOLOGY OFFICE, THE APPLICANT SHALL CONDUCT PHASE I DATA TESTING AND SUBMIT AN ARCHAEOLOGICAL SURVEY REPORT OF THE DEVELOPMENT AREA FOR REVIEW AND APPROVAL BY THE CITY ARCHAEOLOGIST PRIOR TO CLEARING AND GRUBBING, LANDSCAPE SALVAGE, AND/OR GRADING APPROVAL.
IF PHASE I DATA TESTING IS REQUIRED, AND IF, UPON REVIEW OF THE RESULTS FROM THE PHASE I DATA TESTING, THE CITY ARCHAEOLOGIST, IN CONSULTATION WITH A QUALIFIED ARCHAEOLOGIST, DETERMINES SUCH DATA RECOVERY EXCAVATIONS ARE NECESSARY, THE APPLICANT SHALL CONDUCT PHASE II ARCHAEOLOGICAL DATA RECOVERY EXCAVATIONS.
That In the event archaeological materials are encountered during construction, the developer shall immediately cease all ground disturbing activities within a 33-foot radius of the discovery, notify the City Archaeologist, and allow time for the Archaeology Office to properly assess the materials.
That The property shall be limited to a maximum height of 3 stories and 40 feet as approved by the PLANNING AND Development Services Department.
That The applicant shall revise and update all PCD Master Plan Documents, including a traffic statement. Approval of all such revised documents shall be obtained from all affected City departments prior to Preliminary Site Plan approval by the PLANNING AND Development Services Department.
That The maximum group building area for some suid development of the
That The maximum gross building area for commercial development on the property shall be 45,000 square feet as approved by the PLANNING AND Development Services Department.
That A Comprehensive Sign Plan shall be processed in accordance with Section 705 of the Zoning Ordinance.

16.	That The property owner shall record documents that disclose the existence
<del>15.</del>	and operational characteristics of the Ben Avery Shooting Range to future owners or tenants of the property. The form and content of such documents shall be according to the templates and instructions provided which have been reviewed and approved by the City Attorney.





### Report

**Agenda Date:** 8/31/2022, **Item No.** 156

# Modification of Stipulation Request for Ratification of June 15, 2022 Planning Hearing Officer Action - PHO-1-22--Z-275-84-6 - Approximately 550 Feet East of the Northeast Corner of 48th Street and Virginia Avenue

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on June 15, 2022. This ratification requires formal action only.

### **Summary**

Application: PHO-1-22--Z-275-84-6

Existing Zoning: R-3

Acreage: 0.62

Owner: Camelback View Apartments LLC

Applicant/Representative: Leodra Bowdell, Phoenix Permit Service

### Proposal:

- 1. Deletion of Stipulation 1 limiting development to eight units.
- 2. Deletion of Stipulation 2 limiting building height to one story.

### **Concurrence/Previous Council Action**

Village Planning Committee (VPC) Recommendation: The Camelback East Village Planning Committee opted not to hear this request.

Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on June 15, 2022, and recommended approval with an additional stipulation. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

#### Location

Approximately 550 feet east of the northeast corner of 48th Street and Virginia Avenue.

Council District: 6

Parcel Address: 4840 E. Virginia Ave.

**Agenda Date:** 8/31/2022, **Item No.** 156

# **Responsible Department**

## Attachment A- Stipulations- PHO-1-22--Z-275-84-6

**Location:** Approximately 550 feet east of the northeast corner of 48th Street and Virginia Avenue

### **Stipulations:**

1.	That development be limited to eight units developed with joint access			
	through the parcel to the west to Virginia Avenue.			
<del>2.</del>	That building height not exceed one story.			
1.	That Sufficient right-of-way SHALL be dedicated within one year of final			
<del>3.</del>	City Council action to provide:			
	a.	An eight-foot south half alley dedication along the north property line.		
2.	PRIOR TO PRELIMINARY SITE PLAN APPROVAL, THE LANDOWNER			
	SHALL EXECUTE A PROPOSITION 207 WAIVER OF CLAIMS FORM.			
	THE WAIVER SHALL BE RECORDED WITH THE MARICOPA COUNTY			
	RECORDER'S OFFICE AND DELIVERED TO THE CITY TO BE			
	INCLUDED IN THE REZONING APPLICATION FILE FOR RECORD.			



### Report

**Agenda Date:** 8/31/2022, **Item No.** 157

# Modification of Stipulation Request for Ratification of July 20, 2022 Planning Hearing Officer Action - PHO-3-22--Z-96-06-7 - Southwest Corner of 59th Avenue and Southern Avenue

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on July 20, 2022. This ratification requires formal action only.

### **Summary**

Application: PHO-3-22--Z-96-06-7

Existing Zoning: S-1 (Approved R-3A and C-2)

Acreage: 22.12

Owner: John Vanderway, REXCO S202 LLC Applicant: Ray Brown, Wentworth Properties Representative: Alan Beaudoin, Norris Design

### Proposal:

1. Review of conceptual elevations per Stipulation 2.

#### **Concurrence/Previous Council Action**

Village Planning Committee (VPC) Recommendation: The Laveen Village Planning Committee heard this case on July 11, 2022, and recommended approval with modifications, by a 8-0 vote.

Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on July 20, 2022, and recommended approval with a modification and an additional stipulation. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

#### Location

Southwest corner of 59th Avenue and Southern Avenue.

Council District: 7
Parcel Address: N/A

**Agenda Date:** 8/31/2022, **Item No.** 157

# **Responsible Department**

## Attachment A- Stipulations- PHO-3-22--Z-96-06-7

**Location:** Southwest corner of 59th Avenue and Southern Avenue

## **Stipulations:**

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Gene				
1.	The development shall be in general conformance with the site plan date stamped January 15, 2019 as modified by the following stipulations and approved by the Planning and Development Department, with specific regard to the following:			
a. The maximum residential building height shall be 2 stories and 30 fe adjacent to 59th Avenue and Southern Avenue.				
	b.	The R-3A portion of the site shall not exceed 20.8 dwelling units per gross acre and the entire residential development shall not exceed 18 dwelling units per gross acre combined.		
	C.	The entire residential development shall provide a minimum 28% common area combined, of which a minimum 10% shall be active open space.		
d. All driveways shall be full movement where feasible and as app Street Transportation Department.		All driveways shall be full movement where feasible and as approved by the Street Transportation Department.		
	e.	The residential communities shall be gated.		
2.	Office site   Spece Plan THE   ELEV FOLL DEVE	ceptual Elevations shall be reviewed and approved by the Planning Hearing for through the public hearing process for stipulation modification prior to final plan approval. This is a legislative review for conceptual purposes only. Consider the standards and requirements will be determined by the ning Hearing Officer and the Planning and Development Department.  DEVELOPMENT SHALL BE IN GENERAL CONFORMANCE WITH THE YATIONS DATE STAMPED JULY 20, 2022, AS MODIFIED BY THE COWING STIPULATIONS AND APPROVED BY THE PLANNING AND ELOPMENT DEPARTMENT, WITH SPECIFIC REGARD TO THE COWING:		
	a.	All elevations of the building shall contain architectural embellishments and detailing such as textural changes, pilasters, offsets, recesses, variation in window size and location, and/or other overhang canopies.  INDIVIDUAL UNIT TYPES SHALL BE LOCATED ON THE SITE PLAN PER THE PROVIDED KEY PLANS.		
	b.	All elevations of the building shall include a minimum of three finishing materials.		

		ALL ELEVATIONS SHALL UTILIZE A MINIMUM OF THREE DIFFERENT SIDING MATERIALS.			
	c. Buildings shall include pitched, hipped, gable, or similar roof elements or facades.				
	ROOF MATERIAL AT COVERED ENTRIES SHALL BE STANDING SEAM METAL.				
	D. EAVES SHALL EXTEND 18 INCHES FROM PRIMARY FACADES.				
	E. DARK BROWN AND/OR BLACK WINDOW FRAMES SHALL BE USED OF STREET FACING ELEVATIONS FOR UNITS THAT ARE WHITE IN COLOR.				
	F.	UNITS SHALL UTILIZE FARMHOUSE STYLE GOOSENECK LAMPS AT ENTRIES.			
_	-				
3.		inimum 30-foot landscaped setback shall be provided along the east property as approved by the Planning and Development-Department.			
4.	Sidewalks along 59th Avenue and Southern Avenue shall be detached with a minimum five foot wide landscaped strip located between the sidewalk and back of curb and shall include a minimum 50% two inch caliper and 50% three inch caliper shade trees planted a minimum of 20 feet on center or equivalent groupings along both sides of the sidewalk, as approved by the Planning and Development Department.				
5.	Perimeter fencing along 59th Avenue and Southern Avenue shall consist of a minimum 60% open view fencing, as approved by the Planning and Development Department.				
6.	Pedestrian access gates shall be installed to provide connectivity to the shared use path adjacent to the Loop 202 frontage and the Maricopa Community College property to the south and at all vehicular access points, as approved or modified by the Planning and Development Department.				
Disale					
Disclo	sures				
7.	Prior to final site plan approval, the property owner shall record documents that disclose to tenants of the site or purchasers of property within the site, the existence, proximity and operational characteristics of a regional freeway, active agricultural uses, non-domesticated animal keeping, a golf course, and industrial activities. The form and content of such documents shall be according to the templates and instructions provided which have been reviewed and approved by the City Attorney.				
8.		property owner shall record documents that disclose the existence and rational characteristics of Phoenix Sky Harbor International Airport to future			

	owners or tenants of the property. The form and content of such documents shall be according to the templates and instructions provided which have been reviewed and approved by the City Attorney.
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9.	The developer shall complete an archaeological survey of the site; the survey shall be submitted to, and approved by, the City Archaeologist prior to any construction related ground disturbance of the site.
10.	All construction related ground disturbance within AZ T: 12:90 (ASM) or within 250 feet of AZ T: 12:90 (ASM), AZ T: 12:205 (ASM), and AZ T: 12:221 (ASM) shall be tested and monitored for archaeological resources, as approved by the City Archaeologist.
D. I.	L. I. D
Parks	and Recreation
11.	The developer shall dedicate a 30-foot public shared use path easement and construct a 10-foot concrete shared use path adjacent to the Loop 202 frontage, the easement shall be landscaped with a mix of 2 and 3-inch caliper trees and appropriate ground cover, as approved by the Planning and Development Department. However, the trail may be located on the west side of the Loop 202 frontage between Southern Avenue and Vineyard Road if a dedicated, publicly accessible route (e.g. underpass) acceptable to the City is provided between the west and east side of the Loop 202, this route must be located between Southern Avenue and Vineyard Road.
12.	The developer shall dedicate a 30-foot wide multi-use trail easement (MUTE) along the south side of Southern Avenue and construct a minimum 10-foot wide multi-use trail (MUT) within the easement, in accordance with the MAG supplemental detail as approved or modified by the Parks and Recreation and Planning and Development Departments.
Tropo	sit .
Trans	
13.	The developer shall dedicate right-of-way and construct a bus stop pad along eastbound Southern Avenue east of the proposed driveway between Parcels B and C. The bus stop pad shall be constructed according to City of Phoenix standard detail P1260 with a depth of at least 10 feet. The bus stop pad shall be spaced from the intersection of Southern Avenue and any proposed driveway as per City of Phoenix standard detail P1258, as approved by the Public Transit Department.
14.	The developer shall dedicate right-of-way and construct a bus bay along southbound 59th Avenue, south of Southern Avenue. The bus bay shall be constructed according to City of Phoenix standard detail P1256. The attached bus stop pad shall be constructed according to City of Phoenix standard detail P1261 with a depth of at least 10 feet. The bus bay shall be spaced from the intersection

	of 59th Avenue and Southern Avenue as per City of Phoenix standard detail P1258, as approved by the Public Transit Department.
15.	The developer shall dedicate right-of-way and construct one bus stop pad along southbound 59th Avenue, south of the project driveway. The bus stop pad shall be constructed according to City of Phoenix standard detail P1260 with a depth of at least 10 feet. The bus stop pad shall be spaced from the intersection of 59th Avenue and the project driveway as per City of Phoenix standard detail P1258, as approved by the Public Transit Department.
Street	Transportation
000	Transportation
16.	Right-of-way totaling 55 feet and a sidewalk easement totaling 10 feet shall be dedicated for the south half of Southern Avenue, as approved by the Planning and Development Department.
17.	Right-of-way totaling 50 feet and a sidewalk easement totaling 10 feet shall be dedicated for the west half of 59th Avenue, as approved by the Planning and Development Department.
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18.	A 21-foot by 21-foot right-of-way triangle shall be dedicated at the southwest corner of 59th Avenue and Southern Avenue, as approved by the Planning and Development Department.
19.	The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, median islands, landscaping and other incidentals as per plans approved by the Planning and Development Department. All improvements shall comply with all Americans with Disabilities Act accessibility standards.
20.	The applicant shall complete and submit the Developer Project Information Form for the MAG Transportation Improvement Program to the Traffic Engineer II, (602) 262-6193, with the Street Transportation Department. This form is a requirement of the EPA to meet clean air quality requirements.
21.	The applicant shall submit a Red Border letter to ADOT for review. This form is a
21.	requirement of ADOT for all projects within 1/2 mile of any freeway, proposed or existing. Contact right-of-way Agent III (Louis J. Malloque), ADOT, 205 South 17th Avenue, Mail Drop 612E, Phoenix, AZ 85007, PH: (602) 712-8755, E-mail: Imalloque@azdot.gov for additional information.
22.	Prior to preliminary site plan approval, the landowner shall execute a Proposition 207 waiver of claims in a form approved by the City Attorney's office. The waiver shall be recorded with the Maricopa County Recorder's Office and delivered to the city to be included in the rezoning application file for record.
23.	The developer shall notify the following individuals at a minimum 15 calendar days prior to any Planning Hearing Officer request to modify or delete stipulations or

	rezoning action. The notice shall include the date, time, and location of the		
hear	ing.		
a.	Phil Hertel 2845 W. Broadway Rd. Phoenix, AZ 85041		
b.	Jon Kimoto 3216 W. Ansell Rd. Laveen, AZ 85339		
C.			

#### **City Council Formal Meeting**



### Report

**Agenda Date:** 8/31/2022, **Item No.** 158

Modification of Stipulation Request for Ratification of July 20, 2022 Planning Hearing Officer Action - PHO-1-22--Z-146-06-8 - Approximately 200 Feet West of the Northwest Corner of 11th Street and Van Buren Street

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on July 20, 2022. This ratification requires formal action only.

### **Summary**

Application: PHO-1-22--Z-146-06-8

Existing Zoning: C-2 HGT/WVR (Approved C-2 H-R)

Acreage: 4.30

Owner: Dharam Ahir Investments of Arizona Inc. Applicant: Ian Swiergol, Alliance Residential

Representative: Nick Wood, Snell and Wilmer LLP

## Proposal:

- 1. Modification of Stipulation 1 regarding general conformance with the site plan and elevations date stamped Oct. 26, 2006.
- 2. Modification of Stipulation 3 regarding townhome architecture fronting Polk Street.
- 3. Deletion of Stipulation 6 regarding exterior planters on balconies.
- 4. Modification of Stipulation 8 regarding a plaza at grade level along Van Buren Street.
- 5. Technical corrections for Stipulations 2, 4, 5 and 7.

#### **Concurrence/Previous Council Action**

Village Planning Committee (VPC) Recommendation: The Central City Village Planning Committee heard this case on July 12, 2022, and recommended approval by a 12-2 vote.

Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on July 20, 2022, and recommended approval with modifications and additional stipulations. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Agenda Date: 8/31/2022, Item No. 158

## Location

Approximately 200 feet west of the northwest corner of 11th Street and Van Buren Street.

Council District: 8 Parcel Address: N/A

## **Responsible Department**

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

## Attachment A- Stipulations- PHO-1-22--Z-146-06-8

**Location:** Approximately 200 feet west of the northwest corner of 11th Street and Van Buren Street

## **Stipulations:**

1. That The development shall be in general conformance with the site plan DATE STAMPED JUNE 17, 2022, and elevations date stamped JUNE 2, 2022 Oxtober 26, 2006, as approved or modified by the FOLLOWING STIPULATIONS AND APPROVED BY THE PLANNING AND Development Services Department, with the following specific provisions, all as approved by the Development Services Department WITH SPECIFIC REGARD TO THE FOLLOWING:  A. That All pedestrian routes shall have appropriate lighting and shading created either by landscaping and exterior building design.  B. That IF PROVIDED, the ANY roof top pool and jacuzzi area shall be provided with PROVIDE a minimum of four ramadas and landscaping to shade A MINIMUM 25% of the deck.  C. That the townhomes on the west and north part of the site shall be limited to 56° in height.  GROUND FLOOR UNITS ALONG POLK STREET SHALL PROVIDE PATIOS AND DIRECT ACCESS TO THE STREET FOR RESIDENT USE.  2. That The architectural treatment of all buildings in this development shall utilize a consistent, architectural theme, and harmonious building materials and exterior colors, as approved by the PLANNING AND Development Services Department.  3. That The architecture of the townhome buildings fronting on Polk Street shall provide design features and architectural embellishments consistent with the character of the neighborhood, as approved by the PLANNING AND Development Services Department.  4. That Building materials shall not exceed a reflectivity rating greater than 20 percent, as approved by the PLANNING AND Development Services Department.  5. That A minimum of 75% of the sidewalk along the Polk Street and Van Buren Street frontages shall be shaded by a combination of awnings, arcades, and trees (measured at maturity). Shading shall be positioned to shade the sidewalk from April 15th through September 30th, as approved by the PLANNING AND Development Services Department.						
B. That IF PROVIDED, the ANY roof top pool and jacuzzi area shall be provided with PROVIDE a minimum of four ramadas and landscaping to shade A MINIMUM 25% of the deck.  C. That the townhomes on the west and north part of the site shall be limited to 56' in height.  GROUND FLOOR UNITS ALONG POLK STREET SHALL PROVIDE PATIOS AND DIRECT ACCESS TO THE STREET FOR RESIDENT USE.  2. That The architectural treatment of all buildings in this development shall utilize a consistent, architectural theme, and harmonious building materials and exterior colors, as approved by the PLANNING AND Development Services Department.  3. That The architecture of the townhome buildings fronting on Polk Street shall provide design features and architectural embellishments consistent with the character of the neighborhood, as approved by the PLANNING AND Development Services Department.  4. That Building materials shall not exceed a reflectivity rating greater than 20 percent, as approved by the PLANNING AND Development Services Department.  5. That A minimum of 75% of the sidewalk along the Polk Street and Van Buren Street frontages shall be shaded by a combination of awnings, arcades, and trees (measured at maturity). Shading shall be positioned to shade the sidewalk from April 15th through September 30th, as approved by the PLANNING AND Development Services Department.  6. That the applicant shall provide exterior planters with appropriate watering systems on at least 50 percent of the balconies facing the streets, on the first eight floors,	1.	STAMF <del>26, 200</del> APPRO <del>followir</del>	PED JUNE 17, 2022, and elevations date stamped JUNE 2, 2022 October 96, as approved or modified by the FOLLOWING STIPULATIONS AND DVED BY THE PLANNING AND Development Services Department, with the ag specific provisions, all as approved by the Development Services			
B. That IF PROVIDED, the ANY roof top pool and jacuzzi area shall be provided with PROVIDE a minimum of four ramadas and landscaping to shade A MINIMUM 25% of the deck.  C. That the townhomes on the west and north part of the site shall be limited to 56' in height.  GROUND FLOOR UNITS ALONG POLK STREET SHALL PROVIDE PATIOS AND DIRECT ACCESS TO THE STREET FOR RESIDENT USE.  2. That The architectural treatment of all buildings in this development shall utilize a consistent, architectural theme, and harmonious building materials and exterior colors, as approved by the PLANNING AND Development Services Department.  3. That The architecture of the townhome buildings fronting on Polk Street shall provide design features and architectural embellishments consistent with the character of the neighborhood, as approved by the PLANNING AND Development Services Department.  4. That Building materials shall not exceed a reflectivity rating greater than 20 percent, as approved by the PLANNING AND Development Services Department.  5. That A minimum of 75% of the sidewalk along the Polk Street and Van Buren Street frontages shall be shaded by a combination of awnings, arcades, and trees (measured at maturity). Shading shall be positioned to shade the sidewalk from April 15th through September 30th, as approved by the PLANNING AND Development Services Department.  6. That the applicant shall provide exterior planters with appropriate watering systems on at least 50 percent of the balconies facing the streets, on the first eight floors,						
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	<del>b.</del>	on at I	east 50 percent of the balconies facing the streets, on the first eight floors,			

6. <del>7.</del>	That The applicant shall construct a 6-foot high masonry wall along the east, and where provided on the west side of the site. The wall shall be decorative wherever visible both on site and off site, as approved by THE PLANNING AND Development Services Department.			
7. <del>8.</del>	That a plaza shall be provided at grade level at a location along Van Buren Street adjacent to the façade. The plaza shall have a minimum size of 1,000 square feet, with one side at least 20 feet in length, as approved by the Development Services Department. The following amenities shall be provided within the street level plaza:			
	PEDES	PPLICANT SHALL PROVIDE THE FOLLOWING ENHANCED STRIAN FEATURES, AS APPROVED OR MODIFIED BY THE PLANNING EVELOPMENT DEPARTMENT:		
	A.	Decorative paving		
		ALL PEDESTRIAN PATHWAYS SHALL BE CONSTRUCTED OF DECORATIVE PAVERS, STAMPED OR COLORED CONCRETE, OR ANOTHER MATERIAL, OTHER THAN THOSE USED TO PAVE THE PARKING SURFACES AND DRIVE AISLES.		
	B.	50% afternoon shade stationary seating to include a minimum of five benches and other planter or low wall ledge seating as deemed appropriate		
	MINIMUM FIVE (5) SEATING NODES. SEATING NODES SHALL BE 100% SHADED BY ARCHITECTURAL FEATURES AND/OR LANDSCAPING. SEATING NODES SHALL INCLUDE LIGHTING AND A UNIQUE ART ELEMENT, OR SIMILAR FEATURE. SEATING NODES SHALL BE ADJACENT AND/OR ACCESSIBLE FROM PUBLIC RIGHTS-OF-WAY.			
	<del>C.</del>	Trash receptacles as appropriate		
	<del>5.</del>	Tracit receptacion de appropriate		
	D.	Artistic elements which can be incorporated into the design and furnishings of the plaza		
	<b></b>			
8.	THE DEVELOPER SHALL PROVIDE SECURED BICYCLE PARKING AS REQUIRED IN CHAPTER 13, SECTION 1307.H FOR MULTIFAMILY DEVELOPMENT, AS APPROVED BY THE PLANNING AND DEVELOPMENT DEPARTMENT.			
	<b>-</b> -			
9.	That The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, landscaping, and other incidentals as per plans approved by the City. All			
	improv	rements shall comply with all ADA accessibility standards.		
10.		ERMINED NECESSARY BY THE PHOENIX ARCHAEOLOGY OFFICE, PPLICANT SHALL CONDUCT PHASE I DATA TESTING AND SUBMIT AN		

ARCHAEOLOGICAL SURVEY REPORT OF THE DEVELOPMENT AREA FOR REVIEW AND APPROVAL BY THE CITY ARCHAEOLOGIST PRIOR TO CLEARING AND GRUBBING, LANDSCAPE SALVAGE, AND/OR GRADING APPROVAL. 11. IF PHASE I DATA TESTING IS REQUIRED, AND IF, UPON REVIEW OF THE RESULTS FROM THE PHASE I DATA TESTING. THE CITY ARCHAEOLOGIST. IN CONSULTATION WITH A QUALIFIED ARCHAEOLOGIST. DETERMINES SUCH DATA RECOVERY EXCAVATIONS ARE NECESSARY, THE APPLICANT SHALL CONDUCT PHASE II ARCHAEOLOGICAL DATA RECOVERY EXCAVATIONS. 12. IN THE EVENT ARCHAEOLOGICAL MATERIALS ARE ENCOUNTERED DURING CONSTRUCTION. THE DEVELOPER SHALL IMMEDIATELY CEASE ALL GROUND-DISTURBING ACTIVITIES WITHIN A 33- FOOT RADIUS OF THE DISCOVERY, NOTIFY THE CITY ARCHAEOLOGIST, AND ALLOW TIME FOR THE ARCHAEOLOGY OFFICE TO PROPERLY ASSESS THE MATERIALS. That The property owner shall record documents that disclose the existence and 13. <del>10.</del> operational characteristics of Sky Harbor International Airport to future owners or tenants of the property. The form and content of such documents shall be according to the templates and instructions provided, which have been reviewed and approved by the City Attorney. PRIOR TO PRELIMINARY SITE PLAN APPROVAL. THE LANDOWNER SHALL EXECUTE A PROPOSITION 207 WAIVER OF CLAIMS FORM. THE WAIVER SHALL BE RECORDED WITH THE MARICOPA COUNTY RECORDER'S OFFICE AND DELIVERED TO THE CITY TO BE INCLUDED IN THE REZONING APPLICATION FILE FOR RECORD.

#### **City Council Formal Meeting**



#### Report

Agenda Date: 8/31/2022, Item No. 159

## **Amend City Code - Official Supplementary Zoning Map 1234 (Ordinance G-7008)**

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1234. This amendment reflects that the property owners have met all of the rezoning conditions previously approved by City Council with a portion of Z-87-03-2 and the entitlements are fully vested.

## Summary

To rezone a site at the northeast corner of 66th Street and Mayo Boulevard

Application No.: Z-87-03-2

Zoning: R-3A PCD

Owner: Camden MB Phoenix, LLC and Livgenerations on Mayo, LLC

Acreage: 50.33

#### Location

Northeast corner of 66th Street and Mayo Boulevard

Address: 6800, 6850, and 6650 E. Mayo Blvd.

Council District: 2

## **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 <u>ONLY</u> AND IS NOT AN OFFICIAL COPY OF THE FINAL, ADOPTED ORDINANCE

ORDINANCE G-	
AN ORDINANCE AMENDING SECTION 601 OF PHOENIX ZONING ORDINANCE BY ADOPTION SUPPLEMENTARY ZONING MAP 1234.	
BE IT RESOLVED BY THE COUNCIL OF THE	CITY OF PHOENIX as
follows:	
SECTION 1. That Section 601 of the City of P	hoenix Zoning Ordinance is
hereby amended by adopting Official Supplementary Zoning	Map 1234, which
accompanies and is annexed to this ordinance and declared	a part hereof.
PASSED by the Council of the City of Phoenix	this 31st day of August,
2022.	
	MAYOR
ATTEST:	
Denise Archibald, City Clerk	

# APPROVED AS TO FORM: Cris Meyer, City Attorney

By:	
REVIEWED BY:	
Jeffrey Barton, City Manager	

PL:tml:LF22-1048:8-31-2022:

# Sheet 1 of 1AMENDING SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE AREA INVOLVED BOUNDED THUS: ■ ■ ZONING SUBJECT TO STIPULATIONS: 2022. OFFICIAL SUPPLEMENTARY ZONING MAP NO. 1234 Passed by the Council of the City of Phoenix, Arizona this 31st day of August **10** A portion of Z-87-03-2 R-3A PCD\* City of Phoenix PLANING AND DEVICEMENT DEPARTMENT TS HT 88 N E MAYO BLVD ORDINANCE NO. Drawn by: LW

#### **City Council Formal Meeting**



#### Report

**Agenda Date:** 8/31/2022, Item No. 160

## **Amend City Code - Official Supplementary Zoning Map 1237 (Ordinance G-7009)**

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1237. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-109-A-97-2 and the entitlements are fully vested.

## Summary

To rezone a parcel approximately 600 feet east of the southeast corner of North Valley

Parkway and Casino Avenue. Application No.: Z-109-A-97-2

Zoning: C-2 HGT/DNS WVR PCD NBCOD

Owner: RHI 1 SAN NORTERRA, LLC

Acreage: 18.81

#### Location

Approximately 600 feet east of the southeast corner of North Valley Parkway and

Casino Avenue

Address: 28515 N. North Valley Parkway

Council District: 2

## **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-
P	N ORDINANCE AMENDING SECTION 601 OF THE CITY OF HOENIX ZONING ORDINANCE BY ADOPTING OFFICIAL UPPLEMENTARY ZONING MAP 1237.
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follows:	
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hereby amende	ed by adopting Official Supplementary Zoning Map 1237, which
accompanies a	nd is annexed to this ordinance and declared a part hereof.
P	ASSED by the Council of the City of Phoenix this 31st day of August,
2022.	
	MAYOR
ATTEST:	
Denise Archiba	lld, City Clerk

## APPROVED AS TO FORM: Cris Meyer, City Attorney

By:	
REVIEWED BY:	
Jeffrey Barton, City Manager	

PL:tml:LF22-1170:8-31-2022

# Sheet 1 of 1 AMENDING SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE AREA INVOLVED BOUNDED THUS: ■ ■ ZONING SUBJECT TO STIPULATIONS: 2022. OFFICIAL SUPPLEMENTARY ZONING MAP NO. 1237 Passed by the Council of the City of Phoenix, Arizona this 31st day of August 剧 Z-109-A-97 C-2 HGT/DNS WVR PCD NBCOD\* City of Phoenix NA CHARLET OF THE PARTY OF THE W CASINO AVE ORDINANCE NO. Drawn by:

#### **City Council Formal Meeting**



### Report

**Agenda Date:** 8/31/2022, **Item No.** 161

# Amend City Code - Ordinance Adoption - Rezoning Application PHO-2-22--Z-39-12-7 - Approximately 660 Feet North of the Northeast Corner of 51st Avenue and Baseline Road (Ordinance G-7010)

Request to authorize the City Manager, or his designee, to approve the Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on June 15, 2022.

### Summary

Application: PHO-2-22--Z-39-12-7

Existing Zoning: C-2

Acreage: 1.98

Owner: Cafe Investments LLC

Applicant/Representative: M3 Design

## Proposal:

- 1. Deletion of Stipulation 3 regarding a 50-foot landscape setback along 51st Avenue and Baseline Road.
- 2. Deletion of Stipulation 4 regarding a multi-use trail along 51st Avenue and Baseline Road.

#### **Concurrence/Previous Council Action**

Village Planning Committee (VPC) Recommendation: The Laveen Village Planning Committee heard this case on June 13, 2022, and recommended approval, by a vote of 7-1.

PHO Action: The Planning Hearing Officer took the case under advisement. On June 23, 2022, the Planning Hearing Officer took the case out from under advisement and recommended approval with additional stipulations. See **Attachment A** for the full list of Planning Hearing Officer recommended stipulations.

#### Location

Approximately 660 feet north of the northeast corner of 51st Avenue and Baseline Road.

Council District: 7

**Agenda Date:** 8/31/2022, **Item No.** 161

Parcel Address: N/A

## **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 STIPULATIONS APPLICABLE TO REZONING APPLICATION Z-39-12-7 PREVIOUSLY APPROVED BY ORDINANCE G-5775.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX, as

SECTION 1. The zoning stipulations applicable located approximately 660 feet north of the northeast corner of 51st Avenue and Baseline Road in a portion of Section 33, Township 1 North, Range 2 East, as described more specifically in Attachment "A", are hereby modified to read as set forth below.

#### STIPULATIONS:

follows:

- 1. The development shall be in general conformance with the site plan date stamped September 26, 2012, as approved by the Planning and Development Department.
- 2. THE DEVELOPMENT SHALL BE IN GENERAL CONFORMANCE WITH THE LANDSCAPE PLAN DATE STAMPED JUNE 15, 2022, AS MODIFIED BY THE FOLLOWING STIPULATIONS AND APPROVED BY THE PLANNING AND DEVELOPMENT DEPARTMENT.
- 3. That all elevations of the building shall contain architectural embellishments
- 2. and detailing such as textural changes, pilasters, offsets, recesses, variation in window size and location, and/or other overhang canopies, as approved by the Planning and Development Department.
- 3. A 50-foot landscape setback shall be provided along Baseline Road and 51st Avenue, as approved by the Planning and Development Department.

- 4. A 10-foot public multi-use trail shall be constructed within a 30-foot easement in accordance with City of Phoenix MAG Supplemental detail Section 429 of the Supplemental Specifications along 51st Avenue and Baseline Road, as approved by the Parks and Recreation Department and Planning and Development Department.
- 4. Detached sidewalks shall be provided along 51st Avenue and Baseline Road,
- 5. as approved by the Planning and Development Department.
- 5. Drive-through facilities shall be located a minimum 100 feet from the north and
- 6. east property lines, as approved by the Planning and Development Department.
- 6. The applicant shall pursue a recorded cross access agreement for the subject
- 7. parcel and the parcel located at the northeast corner of 51st Avenue and Baseline Road to allow the proposed uses to function as a commercial center. The agreement is to be reviewed and approved by the Planning and Development Department prior to recordation with Maricopa County.
- 7. The property owner shall record a Notice to Prospective Purchasers of
- 8. Proximity to Airport in order to disclose the existence, and operational characteristics of Phoenix Sky Harbor International Airport to future owners or tenants of the property.
- 8. The developer shall construct all streets within and adjacent to the
- 9. development with paving, curb, gutter, sidewalk, curb ramps, streetlights, median islands, landscaping and other incidentals as per plans approved by the Planning and Development Department. All improvements shall comply with all ADA accessibility standards.
- 9. That the applicant shall present for review and comment a detailed site plan,
- 10. landscape plan, elevations, sign plan and trails plan to the Laveen Village Planning Committee prior to preliminary site plan approval.
- 10. IF DETERMINED NECESSARY BY THE PHOENIX ARCHAEOLOGY OFFICE, THE APPLICANT SHALL CONDUCT PHASE I DATA TESTING AND SUBMIT AN ARCHAEOLOGICAL SURVEY REPORT OF THE DEVELOPMENT AREA FOR REVIEW AND APPROVAL BY THE CITY ARCHAEOLOGIST PRIOR TO CLEARING AND GRUBBING, LANDSCAPE SALVAGE, AND/OR GRADING APPROVAL.
- 11. IF PHASE I DATA TESTING IS REQUIRED, AND IF, UPON REVIEW OF THE RESULTS FROM THE PHASE I DATA TESTING, THE CITY ARCHAEOLOGIST, IN CONSULTATION WITH A QUALIFIED ARCHAEOLOGIST, DETERMINES SUCH DATA RECOVERY EXCAVATIONS ARE NECESSARY, THE APPLICANT SHALL CONDUCT PHASE II ARCHAEOLOGICAL DATA RECOVERY EXCAVATIONS.

- 12. IN THE EVENT ARCHAEOLOGICAL MATERIALS ARE ENCOUNTERED DURING CONSTRUCTION, THE DEVELOPER SHALL IMMEDIATELY CEASE ALL GROUND-DISTURBING ACTIVITIES WITHIN A 33- FOOT RADIUS OF THE DISCOVERY, NOTIFY THE CITY ARCHAEOLOGIST, AND ALLOW TIME FOR THE ARCHAEOLOGY OFFICE TO PROPERLY ASSESS THE MATERIALS.
- 13. The applicant shall notify the following individuals by mail 15 days prior to any
- 11. Planning Hearing Officer hearings. The notice shall include the date, time, and location of the hearings.
  - Claudine Reifschneider 4611 West Summerside Road, Laveen, AZ 85339
  - b. Phil Hertel 2300 West Broadway Road, Phoenix, AZ 85041
  - c. Steven Kline 6820 South 66th Avenue, Laveen, AZ 85339
  - d. Wendy Ensminger 6806 South 55th Lane, Laveen, AZ 85339
  - e. Jon Kimoto 3216 West Ansell Road, Laveen, AZ 85339
  - f. Randy Schiller 8618 South 54th Lane, Laveen, AZ 85339
  - g. Bryan Baker 7225 West Ellis Street, Laveen, AZ 85339
  - h. Erika Lopez 4845 West Donner Drive, Laveen, AZ 85339
- 14. PRIOR TO PRELIMINARY SITE PLAN APPROVAL, THE LANDOWNER SHALL EXECUTE A PROPOSITION 207 WAIVER OF CLAIMS FORM. THE WAIVER SHALL BE RECORDED WITH THE MARICOPA COUNTY RECORDER'S OFFICE AND DELIVERED TO THE CITY TO BE INCLUDED IN THE REZONING APPLICATION FILE FOR RECORD.

SECTION 2. Due to the site's specific physical conditions and the use district granted pursuant to Ordinance G-5775 this portion of the rezoning is now subject to the stipulations approved pursuant to Ordinance G-5775 and as modified in Section 1 of this Ordinance. Any violation of the stipulation is a violation of the City of Phoenix Zoning Ordinance. Building permits shall not be issued for the subject site until all the stipulations have been met.

SECTION 3. 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 31st day of August, 2022.

	MAYOR	
ATTEST:		
Denise Archibald, City Clerk		
APPROVED AS TO FORM: Cris Meyer, City Attorney	·	
By:		
REVIEWED BY:		
Jeffrey Barton, City Manager		
Exhibits: A - Legal Description (1 Page)		

B - Ordinance Location Map (1 Page)

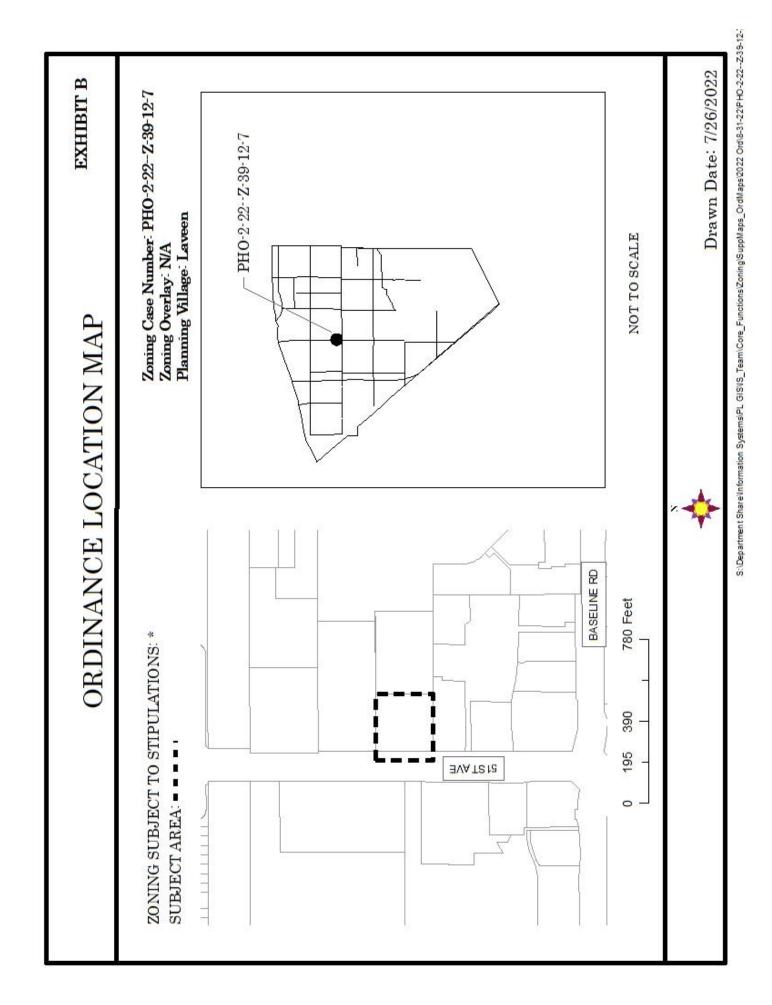
#### **EXHIBIT A**

## LEGAL DESCRIPTION FOR PHO-2-22--Z-39-12-7

The Land referred to herein below is situated in the County of Maricopa, State of Arizona, and is described as follows:

Lot 1, of ARIZONA GENERAL HOSPITAL 2, according to Book 1239 of Maps, page 10, located in a portion of the SW ¼ of Section 33, Township 1 North, Range 2 East, of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.





#### **City Council Formal Meeting**



### Report

**Agenda Date:** 8/31/2022, **Item No.** \*162

\*\*\*ADDITIONAL INFORMATION (SEE ATTACHMENT)\*\*\* (CONTINUED FROM MAY 11 AND JUNE 1, 2022) - Public Hearing - Certificate of Appropriateness - Appeal of Historic Preservation Commission's Decision on Certificate of Appropriateness Application HPCA 2100392 - 2215 N. 9th St. in the Coronado Historic District

Request to hold a public hearing on a Certificate of Appropriateness Decision by the Historic Preservation (HP) Commission on Certificate of Appropriateness Application HPCA 2100392 for 2215 N. 9th St. in the Coronado Historic District for a request to build two attached dwelling units, one two-story and the other single-story, on the 134 feet by 50 feet vacant parcel. Requested City Council action is to uphold, reverse or modify the HP Commission's Certificate of Appropriateness decision.

## **Summary**

On Jan. 11, 2022, the HP Hearing Officer held a public hearing to review this application, which was filed by Michael Gilson of Accurate Estimating on behalf of the property owner, LG Properties Plus, LLC. The application at that time was for the construction of two, two-story dwelling units connected by a one-story carport with a total of 2,835 square feet under roof. The hearing officer approved the Certificate of Appropriateness subject to the following stipulations:

- 1. That any proposed gate or fencing over 3 feet in height be stepped back 3 feet from the front corners of the primary dwelling;
- 2. That window headers be changed to sills; and
- 3. That the parapet have a varied roofline increases above existing roofline to be minimal in height and width subject to approval of Historic Preservation staff.

The Hearing Officer's decision was appealed on Jan. 14, 2022 by five appellants: Carol Simmons, Cody Castelletti, Donna Reiner, Arthur Vigil III, and Heidi D'Angelo. After meeting with the appellants, the applicant revised the proposed plans to reduce the height of the rear dwelling unit to one-story and change the roof form of the front dwelling. The proposed modifications were supported by staff.

The appeal was heard before the HP Commission on Feb. 14, 2022 and was

continued to the March 21, 2022 HP Commission meeting to allow for the applicant to meet with the appellants and compile additional information to demonstrate the compatibility of the proposed plans with the surrounding neighborhood.

Subsequent to the Feb. 14, 2022 HP Commission meeting, two of the appellants provided design suggestions to the applicant. The applicant modified the roof form and style of the dwelling and reduced the total square footage under roof to 2,697. The proposed modifications were supported by Historic Preservation staff.

At the March hearing, the HP Commission voted 6-1 to modify the Hearing Officer's decision to approve the current revised plan set (dated March 14, 2022). The HP Commission's decision was appealed on March 25, 2022 by four appellants: Carol Simmons, Donna Reiner, Arthur Vigil III, and Heidi D'Angelo.

Staff finds that the proposed work meets the Standards for Consideration of Appropriateness set forth in Section 812.D of the Zoning Ordinance. While the neighboring properties are single-story, the historic building which was previously located on the parcel was a two-story dwelling. The former building was roughly 23 feet in height and the proposed front dwelling would be roughly 26 feet at its tallest point. That peak ridge height is stepped back roughly 24 feet from the westernmost portion of the front facade which itself is stepped back 25 feet from the front property line. The westernmost portion of the dwelling has a roof height of 23 feet matching the no longer extant historic dwelling. The adjacent single-story historic buildings are set back 21 feet and 19 feet from the front property lines. This proposed design serves to meet the guideline for new construction which states that "where changes in size must occur, the visual impact of the new construction should be minimized by stepping back the new construction from the historic buildings." Staff also recognizes that the applicant reduced the height of the rear unit to be one-story and modified the overall footprint in order to reduce the size and massing of the dwelling. Design changes were also made, based on response to the appellants, to alter the roof form, windows, front door opening, and front porch, as the Historic Preservation Guidelines note, to "resemble those related forms found on adjacent or surrounding structures."

Staff recommends that the City Council uphold the HP Commission's March 21, 2022 decision to approve the most recent plan submitted by the applicant to the Historic Preservation Office on March 14, 2022.

## Financial Impact

There is no financial impact to the city.

**Agenda Date:** 8/31/2022, **Item No.** \*162

#### **Concurrence/Previous Action**

 The HP Hearing Officer approved the Certificate of Appropriateness on Jan. 11, 2022 with three stipulations.

- The Hearing Officer's decision was appealed on Jan. 14, 2022 by five appellants:
   Carol Simmons, Cody Castelletti, Donna Reiner, Arthur Vigil III, and Heidi D'Angelo.
- The HP Commission voted 6-1 to modify the hearing officer's decision on March 21, 2022 to approve the plan set submitted by the applicant in March of 2022.
- The HP Commission's decision was appealed on March 25, 2022 by four appellants: Carol Simmons, Donna Reiner, Arthur Vigil III, and Heidi D'Angelo.

#### Location

2215 N. 9th St. Council District: 4

### **Responsible Department**

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



To: Alan Stephenson Date: Aug. 30, 2022

Deputy City Manager

From: Helana Ruter  $\mathcal{HR}$ 

Acting Historic Preservation Officer

Subject: APPEAL OF HP COMMISSION DECISION 3/25/2022 - APPLICATION NO.

HPCA 2100392; 2215 N. 9TH ST., CORONADO HISTORIC DISTRICT

Item 162, Requested City Council approval to uphold, reverse or modify the HP Commission's Certificate of Appropriateness decision on Certificate of Appropriateness Application HPCA 2100392.

The Historic Preservation (HP) Commission heard an appeal of a Certificate of Appropriateness decision for 2215 N 9th St. on February 14, 2022 and continued it to allow for further discussions between the owner, applicant and appellants. Further discussions resulted in a revised design which also lowered the height of the rear unit to a single-story. The HP Commission heard the revised proposal at its March 21, 2022, meeting and, seeing it as having addressed some of the neighbors' original concerns, approved it on a 6-1 vote.

The neighbors continued to have concerns regarding the height and massing of the proposed two-dwelling units and appealed the decision on March 25, 2022. The applicant and owner requested a continuance from the May 11, 2022 Council meeting to June 1, 2022 to have further discussion with the appellants (delays resulted in another continuance request to August 31, 2022).

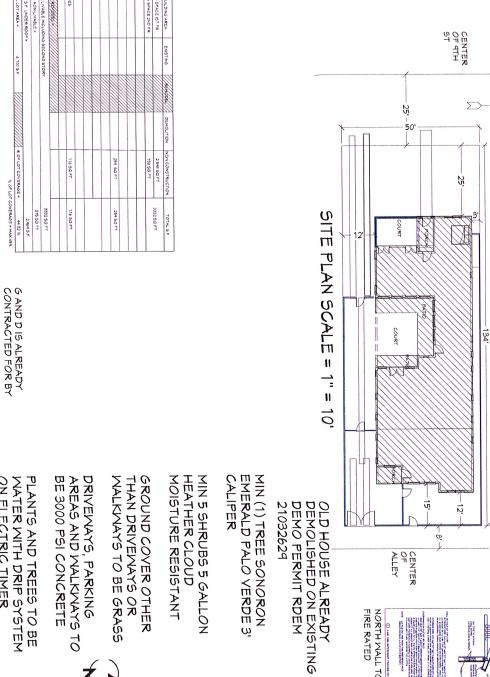
A meeting with staff from Planning and Development, the owner, applicant, and appellants was convened on July 27, 2022. A tentative agreement was reached to explore a revised proposal that had a single-story unit at the front, transitioning to two-stories at the rear.

A follow up meeting with HP staff, the owner, applicant, and appellants was held on August 25, 2022, to discuss the plans for the revised proposal. Additional changes agreed upon at the meeting were a change in gable form at the front, a front porch entry modification and rear gable modification which resulted in a revised plan submittal following the meeting.

The owner, applicant, and appellants agreed upon the revised proposal, dated August 25, 2022, in the attached exhibit (5 pages).

Approved:

Alan Stephenson, Deputy City Manager



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NORTH WALL TO BE FIRE RATED

Zoning: R-3 MCR #: 531 Description: LOS OLIVOS HTS Section Township Range: 33 2N 3E

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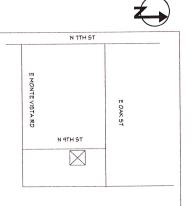
PROJECT: LG PROPERTIES-3 UNIT MULTI-FAMILY 2215 N 9<sup>TH</sup> STREET PHOENIX, ARIZONA 85006

ENERGY NOTE. ALL PLANS TO COMPLY WITH IRC 2018 ENERGY CODES

% OF LOT COVERAGE - MAX 45%

EAST VALLEY ENGINEERING RESOURCE Proposal for Civil Engi R Proposal # 20.05.25
Properties Plus LLC
ling address:

eering Services



20 - 6

5 PROPERTIES PLUS ILL 2215 N 9TH 5T PHOENIX 85006 PHONE # 480-516-2185

CONTRACTOR

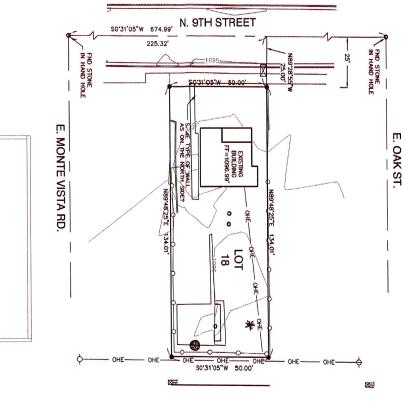
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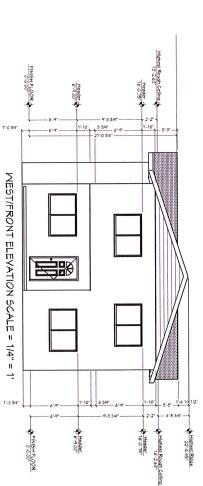
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**E** ACCURATE ESTIMATING SERVICES, LLC.

OWNER, LG PROPERTIES PLUS LLC
ADDRESS; 2215 N 9TH 5T
PHOENIX 55006
PHOENIX 55006
PHONE # 40-516-2165
Parcal # 117-31-016
Subdivision: LOS OLIVOS HEIGHTS

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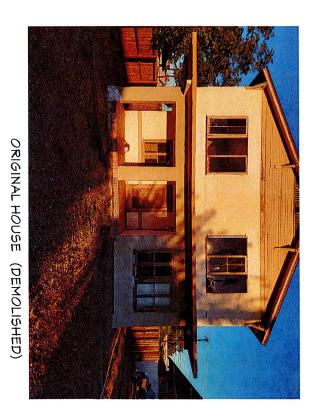




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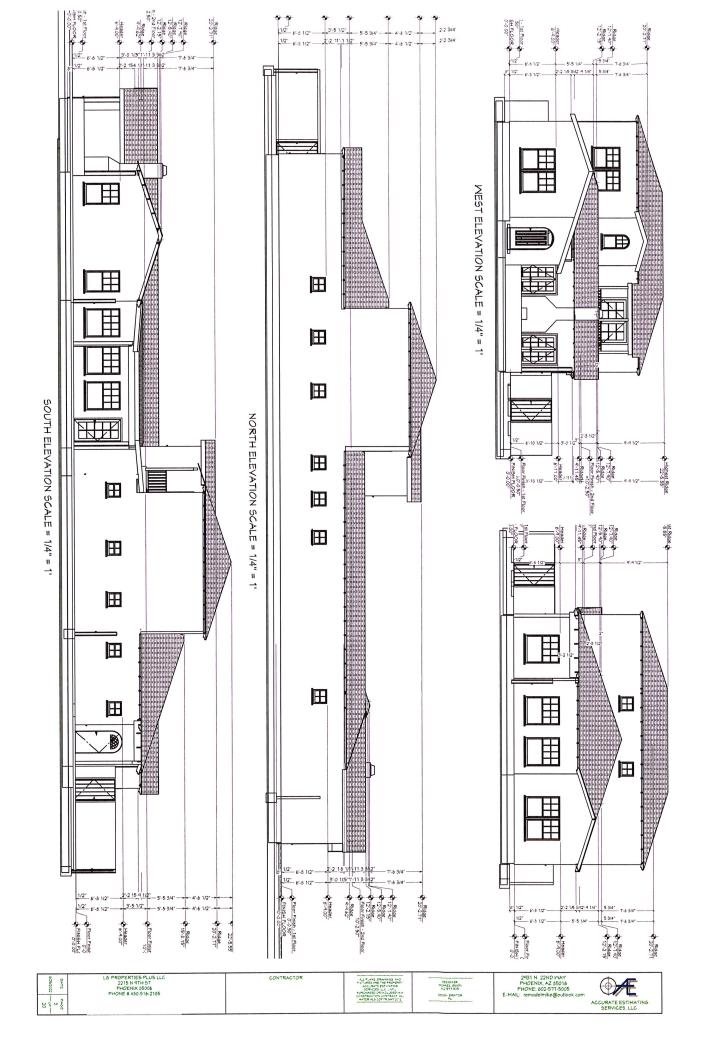


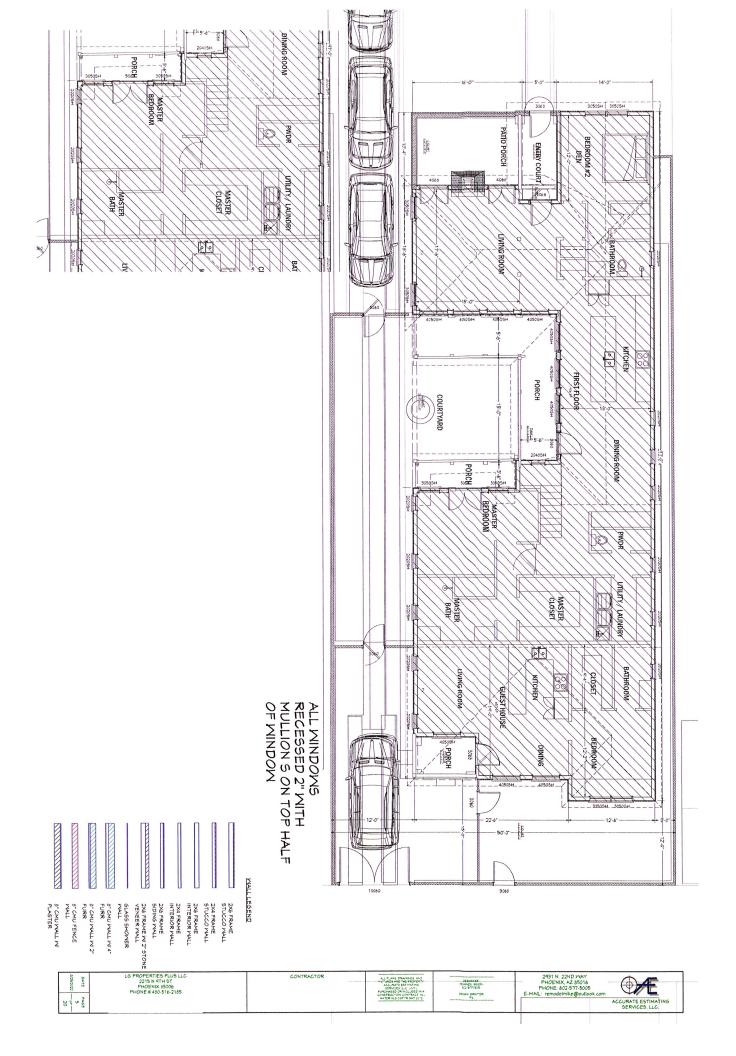


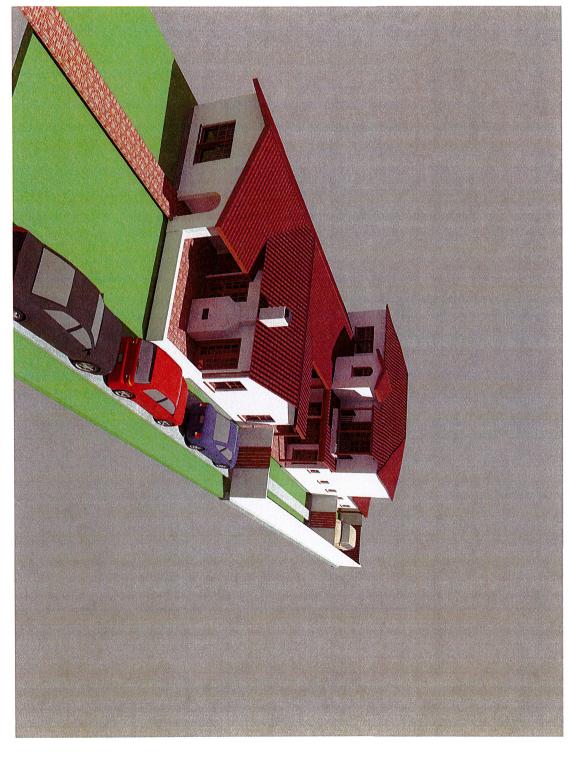












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#### **ATTACHMENT A**



#### STAFF REPORT

To: City of Phoenix Historic Preservation Commission

From: Helana Ruter, Historic Preservation Planner II

Subject: Appeal of Hearing Officer's Decision – Application No. HPCA 2100392

2215 N 9th Street, Coronado Historic District

This is a report to request the Historic Preservation Commission modify the decision of the Historic Preservation Hearing Officer to approve Certificate of Appropriateness Application No. HPCA 2100392, subject to a revised plan submitted by the applicant on March 14, 2022.

#### Background

The original application was to allow the construction of two, two-story dwelling units connected by a single-story carport with a total 2,835 sf footprint under roof at the subject property. The hearing was held on January 11, 2022.

The Hearing Officer, Janet Reed, approved the application subject to three stipulations:

- 1. Any proposed gate or fencing over 3' in height be stepped back 3' from the front corners of the primary dwelling;
- 2. Change window headers to sills; and
- 3. Parapet to have a varied roofline increases above existing roofline to be minimal in height and width subject to approval of Historic Preservation staff.

The Hearing Officer's decision was appealed on January 14, 2022, by five appellants including: Carol Simmons, Cody Castelletti, Donna Reiner, Arthur Vigil III, and Heidi D'Angelo.

Subsequent to the filing of the appeals, there was additional discussion between the applicant and appellants that resulted in a new version of the plan, received by staff on February 7, 2022. The changes, which included a reduction in height of the rear dwelling unit to one-story, were supported by staff.

The appeal was heard by the Historic Preservation Commission on February 14, 2022, and continued to the March 21, 2022, HPC meeting.

Subsequent to the February 14, 2022, HPC meeting, there were continued discussions between the applicant and appellants which resulted in a further modified proposal submitted on March 14, 2022. Staff is in support of the revised proposal.

#### Recommendation

Staff supports the proposed changes made in the March 14th submittal.

Attachments: Appeal Forms and appellant letter (7 pages)

Staff Report (8 pages) Hearing Plans (10 pages)

Phoenix Historic Neighborhoods Coalition letter (3 pages)

Plan submittal from February 7, 2022 (7 pages) Plan submittal from March 14, 2022 (8 pages)





HISTORIC PRESERVATION OFFICE	Decision to the	FIF Commission
The HISTORIC PRESERVATION (HP) HEARING OFF made by the HEARING OFFICER will become final until the close of business on 01/18/2022		
Any member of the public may, within five calendar day the HISTORIC PRESERVATION COMMISSION on around and sign the form below and return it to the Historic 01/18/2022	ny application. If you wish to re	equest such a hearing, fill ou
IMPORTANT The Hearing Officer, Historic Preservation Commis for Certificate of Appropriateness hearings. There these entities to include phone calls, e-mails, to may be submitted through the Historic Preservation	is to be no ex parte communext messages or meetings.	nication with any of Supplemental materials

hearing body. Check with staff on any deadlines for submission of supplemental materials. Materials provided at the hearing should include copies for the hearing body, staff, applicant, and appellant.

#### APPEAL FORM I hereby request that the HP Commission hold a public hearing regarding application number III HPCA 🗌 HPDA for the property at 2215 N 9th Street 2100392 which was designated **as** a part of the Coronado Historic District / I individually as \_ I am aware that the entire application will be up for review and that the City Council may uphold, reverse, or modify the decision of the HPC. ☐ Applicant Opposition Carol Simmons Name (please print) 2205 N. 9th St Street Address: 85006 Phoenix, AZ ZIP Code City & State 602-315-6336 clsim918@gmail.com Telephone E-mail: Signature Reason for appeal (attach additional documentation if appropriate). ontrany to the questelens, the lange proposed stucking one no FOR STAFF USE ONLY This decision was appealed from the 01/11/22 hearing to the Historic

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Page 1 of 1

Preservation Commission meeting





602-262-7811 Voice or TTY use 7-1-1.

### Appeal of Hearing Officer's **Decision to the HP Commission**

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Opposition  Applica	ant								
Name (please print) Cody Castelletti									
Street Address: 946 E Coronado Rd									
City & State Phoenix, AZ	ZIP Code 85006								
Telephone 602-410-0616	E-mail: cacaste2@gmail.com								
Signature Cat Cash	Date 1-14-2022								
Reason for appeal (attach additional do	cumentation if appropriate):								
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Any member of the public may, within five calendar days of the **HEARING OFFICER'S** action, request a hearing by the **HISTORIC PRESERVATION COMMISSION** on any application. If you wish to request such a hearing, fill out and sign the form below and return it to the Historic Preservation Office in person by the close of business on 01/18/22

#### **IMPORTANT**

The Hearing Officer, Historic Preservation Commission and City Council all act in a quasi-judicial manner for Certificate of Appropriateness hearings. There is to be no ex parte communication with any of these entities to include phone calls, e-mails, text messages or meetings. Supplemental materials may be submitted through the Historic Preservation Office to be included in the packet provided to the hearing body. Check with staff on any deadlines for submission of supplemental materials. Materials provided at the hearing should include copies for the hearing body, staff, applicant, and appellant.

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Name (please p	rint) Donna Reiner			
Street Address:	2501 N 8th Street			
City & State Pho	enix, AZ		ZIP Code <u>85006</u>	
Telephone 602		E-mail: layd	eescholar@hotmail.com	
Signature	1-5/1-		Date 13 January 2022	
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■ Opposition ☐ Appl	icant		
Name (please print) Arthur A. Vigil II	İ		
Street Address: 2026 N 10th street			
City & State Phoenix AZ		ZIP Code 85006	
Telephone 602-326-3387	E-mail: av	Bdesign@gmail.com	
^	ti	Date <u>1/11/2022</u>	
Reason for appeal (attach additional (page 13 of 16 Design Guidelines) "similar scale to the pattern of histori - similar height, shape, scale to his	documentation if approp 'new construction should ic building. toric properties. (not cor	oriate): d be compatible and respectful to historic setting	
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The <b>HISTORIC PRESERVATION (HP) HEARING OFFICER</b> agenda for
Any member of the public may, <u>within five calendar days</u> of the <b>HEARING OFFICER'S</b> action, request a hearing by the <b>HISTORIC PRESERVATION COMMISSION</b> on any application. If you wish to request such a hearing, fill out and sign the form below and return it to the Historic Preservation Office in person by the close of business on <u>01/18/22</u> .
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APPEAL FORM
I hereby request that the HP Commission hold a public hearing regarding application number 🔳 HPCA 🗌 HPDA
2100392 for the property at _2215 N 9th Street
which was designated as a part of the Coronado
Historic District /  individually as
I am aware that the entire application will be up for review and that the City Council may uphold, reverse, or modify the decision of the HPC.
☑ Opposition ☐ Applicant
Name (please print) Haidi D'Anyalo
Street Address: 2209 N 9th SH
City & State QVX AZ ZIP Code 85 006
Telephone (008 + 367 - 1256 E-mail: hdangs of msh. Com
Signature Date 1/11/2022
Reason for appeal (attach additional documentation if appropriate):
Troubert for appear (attack additional governments)
FOR STAFF USE ONLY
This decision was appealed from the hearing to the Historic Preservation Commission meeting.
Page 1 of 1

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#### 1/11/22

Phoenix Historic Preservation Commission HP Dept.

Re: COA Appeal . HPCA 2100392

Address: 2215 N. 9th St., Phoenix, AZ 85006

Historic District: Coronado Appeal Hearing on Date: January 11, 2022

Attention: Members of the Historic Preservation Commission

Upon reviewing the design set forth for the development of 2209 N 9th St, I find it to be in defiance of the City of Phoenix Historic Preservation Office's General Design Guidelines for Historic Properties. According to the Design Guidelines (page 13, New Construction) "the design of new construction should be compatible with and respectful of its historic setting."

My name is Heidi D'Angelo, owner of property 2209 N 9th St, Phoenix AZ 85006, located directly one home South of said property in question, 2215 N 9th St. I purchased my home in Oct 2004 and have been living in it and a resident of Coronado Historic District ever since. I've seen many changes over the years on my direct street, as well as the neighborhood. Some good, some not so good. But, one thing is for certain, the homes that remain the same historic integrity value they once were back in the 20's, 30,'s, 40's... & the "refurbished", from run down and neglected to it's now former glory, with some updated nuisances, are the homes that continue to warm my heart & remind me of why I moved into this neighborhood (instead of Scottsdale, Chandler, Tempe...) so long ago.

It's saddened me to drive and walk my dogs through my neighborhood and see all of these new homes popping up that resemble homes that belong in the East of far West valley, not the Historic Districts. I used to take pride in my neighborhood and have faith that the City of Phx Historic Preservation Dept. had integrity value that would uphold the strict guidelines set forth all of these years to ensure new developers couldn't, wouldn't just come in one by one and deface what the surrounding neighbors love so much about this area. But, it seems as of late, the last five or more years, that almost anything goes and is approved, no matter how big the dwelling in question is or how outlandish in design the developer wants to make it. It's granted! What did I miss here?

For me personally, not to mention my thoughts and concerns about the entire neighborhood, is that, again, I live directly one house to the South of this property. And, as such I am greatly concerned and affected by this particular design plan and proposed scope in size for many reasons. One being and my main concern is the size and overall height of these homes as a whole. The former home at 2215 N 9th was, yes, a two story, but always stood out as if it didn't quite belong on this street. However, the difference is that at the very least it was conservative in size. To add insult to injury you, the HPD, propose a home 3-4 times the size of surrounding homes within Coronado, especially the block of 9th street, which will not only make the surrounding homes look somehow even more out of place, or visa versa, but diminish their value over time with such a monstrosity.

Also, the privacy factor for all surrounding neighbors is also a concern. I will never have privacy again in my own back yard with this towering, business like building overlooking my back yard as well as the surrounding yards and homes.

As for the proposed parking structure in the back. Providing parking such as a 4-car carport as well as additional parking in the middle of this structure is the perfect recipe for having this "home" and "guest house" quickly turn into a motel type accommodation for people, strangers coming and going at all times of the night. As well, possibly partying and making loud noises at all hours. Our street, 9th Street, has always been an extremely quiet place to reside with very little noise, if any. The surrounding neighbors all know one another and because of this there has been little to no crime.

In conclusion I am asking for you to revise the current plans in place for a 2,835 square feet in total, two story dwelling & "guest house" including parking "Lot" and please consider replacing those said plans with a one story home and possible guest house in keeping with the design and size of the adjacent Coronado Historic homes. Historic homes that are the reason we residents cherish living within this eclectic, charming neighborhood that reminds us all of a time that was not only simpler, but whereby guidelines stood for something and were actually enforced & upheld.

Heidi D'Angelo 602-367-1256

1 / 1 ) auguste

#### PHOENIX HISTORIC PRESERVATION HEARING OFFICER

Staff Report
Certificate of Appropriateness
2215 North 9th Street
Case No. HPCA 2100392
January 11, 2022

#### **Background**

This is a Certificate of Appropriateness application to construct two, two-story dwelling units at the subject property. The property is zoned R-3 HP (multi-family residential with historic preservation overlay). It is also within the boundaries of the Coronado Neighborhood Special Planning District (SPD). The application was filed by Michael Gilson of Accurate Estimating on behalf of owner LG Properties Plus, LLC.

#### **Previous Applications**

The following applications have been reviewed by the HP Office since the property received historic designation in 1986:

Application No.	Application Type	Scope of Work	Date Approved
HPDE 1600401	Demolition Approval	Total demolition	Denied – October 16, 2016
HPCA 1700130	Certificate of Appropriateness	Two-story addition	Withdrawn
HPCA 1700521	Certificate of Appropriateness	Infill – two-story residence and detached garage with second story living unit	April 26, 2018
HPDE 1800461	Demolition Approval	Total demolition	September 13, 2018

#### **Property Description**

The subject property consists of a 134 ft by 50 ft vacant parcel located within the Coronado Historic District. The ca. 1925 house on the property was declared an imminent hazard by the City of Phoenix Building Official in September of 2021 and was subsequently demolished. Please refer to the street view photos, inventory form and aerial of the parcel.

#### **Proposed Work**

The applicant proposes to construct two, two-story dwelling units connected by a single-story carport. The footprint of the dwelling, with carport, would be 2,835 square feet. The front dwelling would have a footprint under roof of approximately 1622 sf with the rear unit approximately 760 sf attached through a single-story carport. The total lot coverage of the proposed project would be 43%.

The first story of the front facade of the primary dwelling would incorporate a shed roof with a recessed 5'10" x 16'11" front porch area. The front façade would be set back 25' from the front property line. The historic dwelling (demolished) was set back 20' from the front property line. The front setbacks along the

east side of 9th Street generally range from 18' to 21'. The home immediately to the north (2217 N 9th Street) has a setback of approximately 21' and the home to the north of that (2223 N 9th Street) has a setback of approximately 22' from the property line. The home immediately to the south of the subject property (2209 N 9th Street) has a setback 19' from the property line.

The proposed primary dwelling would be two-story with a flat roof and parapet with a height of 22'7 3/8" above finished floor. The ridge height of the demolished dwelling, above finished floor, was 22'8". The first-floor ceiling would be 9' in height with the second story ceiling at 8' in height. The rear dwelling would have a parapet height of approximately 22' with the first and second floor ceiling heights at 8'. The home immediately to the north (2217 N 9th Street) has a ridge height of 12' with the ridge height of the home to its north (2223 N 9th Street) at 13'. The home immediately to the south (2209 N 9th Street) has a ridge height of 18'. The height of the parapet for the single-story carport – stretching between the two buildings – would be 12'5 3/8".

The shed roof, along the first story front façade of the primary dwelling, would be red barrel tile with the recessed front porch section supported by 2-6"x6" wood posts. Similarly, wood-framed awnings above the windows on the second story of the front façade would be covered with red barrel tile. The windows would be vinyl in a combination of double hung and sliding operating systems. The windows would be recessed 2 inches from the wall with exterior wood headers.

A 6' tall concrete block fence would be constructed along the northern and southern property lines. A 6' tall wrought iron gate would extend from the front (southwest) corner of the dwelling to the block fence and provide auto access to the interior carport. Additionally, approximately 42' of 6' tall wrought iron fence/gate would be located along the rear (eastern) property line to provide access to uncovered parking at the rear of the second dwelling.

#### **Findings**

The City of Phoenix's "General Design Guidelines for Historic Properties" (https://www.phoenix.gov/pddsite/Documents/pdd\_hp\_pdf\_00035.pdf) recommend compatible new construction within historic districts:

#### **Similar Scale New Construction**

- Within the historic residential areas, new construction should be similar in height, shape and
  materials to the historic structures in its vicinity. Where changes in size must occur, the visual
  impact of the new construction should be minimized by stepping back the new construction
  from the historic buildings.
- Building features, such as roof lines, window and door openings, porches, entrances, pergolas, porte-cocheres or carports should resemble those related forms found on adjacent or surrounding historic strictures.

The demolished building on the property was unique in that it was the only primary two-story dwelling on 9<sup>th</sup> Street between Monte Vista Road and Oak Street (three, two-story dwellings exist as alley houses). A new primary two-story dwelling on the site would inherently create a building that is taller than the historic structures in the immediate vicinity. However, the proposed building would incorporate a flat roof so as not to exceed the height of the former historic dwelling and disrupt precedent.

The R-3 zoning and the Coronado Neighborhood SPD require a 25' front yard setback for new construction on vacant lots. This would set the new construction back from the front facades of the adjacent historic properties. Additionally, the proposed design of the primary dwelling incorporates a

roughly 5' deep single-story portion along the front façade with a recessed porch. This single-story segment would further step the two-story height back from the adjacent single-story historic dwellings.

In order to reduce the overall massing of the two units, under one roof, an interior, single-story carport was incorporated into the site plan. The second unit would also have a modest reduction in height from the primary unit.

While the historic homes along this section of 9th Street are primarily Bungalow, Vernacular, or Ranchstyle, Spanish Colonial Revival is characterized by the Coronado Neighborhood SPD as one of the four most common architectural styles in the Coronado Historic District. The proposed flat roofs of the dwelling units serve to reduce the overall proposed height, while the stucco walls and additions of the red barrel tile first story roof and awnings add characteristics of Spanish Colonial design. The recessed double-hung windows resemble forms on surrounding structures with the lack of sills and modern materials defining new construction.

#### Recommendation

Based on the findings above, staff recommends approval of this application with the following stipulation:

1. Any proposed gate or fencing over 3' in height be stepped back 3' from the front corners of the primary dwelling.

Subject to this stipulation the application is consistent with the Standards for Consideration of a Certificate of Appropriateness as set forth in Section 812.D of the Zoning Ordinance.

Helana Ruter

**Historic Preservation Planner** 

Attachments: Photos, inventory form and aerial







Now vacant lot, facing east



Adjacent property to south, view facing southeast



Adjacent properties to north, view facing northeast

#### ARIZONA STATE HISTORIC PROPERTY INVENTORY

#### IDENTIFICATION

SURVEY AREA NAME: NHS/Coronado HISTORIC NAME: N/A ADDRESS/LOCATION: 2215 N. 9th St. CITY/TOWN: Phoenix, AZ. TAX PARCEL NUMBER: 117-31-018 OWNER: Graf, Charles OWNER ADDRESS: 2215 N. 9th St. Phoenix, AZ 85006 HISTORIC USE: Residence PRESENT USE: Residence BUILDING TYPE: House STYLE: Bungalow CONSTRUCTION DATE: Circa 1925 ARCHITECT/BUILDER: N/A INTEGRITY: Unaltered CONDITION: Excellent

COUNTY: Maricopa SURVEY SITE: NHS USGS QUAD: T 2N R 3E S 33 / 1/4 OF THE SW 1/4 UTM

#### DESCRIPTION (contd.)

ROOF TYPE: Med. gable
ROOF SHEATHING: Wood shingle
EAVES TREATMENT: Exposed rafters,
clapboard, rectangular wood
WINDOWS: 1/1 lights, wood, casement, plain flat
ENTRY: Central, recessed, wood frame, plain
flat, wood panel, 2 lights
PORCHES: Closed, recessed, carport, columns
STOREFRONTS: N/A
NOTABLE INTERIOR: N/A
OUTBUILDINGS: Guest house, garage
ALTERATIONS: N/A

#### DESCRIPTION

STORIES: 2 DIMENSIONS:(1)50(w)50 STRUCTURAL MATERIAL: Brick FOUNDATION MATERIAL: Concrete WALL SHEATHING: Painted stucco APPLIED ORNAMENT: N/A PHOTOGRAPH:
PHOTOGRAPHER: Linda Laird
DATE: Jan. '84 VIEW E, 3/4
NEGATIVE NUMBER: R 17, f 9A

SKETCH MAP:

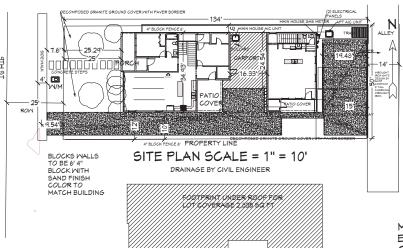


ADDITIONAL DESCRIPTION/ANALYSIS (annotated form): ARMINA STORE WINDAM PRODUCTINE PROBLEMS SIGNIFICANCE: AREAS OF SIGNIFICANCE: COMMERCE COMMUNITY PLANNING X ECONOMICS X EXPLORATION/SETTLEMENT GOVERNMENTAL MILITARY RELIGION SCIENCE THEATRE TRANSPORTATION X TOURISM OTHER(specify) (Janas) ACHARA HISTORIC ASSOCIATIONS (be concise): PROMINENT OCCUPANT/HISTORIC ASSOCIATION(S): RELATIONSHIP TO LOCAL DEVELOPMENT: Relates to working class suburban development patterns in Phoenix in the first quarter of this century. CULTURAL ASSOCIATIONS: 1981 ARCHITECTURAL STYLE: Typical example of 1920's Bungalow style in the Coronado Neighborhood MAJOR ARCH. FORM/MATERIAL: WITH WHICH ENGINEERING/STRUCTURAL: DISTRICT/STREETSCAPE CONTRIBUTION: Contributes to streetscape of modest homes built on small lots. DISCUSSION AS REQUIRED: FORTILE DE 18 1.15 15 C. Fam. 1/ CONTEXT: ISOLATED/RURAL RESIDENTIAL STREET X COMMERCIAL SQUARE CBD: OTHER: BIBLIOGRAPHY/SOURCES: City Directories Kottanger, Michael J., Phoenix Arizona 1920 - 1940 LISTING IN OTHER SURVEYS: NATIONAL REGISTER STATUS: LISTED DETERMINED ELIGIBLE DETERMINED NOT ELIGIBLE NOT EVALUATED COMMENTS/DEVELOPMENT PLANS/THREATS: SURVEY DATE: January 1984 DATE FORM COMPLETED: 8/1/84 SURVEYOR: Laird

## Planning and Development



Page 404



BUILDING AREA	EXISTING	(//44/44//)	DEMOLITION	NEW CONSTRUCTION	TOTAL S.F.
LIVING SPACE IST FR				1,251 SQ FT	2.612.5Q.FT
LIVING SPACE 2ND FR		<i>\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\</i>		1,421 SQ FT	2,812 50 F1
CARPORT				401 5Q FT	401 SQ FT
JTILITY/STORAGE(NON AC)				66 SQ FT	66 SQ FT
PORCH				153 SQ FT	153 SQ FT
PATIO				151 SQ FT	151 SQ FT
APT LIVABLE 1ST FLOOR				656 SQ FT	
PT LIVABLE 2ND FLOOR				709 SQ FT	1,359 SQ FT
UTILITY/STORAGE(NON AC)	)			32 50 FT	32 50 FT
APT PORCH				84 SQ FT	84 SQ FT
99949999999					
TOTAL LIVABLE =					4,031 SQ FT
TOTAL NON-LIVABLE =					843 SQ FT
TOTAL S.F. UNDER ROOF =					2,895 S.F.
TOTAL LOT AREA =	6.700 S.	- <i>\/////</i>		% OF LOT COVERAGE =	49.96

ENERGY NOTE. ALL PLANS TO COMPLY WITH IRC 2018 ENERGY CODES

NEM ADJOR REMODELED BUILDING ENVELOPE AREAS SHALL COMELY WITH FOLLOWING, FENETRATION = 0.40 MAX. U-FACTOR, 25 MAX SHAC. MIN. R-13 AT FRAME WALLS AND FLOORS R-6 G MAY COME TO A SHACK OF THE AND FLOORS R-6 G MAY COME TO A SHACK OF THE AND FLOOR SHACK OF

G AND D IS ALREADY CONTRACTED FOR BY

EAST VALLEY ENGINEERING RESOURCE

Proposal for Civil Engineering Services

EVER Proposal # 20.05.25

LG Properties Plus I.I.C.

EVER Proposal # 20.05.25 LG Properties Plus LLC Mailing address: 10416 W. Raymond Street Tolleson, AZ 83353 Phone # 480-516-2185 Email: glory\_gw@yahoo.com

PROJECT: LG PROPERTIES—3 UNIT MULTI-FAMILY 2215 N 9™ STREET PHOENIX, ARIZONA 85006 The Control of the Co

NORTH WALL TO BE FIRE RATED

OLD HOUSE ALREADY DEMOLISHED ON EXISTING DEMO PERMIT RDEM 21032629

MIN (1) TREE SONORON EMERALD PALO VERDE 3' CALIPER

MIN 5 SHRUBS 5 GALLON HEATHER CLOUD MOISTURE RESISTANT

GROUND COVER OTHER THAN DRIVEWAYS OR WALKWAYS TO BE DECOMPOSED GRANITE WITH PAVER BORDER

DRIVEWAYS, PARKING AREAS AND WALKWAYS TO BE 3000 PSI CONCRETE

PLANTS AND TREES TO BE WATER WITH DRIP SYSTEM ON ELECTRIC TIMER OWNER LG PROPERTIES PLUS LLC
ADDRESS: 2215 N 9TH 51
PHOENIN SOOR
PHONE # 400 516 2195
Parcel #: 113-10-10
Suddwiston: LOS OLIVOS HEIGHTS
Lot #: 10
MCR #: 30
MCR #: 331
Pescription: LOS OLIVOS HTS
Section Tournship Range: 33 2N 3E

2013 International Building Code (BC)
2013 International Realisemble Code (BC)
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2013 International Realisemble Code (BC)
2013 International Proceedings (BC)
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2013 International Code (BC)

SCOPE OF WORK: NEW CUSTOM DUFLEX, NEW ELECTRICAL

DISCLANCE.
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AND CONDITIONS PRIOR TO CONSTRUCTION INTEREST THE ARE ANY DISCREPANCIES, INCOMSISTENCES, CHANGES ON SHOULD THERE BE ANY CLARIFICATION TO MEANING OR INTENT OF DESIGNARIES ECONSTRUCTION.

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DESIGNER PACHARI, GLOS PACHE COS PERSON DISSIPATION PL

ALT TANK DEWASE GAND

FULL TANK DEWASE GAND

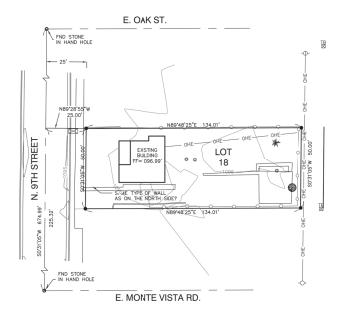
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PHOENIX 25006 4ONE # 420-516-2125

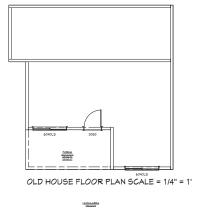
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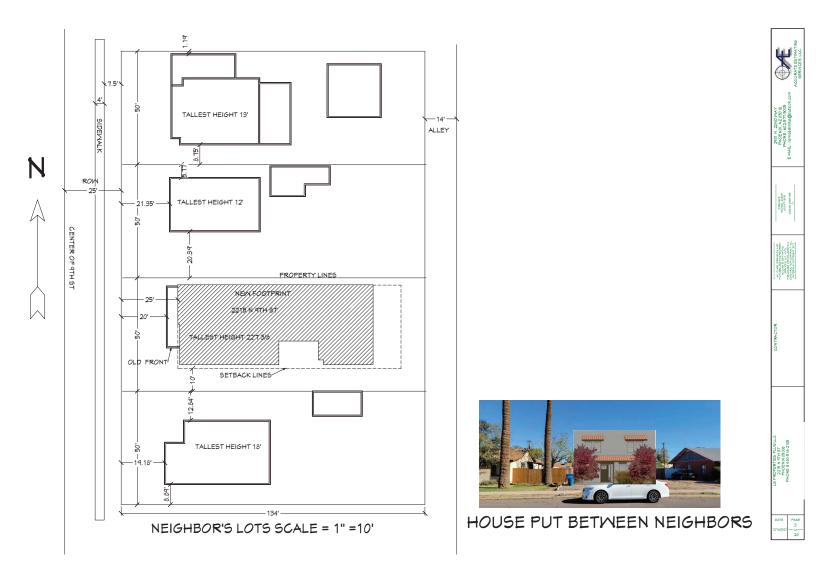


ORIGINAL HOUSE (DEMOLISHED)

DESCHER HCHAEL GUSON 6025T-8005 DESCH DANTER











SIDE/NORTH

### RENDERINGS NTS

FRONT ELEVATION MEST



SOUTH ELEVATION



REAR/EAST









OAK ST 21'5 FT TO TOP

1050 E. OAK ST







DAYTON 23'8 FT TO TOP





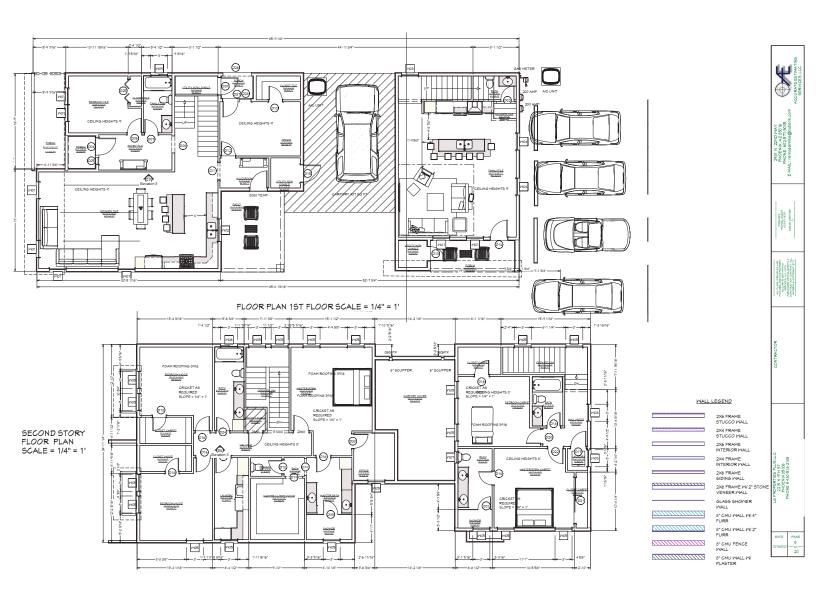








2202 N. 10TH ST



#### DOOR AND WINDOW SCHEDULE

								DOOR SCHEDULE						
NUMBER	II ARCI	IOTY	IFLOOR	ISI7E	DAVIDTH	IHEIGHT	ID/O		HEADER	THICKNESS	MANUFACTURER	COMMENTS IS	icc	III.EACTOR
	2368 TEMP	1					27"X80"	SHOWER-GLASS SLAR		1/2"	IIIDUTOI AOTOICEIS	0.		0.3
	2468	1		2468 R			28"X80"	SHOWER-DOOR P04		1/2"		0.		0.3
	2668	1	2	2668 L			30"X80"	SHOWER-GLASS SLAB		1/2"		0.	3	0.3
004	3080	11	i i	3080 L EX	36 °	96 *	38"X99"	EXT. HINGED-DOOR E21	2X6X41" (2)	1 3/4"		lõ.	25	0.3
D05	1280	1	1	1280	14 "	96 *	16"X99"	FIXED-GLASS PANEL	2X6X19*(2)	1 3/4"		0.	25	0.3
D06	2680	1	1	2680 R IN	30 *	96 *	32"X98 1/2"	HINGED-DOOR P04	2X6X35" (2)	1 3/8"		0.		0.3
D07	2480	1	1	2480 L IN	28 "	96 *	30"X98 1/2"	HINGED-DOOR P04	2X6X33" (2)	1 3/8"		0.	3	0.3
D08	3080	1	1	3080	36*	96 *		DOORWAY	2X6X41" (2)			0.	3	0.3
	3050	1		3050 L EX		60 °			2X6X41" (2)	1 3/4"		0.		0.3
010	2480	1		2480 L EX	28 "	96 *	30"X99"		2X6X33*(2)	1 3/4"				0.3
	3080	1					38"X98 1/2"	DOORWAY	2X6X41" (2)			0.		0.3
012	2680	1 1			30 *			HINGED-DOOR P04	2X6X35*(2)	1 3/8"		0.	3	0.3
	2668	1	1	2668 R IN		80 *			2X6X35*(2)	1 3/8"		0.	3	0.3
D14	3068	1	1	3068 R EX		80 *	38"X83"		2X6X41" (2)	1 3/4"		0.		0.3
	3080 FR SC	1	1	3080 L EX	36 *		38"X99"		2X6X41" (2)	1 3/4"				0.3
	2668				30 *		32"X82 1/2"		2X6X35" (2)	1 3/8"		0.		0.3
017	2868		2	2868 R IN	32 *	80 *	34"X82 1/2"		2X6X37" (2)	1 3/8"		0.	3	0.3
018	2468	5	2		28 "			HINGED-DOOR P04	2X6X33*(2)	1 3/8"		0.		0.3
	3068	2	2	3068	36 °	80 *			2X6X41" (2)			0.		0.3
	2668	2			30 *	80 *			2X6X35" (2)	1 3/8"		0.		0.3
021	8068	1			96 *	80 *			2X12X101" (2)	1 3/8"		0.	3	0.3
	2868	1				80 *			2X6X37*(2)	1 3/8"		0.		0.3
	2468	1	2		28 "				2X6X33*(2)	1 3/8"		0.		0.3
025	4080	1	1	4080 L/R					2X8X53* (2)	1 3/8"		0.		0.3
	5080	1	1						2X8X65" (2)			0.		0.3
	2880 TEMP	11		2880 R EX		96 *	34"X99"		2X6X37" (2)	1 3/4"		0.		0.3
028	2080 TEMP	1	1	2080 EX	24 "	96 °	26"X99"	EXT. FIXED-GLASS PANEL	2X6X29*(2)	1 3/4"		0.	25	0.3

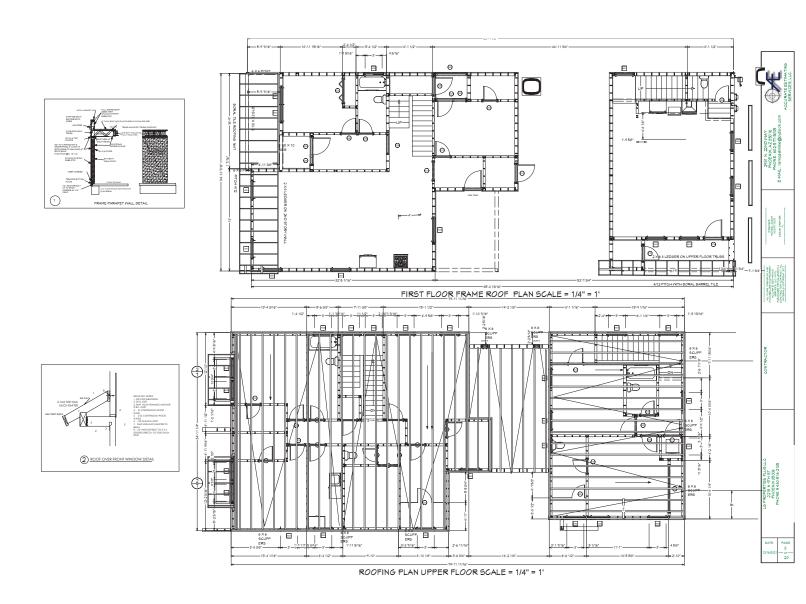
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NUMBER	LABEL	QTY	FLOOR		WIDTH						COMMENTS SHGC	U-FACTOR
W01	3050DH	8	1		36 *	60 *	38"X62"		DOUBLE HUNG	2X6X41* (2)	0.25	0.3
	4048DH	1	1	4048DH	48 "		50"X58"		DOUBLE HUNG			0.3
W03	3030DH	1	1		36 °	36 °	38"X38"		DOUBLE HUNG			0.3
W04	3040DH	2	1			48 *	38"X50"		DOUBLE HUNG			0.3
W05	3050DH	19	2		36 *	60 *	38"X62"		DOUBLE HUNG			0.3
W06	3014LS	1	2		36 *	16 "	38"X18"		LEFT SLIDING	2X6X41* (2)	0.25	0.3
	2020DH	1	2	2020DH	24 *	24 *	26"X26"		DOUBLE HUNG			0.3
W08	3040DH	2	2		36 °	48 *	38"X50"		DOUBLE HUNG			0.3

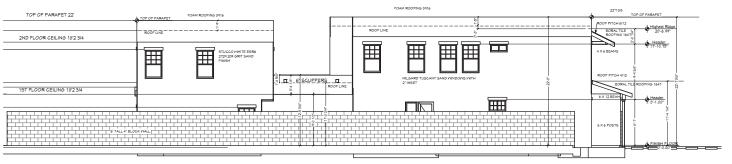


DECORATIVE WINDOW BUCK SHERMAN WILLIAMS ROYCROFT BRASS SW 2843

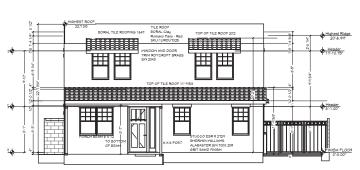
MILGARD TUSCANY SERIES VINYL WINDOWS COLOR SAND

ALL WINDOWS RECESSED 2" WITH MULLION S ON TOP HALF OF WINDOW

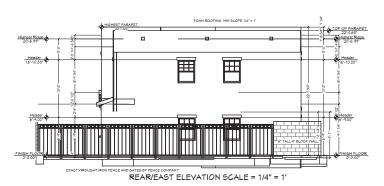




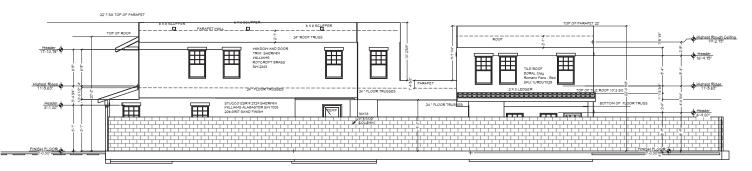
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FRONT/ WEST ELEVATION SCALE = 1/4" = 1'

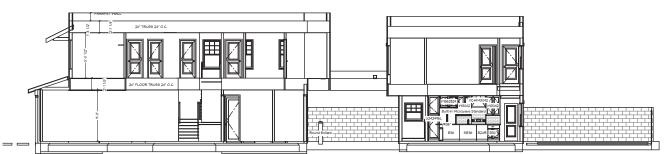


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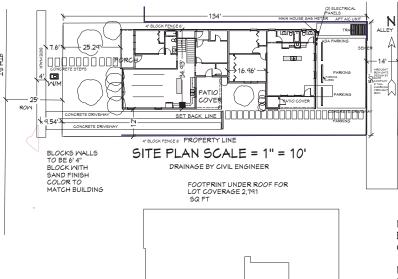


DESCHER HIGHER GISON 6025TF-8005 DESCH DRAFTER

SOUTH SIDE ELEVATION SCALE = 1/4" = 1'



CROSS SECTION (ELEVATION 3) SCALE = 1/4" =1'





NORTH WALL TO BE FIRE RATED

OLD HOUSE ALREADY DEMOLISHED ON EXISTING DEMO PERMIT RDEM 21032629

MIN (1) TREE SONORON EMERALD PALO VERDE 3' CALIPER

MIN 5 SHRUBS 5 GALLON HEATHER CLOUD MOISTURE RESISTANT

GROUND COVER OTHER THAN DRIVEWAYS OR MALKWAYS TO BE DECOMPOSED GRANITE WITH PAVER BORDER

DRIVEWAYS, PARKING AREAS AND WALKWAYS TO BE 3000 PSI CONCRETE

PLANTS AND TREES TO BE WATER WITH DRIP SYSTEM ON ELECTRIC TIMER

OWNER LG PROPERTIES PLUS LLC
ADDRESS. 2215 N 9TH 51
PHOENIX SOSS.
PHONE # 460.916.2195
Pacal ## 11-13-101
Subdivision: LOS OLIVOS HEIGHTS
LUE# 18
MCR# 531
Description: LOS OLIVOS HTS
Section Touriship Range: 33 2N SE

2019 International Building Code (BCL)
2019 International Residential Code (BCL)
2019 International Residential Code (BCL)
2019 International Residential Code (BCC)
2019 International Residential Code (BCC)
2019 International Technology Code

SCOPE OF WORK: NEW CUSTOM DUFLEX, NEW ELECTRICAL

DECLARED.
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AND CONSTITUTIONS PRIOR TO REPRODUCTION. IT THERE THERE ARE ANY DISCREPANCIES, INCOMISSITEMENT, CHARGES ON SHOULD THERE BE ANY CLARIFICATION TO MEANING OR INTENT OF DESIGNER BEFORE CONSTITUTION.

DESIGNER BEFORE CONSTRUCTION.

ALL OTHER WORK NOT INCLUDED IN THESE DRAWINGS TO BE DON BY THE HOME OWNER.

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1-000-9TAKE-IT
(OUTSIDE MARICOPA COUNTY)



G AND D IS ALREADY CONTRACTED FOR BY

2701 PALLE ENGINEERING RESOURCE

Proposal for Civil Engineering Services

EVER Proposal # 20.05.25 LG Properties Plus LLC Mailing address: 10416 W. Raymond Street Tolleson, 24.8353 Phone # 480-516-2185 Email: glory\_gw@yahoo.com

PROJECT: LG PROPERTIES—3 UNIT MULTI-FAMILY 2215 N 9™ STREET PHOENIX, ARIZONA 85006

NEW ADJOR REMODELE DULIDING
ENVELOPE AREAS SHALL COMPLY WITH
HEF FOLLOWING, FENESTRAIN = 0.40
MAX U.FACTOR, 25 MAX SHGC, MIN. R-13
AT FRAME PALLS AND FLOODS, R-6 @
INSULATION LOCATED OUTSIDE THE
BUILDING ENVELOPE REQUIRED R-8 & R-6
WHEN LOCATED IN THE FLOOR JOISTS,
MINIMIZE

Page 415

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PHOENIX, AZ 55016 PHONE: 602-571-5005 E-MAIL: remodelmike@outbok.com

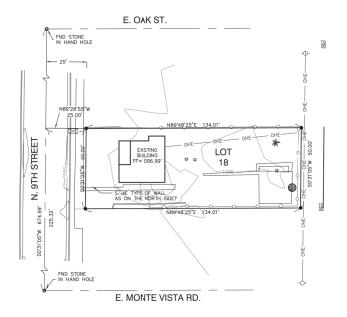
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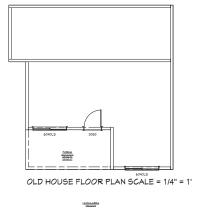
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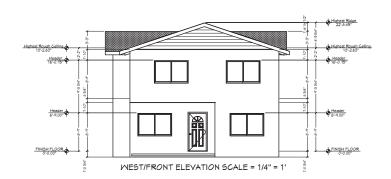


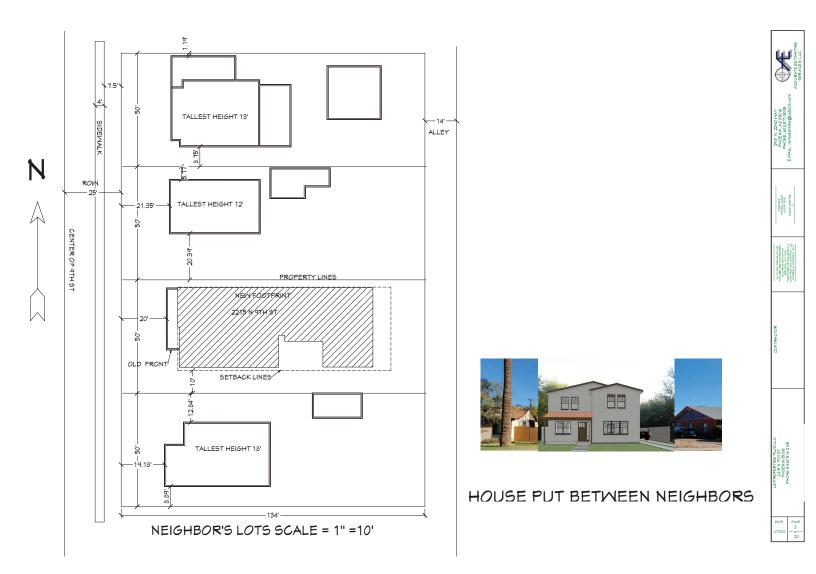


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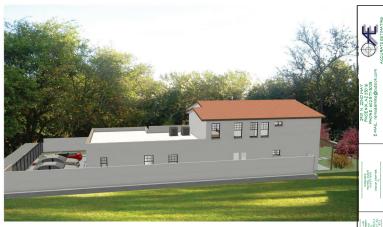
DESIGNER HIGHWIL GLISCH ECOSTI-SCOS DESIGN DRAFTER











SIDE/NORTH

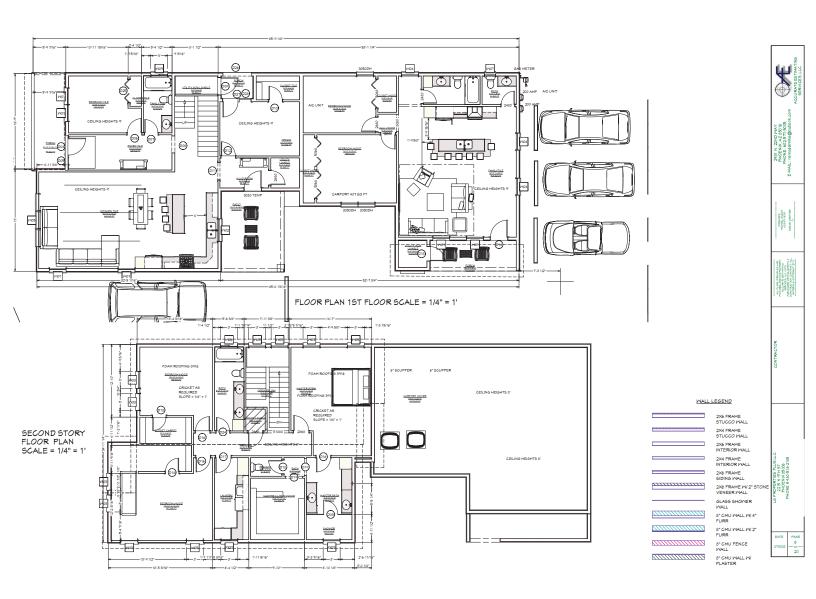
FRONT ELEVATION WEST



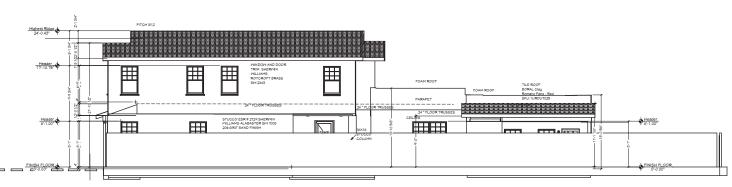




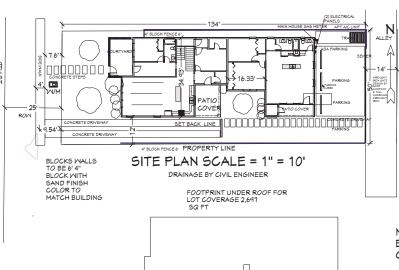








SOUTH SIDE ELEVATION SCALE = 1/4" = 1'



BUILDING AREA	EXISTING		DEMOLITION	NEW CONSTRUCTION	TOTAL S.F.
LIVING SPACE IST FR				2,951 SQ FT	9.111.5Q.FT
LIVING SPACE 2ND FR				1,426 SQ FT	3,1113411
JTILITY/STORAGE(NON AC)				50 SQ FT	50 SQ FT
PATIO				151 SQ FT	151 SQ FT
PORCHES				107 5Q FT	101 5Q FT
1414444444					
TOTAL LIVABLE =				-	9,777 SQ FT
TOTAL NON-LIVABLE =					314 SQ FT
TOTAL S.F. UNDER ROOF					2.697 S.F.
TOTAL LOT AREA =	6.700 5	F. /////		% OF LOT GOVERAGE =	40.26 %

ENERGY NOTE. ALL PLANS TO COMPLY WITH IRG 2018 ENERGY CODES

NEMA ADJOR REMODELED BUILDING ENVELOPE AREAS SHALL COMELY WITH FOLLOWING, FENESTRATION = 0.40 MAX. LIFACTOR, 25 MAX SHAC. MIN. R-13 TRAME VALLS AND FLOORS R-6 G MIN. R-13 TRAME VALLS AND FLOORS R-6 G MIN. R-13 MIN. R-10 MIN. R-13 MIN. R-10 MIN. R

G AND D IS ALREADY CONTRACTED FOR BY

Proposal for Civil Engineering Services

EVER Proposal # 20.05.25 LG Properties Plus LLC Mailing address: 10416 W. Raymond Street Tolleson, AZ 83353 Phone # 480-516-2185 Email: glory\_gw@yahoo.cor

PROJECT: LG PROPERTIES-3 UNIT MULTI-FAMILY 2215 N 9™ STREET PHOENIX, ARIZONA 85006

FIRE RATED

OLD HOUSE ALREADY DEMOLISHED ON EXISTING DEMO PERMIT RDEM 21032629

MIN (1) TREE SONORON EMERALD PALO VERDE 3' CALIPER

MIN 5 SHRUBS 5 GALLON HEATHER CLOUD MOISTURE RESISTANT

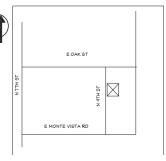
GROUND COYER OTHER THAN DRIVEWAYS OR WALKWAYS TO BE GRASS

DRIVEWAYS, PARKING AREAS AND WALKWAYS TO BE 3000 PSI CONCRETE

PLANTS AND TREES TO BE WATER WITH DRIP SYSTEM ON ELECTRIC TIMER

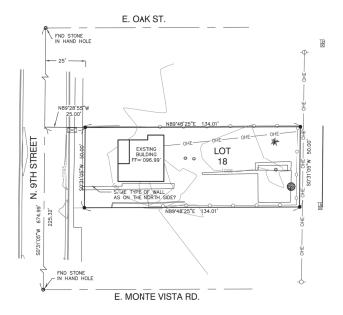
OWNER: L6 PROPERTIES PLUS LLC
ADDRESS: 221 SN 17H ST
PHOEMIX 58506
PHONE IS 480-516-2185
Pracel 8: 1173-1-018
Supdivision: LOS OLIVOS HEIGHTS
LUCK 8: 18
MCR 8: 391
Description: LOS OLIVOS HTS
Section Touriship Range: 33 2N 3E

BLUESTAKE





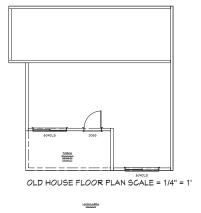






ORIGINAL HOUSE (DEMOLISHED)

DESIGNER HIGHWIL GLISCH ECOSTI-SCOS DESIGN DRAFTER











FRONT ELEVATION WEST

RENDERINGS NTS

SIDE/SOUTH



SIDE NORTH



REAR/EAST









OAK ST 21'5 FT TO TOP

1050 E. OAK ST







DAYTON 23'8 FT TO TOP











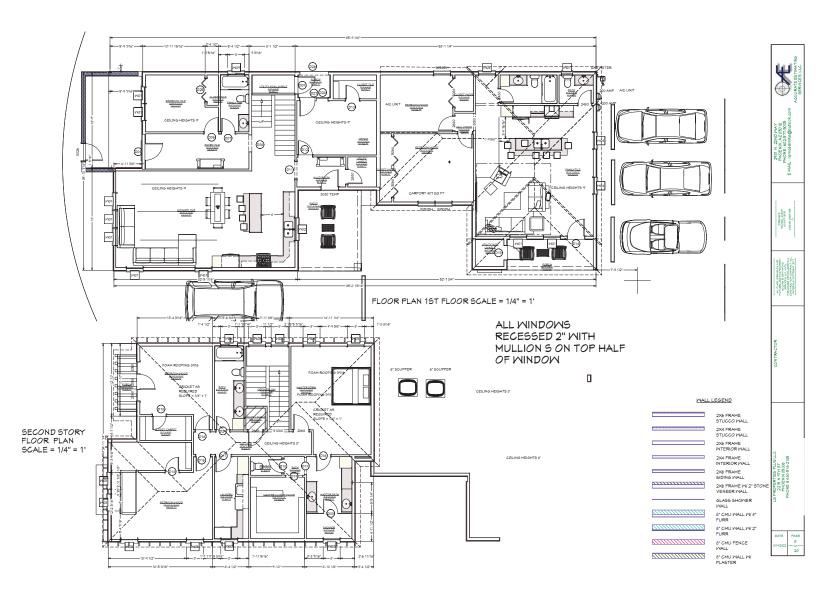
2202 N. 10TH ST

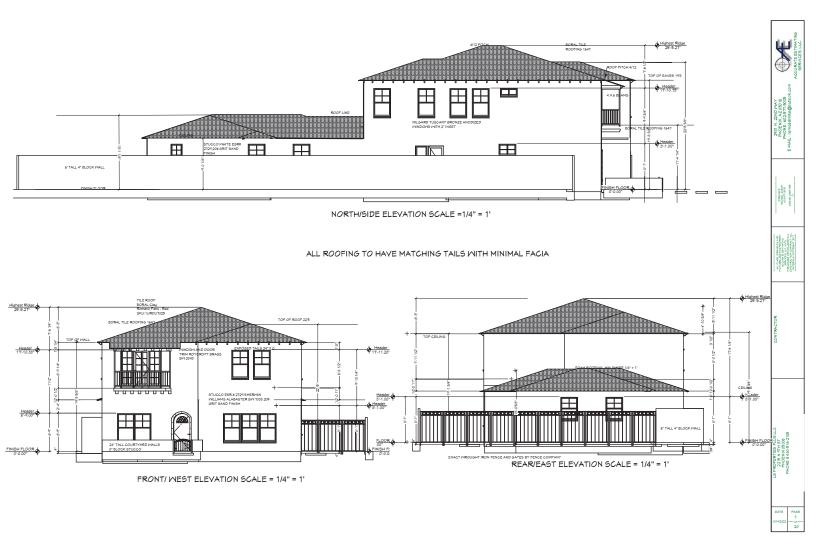














SOUTH SIDE ELEVATION SCALE = 1/4" = 1'

PHONE: 602577-50 E-MAIL: remodefulke@out

DEGLACE POLICIA POLICI

A MALE AND CONTROL OF A MALE AND CONTROL OF

PHONE # 480-516-2185

To: Alan Stephenson **Date:** May 6, 2022

**Deputy City Manager** 

From:

Joshua Bednarek Planning and Development Deputy Director

CONTINUANCE OF ITEM 118 ON THE MAY 11, 2022, CITY COUNCIL Subject:

AGENDA - APPEAL OF HISTORIC PRESERVATION COMMISSION'S

DECISION ON CERTIFICATE OF APPROPRIATENESS APPLICATION HPCA

2100392 – 2215 NORTH 9TH STREET IN THE CORONADO HISTORIC

DISTRICT

Item 118, is a request for Certificate of Appropriateness to construct a new two-story, two-unit dwelling on the vacant parcel located at 2215 North 9th Street in the Coronado Historic District.

The applicant Michael Gilson, on behalf of the property owner LG Properties Plus, LLC, has requested a continuance to the June 1, 2022, Council meeting to work towards a resolution with the appellants. Staff recommends this case be continued to the June 1, 2022, City Council Formal meeting.

Approved:

Alan Stephenson, Deputy City Manager

Attachment:

Exhibit A – Applicant's request for continuance

From: MICHAEL GILSON
To: Helana Ruter; LGPP

Cc: Kevin Weight; David Urbinato; Alan Stephenson

**Subject:** RE: Request for continuance 2215 N 9th Street (HPCA 2100392)

**Date:** Thursday, May 5, 2022 10:57:05 AM

Per out phone meeting. We wish to file for a continuance of out hearing. I understand you will set up meetings with the neighbors to try to work this out. I understand this will put us out another 30 days

PLease let me know if you need any other information from us

Thank you

Michael Gilson Accurate Estimating Services, Ilc 602-577-5005

From: Helana Ruter < helana.ruter@phoenix.gov>

Sent: Thursday, May 05, 2022 6:13 AM

To: MICHAEL GILSON <remodelmike@outlook.com>; LGPP <glory\_gw@yahoo.com>

Cc: Kevin Weight <kevin.weight@phoenix.gov>; David Urbinato <david.urbinato@phoenix.gov>; Alan

Stephenson <alan.stephenson@phoenix.gov>

**Subject:** Request for continuance 2215 N 9th Street (HPCA 2100392)

Good morning Gudeta and Michael,

I am going to be going out of town today and will not be back in the office until Tuesday. In the conversation with Alan Stephenson yesterday afternoon he had noted that if you would like a continuance from the May  $11^{th}$  City Council meeting to June  $1^{st}$  – to continue to work towards a resolution with the appellants – that Michael, as the applicant, would need to send an email with a request in that regard.

If you would like to request a continuance request please copy Kevin Weight and David Urbinato. I will be periodically checking email, but just want to make sure that there is a timely response.

Thank you,

Helana

#### **Helana Ruter**

Acting Historic Preservation Officer Historic Preservation Office City of Phoenix 200 West Washington Street Phoenix, AZ 85003 T: 602-256-4155 Phoenix.gov/PDD



To: Alan Stephenson

Date:

May 31, 2022

Deputy City Manager

Planning and Development Director

From: Helana Ruter

Acting Historic Preservation Officer

Subject: CONTINUANCE OF ITEM 63 ON THE JUNE 01, 2022 CITY COUNCIL AGENDA

- APPEAL OF HISTORIC PRESERVATION COMMISSION'S DECISION ON CERTIFICATE OF APPROPRIATENESS APPLICATION HPCA 2100392 – 2215 NORTH 9TH STREET IN THE CORONADO HISTORIC DISTRICT

Item 63, is continuance of a request for Certificate of Appropriateness to construct a new two-story, two-unit dwelling on the vacant parcel located at 2215 North 9th Street in the Coronado Historic District.

The property owner Gudeta Fufaa, LG Properties Plus, LLC, has requested a continuance to the Aug. 31, 2022, Council meeting to work towards a resolution with the appellants. Staff recommends this case be continued to the Aug. 31, 2022, City Council Formal meeting.

Approved:

Alan Stephenson

Deputy City Manager/Planning and Development Director

Attachment:

Exhibit A - Owner's request for continuance