

PHOENIX CITY COUNCIL FORMAL AGENDA



Mayor Greg Stanton

Vice Mayor
District 3
Bill Gates

District 1
Thelda Williams

District 2
Jim Waring

District 4
Laura Pastor

District 5
Daniel Valenzuela

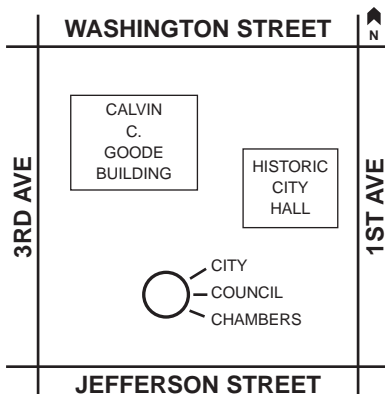
District 6
Sal DiCiccio

District 7
Michael Nowakowski

District 8
Kate Gallego

*Online agendas and
results available at
www.phoenix.gov*

City Council Chambers
200 W. Jefferson St.
Phoenix, AZ 85003



WELCOME!

You are now participating in the process of representative government. We welcome your interest and hope you and your friends will often attend Phoenix City Council meetings. Democracy cannot endure without an informed electorate. Phoenix utilizes a Council-Manager form of local government. Policy is set by the Mayor and Council who are elected by the people, and carried out by the City Manager, who is appointed by the Council. The Council decides what is to be done and the City Manager, operating through the entire City staff, does it. This separation of policy-making and policy administration is considered the most economical and efficient form of city government.

FORMAL CITY COUNCIL MEETINGS

The Council takes official action at "formal" meetings biweekly on Wednesday at 3:00 p.m. Ordinances, Resolutions and Formal Actions are officially enacted or rejected at this time from the agenda. Although this agenda is subject to change from time to time, all changes to the printed agenda will be available 24 hours prior to the meeting.

The "formal" meeting may appear to proceed extremely fast, with important decisions reached after very little discussion. Actually, Council members receive the agenda the Thursday prior to the meeting. They have the opportunity to study every item on the agenda over the weekend and ask questions of City staff members. If no additional facts are presented at the "formal" meeting, they often act on matters, particularly routine ones, without further discussion.

HOW CITIZENS CAN PARTICIPATE

Citizens may appear before the City Council or a Council Subcommittee to express their views on any published agenda item. In addition, a Citizen Comment Session is held on Wednesdays immediately following the formal City Council meetings which begin at 3:00 p.m. The City Council does not meet every Wednesday, so please call the City Clerk Department at 602-262-6811 to confirm the date and time of the next formal meeting.

If you have an individual problem involving the City, you are encouraged to contact your District Council member at 602-262-7029 or the City Manager's Office at 602-262-4449. To reach the Mayor's office, call 602-262-7111. We will do everything possible to be responsive to your individual requests.

REGISTERED LOBBYISTS

Individuals paid to lobby on behalf of persons or organizations other than themselves shall register with the City Clerk prior to lobbying or within five business days thereafter and must re-register annually. If you have any questions about registration or whether or not you must register, please contact the City Clerk's Office at 602-256-3186.

An assistive listening system is available in the Council Chambers for individuals with hearing loss. Headset units are available at the entrance table in the Chambers. In addition, the City Clerk's office will provide sign language interpreting services. Please call (voice) 602-256-3186 or (TTY) 602-534-2737 as early as possible to coordinate needed arrangements.

Si necesita asistencia o traducción en español, favor de llamar lo mas pronto posible a la oficina de la Secretaría Municipal de Phoenix al 602-256-3186.

City of Phoenix Council members and district boundaries



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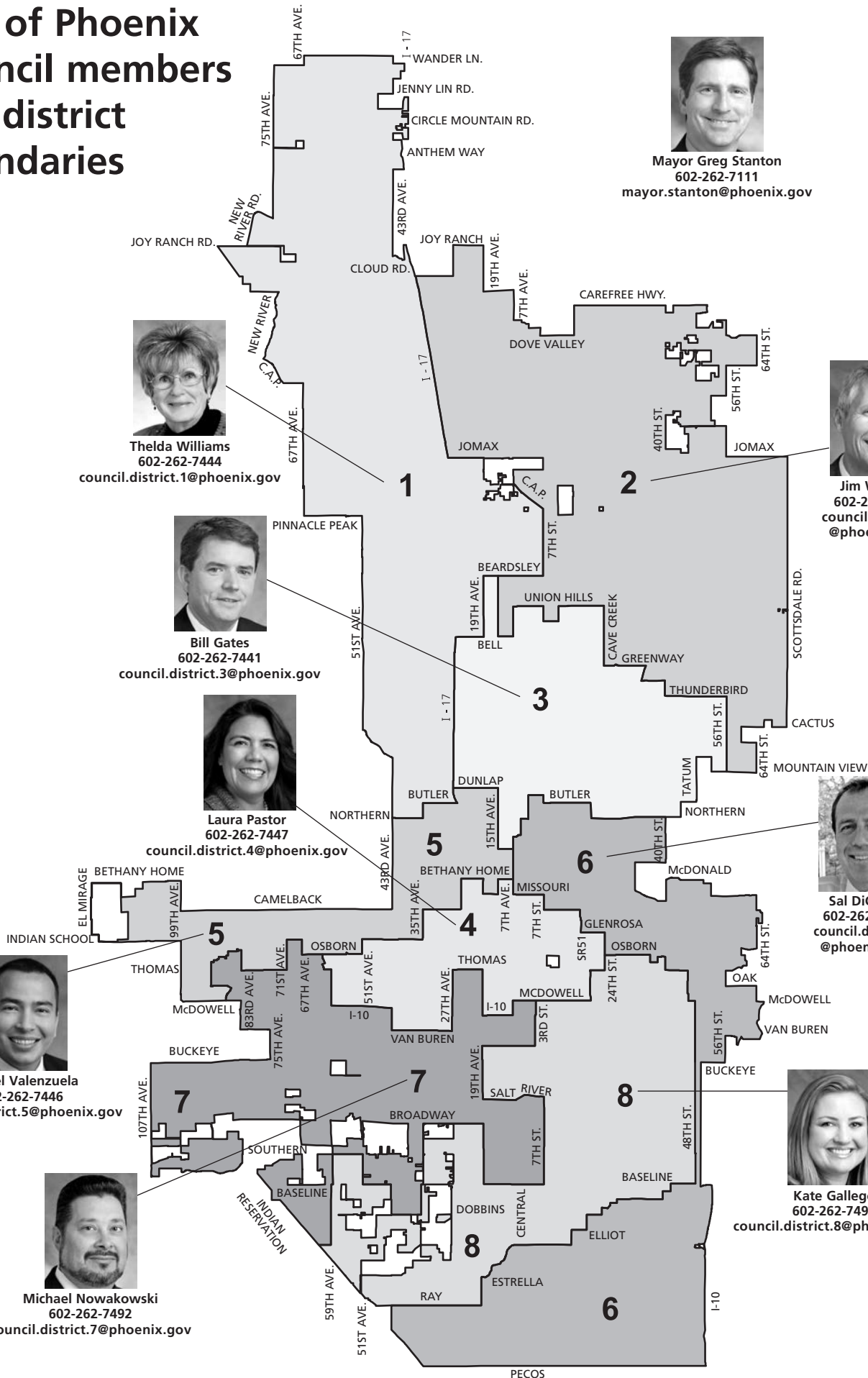
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Kate Gallego
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**WEDNESDAY, JANUARY 15, 2014, 3:00 P.M.
COUNCIL CHAMBERS, 200 WEST JEFFERSON
PHOENIX, ARIZONA 85003**

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AGENDA FOR FORMAL MEETING

PHOENIX CITY COUNCIL WEDNESDAY, JANUARY 15, 2014, 3:00 P.M. COUNCIL CHAMBERS, 200 WEST JEFFERSON PHOENIX, ARIZONA 85003

INVOCATION

The invocation to be given by Minister Stephanie Sinclair, Faith Christian Center.

PLEDGE

The Pledge of Allegiance to the Flag to be led by Councilwoman Thelda Williams.

ROLL CALL

MINUTES OF MEETINGS

For approval or correction, the minutes of the formal meeting of October 16, 2013. (Submitted to Mr. Valenzuela)

For approval or correction, the minutes of the formal meeting of October 30, 2013. (Submitted to Mr. DiCiccio)

For approval or correction, the minutes of the formal meeting of November 6, 2013. (Submitted to Mr. Gates)

For approval or correction, the minutes of the formal meeting of November 20, 2013. (Submitted to Mr. Waring)

BOARDS AND COMMISSIONS - CONTINUED

The following items were continued from the December 18, 2013, formal meeting:

Mayor's appointments to Boards and Commissions.

City Council Members' appointments to Boards and Commissions.

The names of persons being recommended for appointment and the Board, Commission, or Committee to which their appointments are being recommended are available in the City Clerk's Office, 15th Floor, Phoenix City Hall, 200 West Washington Street, not less than 24 hours prior to the meeting.

Request for reconsideration of the City Council Members' appointments to Boards and Commissions approved on November 20, 2013. The City Council will vote on the request for reconsideration.

City Council Members' appointments to Boards and Commissions approved on November 20, 2013. If the City Council votes in favor of the request for reconsideration, the City Council will reconsider and vote on the appointments. If the City Council does not approve the request for reconsideration, then no action will be taken on this item.

BOARDS AND COMMISSIONS - CURRENT

Mayor's appointments to Boards and Commissions.

City Council Members' appointments to Boards and Commissions.

The names of persons being recommended for appointment and the Board, Commission, or Committee to which their appointments are being recommended are available in the City Clerk's Office, 15th Floor, Phoenix City Hall, 200 West Washington Street, not less than 24 hours prior to the meeting.

LIQUOR LICENSE APPLICATIONS

ITEM 1

DISTRICT 1

LIQUOR LICENSE APPLICATION - METRO PLAZA HOTEL

Request for a Series 11, Hotel/Motel-All Liquor on Premises, liquor license in an area zoned RSC SP. Arizona State Application 11077035.

Applicant: Paul Poer, Agent
Metro Plaza Hotel
10220 North Metro Parkway East

This request is for a new Series 11 liquor license for a hotel. This location was previously licensed for liquor sales as Innplace and is currently operating with an interim permit. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application was Sunday, January 12, 2014.

Consideration should be given only to the applicant's personal qualifications. In regard to the location, pursuant to Arizona Revised Statutes 4-203(A), there is a presumption that the public convenience and the best interest of the community were established at the time the location was previously licensed.

1. Department of Liquor Licenses and Control Public Access Data - This database indicates that the applicant does not hold an interest in any other liquor license in the State of Arizona.
2. Police Calls for Service - Not applicable since the applicant does not hold an interest in any other liquor license in the City of Phoenix.
3. Public Opinion - No petitions or protests have been received.
4. 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: "35 years of experience in the hotel business, holder of multiple liquor licenses and a certified hotel administrator (CHA) by the American Hotel & Lodging Association."

5. Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 2

DISTRICT 2

LIQUOR LICENSE APPLICATION - FRY'S FOOD & DRUG #54

Request for Sampling Privileges for an existing Series 9, Off Sale-All Liquor, liquor license in an area zoned C-2. Arizona State Application 09070551S.

Applicant: Robert Nelson, Agent
Fry's Food & Drug #54
4842 East Bell Road

This request is for the addition of Sampling Privileges to an existing Series 9, Off Sale-All Liquor, liquor license for a grocery store. This location is currently licensed for liquor sales. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Friday, January 17, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

1. Public Opinion - No petitions or protests have been received.

2. 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 liquor license Agent for all Fry's Food Store in the State of Arizona, additionally I am the Retail Operations Manager for those same 119 Stores. Also, I have been a grocery store Manager and have been in the grocery industry for over 35 years. I am of good character and can be relied on to ensure our stores follow the law relating to the sale of alcoholic beverages."

3. Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 3

DISTRICT 2

LIQUOR LICENSE APPLICATION - FRY'S FOOD & DRUG #67

Request for Sampling Privileges for an existing Series 9, Off Sale-All Liquor, liquor license in an area zoned C-2. Arizona State Application 09073005S.

Applicant: Robert Nelson, Agent
Fry's Food & Drug #67
4815 East Carefree Highway, Building 1, Suite 100

This request is for the addition of Sampling Privileges to an existing Series 9, Off Sale-All Liquor, liquor license for a grocery store. This location is currently licensed for liquor sales. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Friday, January 17, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

1. Public Opinion - No petitions or protests have been received.
2. 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 liquor license Agent for all Fry's Food Store in the State of Arizona, additionally I am the Retail Operations Manager for those same 119 Stores. Also, I have been a grocery store Manager and have been in the grocery industry for over 35 years. I am of good character and can be relied on to ensure our stores follow the law relating to the sale of alcoholic beverages."

3. Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 4

DISTRICT 2

LIQUOR LICENSE APPLICATION - FRY'S FOOD & DRUG #120

Request for Sampling Privileges for an existing Series 9, Off Sale-All Liquor, liquor license in an area zoned C-1. Arizona State Application 09070467S.

Applicant: Robert Nelson, Agent
Fry's Food & Drug #120
6321 East Greenway Road

This request is for the addition of Sampling Privileges to an existing Series 9, Off Sale-All Liquor, liquor license for a grocery

store. This location is currently licensed for liquor sales. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Friday, January 17, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

1. Public Opinion - No petitions or protests have been received.
2. 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 liquor license Agent for all Fry's Food Store in the State of Arizona, additionally I am the Retail Operations Manager for those same 119 Stores. Also, I have been a grocery store Manager and have been in the grocery industry for over 35 years. I am of good character and can be relied on to ensure our stores follow the law relating to the sale of alcoholic beverages."
-
3. Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 5

DISTRICT 2

**LIQUOR LICENSE APPLICATION - FRY'S
MARKETPLACE #474**

Request for Sampling Privileges for an existing Series 9, Off Sale-All Liquor, liquor license in an area zoned C-2 PCD. Arizona State Application 09070438S.

Applicant: Robert Nelson, Agent
Fry's Marketplace #474
29455 North Cave Creek Road

This request is for the addition of Sampling Privileges to an existing Series 9, Off Sale-All Liquor, liquor license for a grocery store. This location is currently licensed for liquor sales. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Friday, January 17, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

1. Public Opinion - No petitions or protests have been received.
2. 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 liquor license Agent for all Fry's Food Store in the State of Arizona, additionally I am the Retail Operations Manager for those same 119 Stores. Also, I have been a grocery store Manager and have been in the grocery industry for over 35 years. I am of good character and can be relied on to ensure our stores follow the law relating to the sale of alcoholic beverages."
-
3. Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 6

DISTRICT 2

**LIQUOR LICENSE APPLICATION - FRY'S
MARKETPLACE #618**

Request for Sampling Privileges for an existing Series 9, Off Sale-All Liquor, liquor license in an area zoned C-2. Arizona State Application 09070398S.

Applicant: Robert Nelson, Agent
Fry's Marketplace #618
3246 East Bell Road

This request is for the addition of Sampling Privileges to an existing Series 9, Off Sale-All Liquor, liquor license for a grocery store. This location is currently licensed for liquor sales. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Friday, January 17, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

1. Public Opinion - No petitions or protests have been received.
2. 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 liquor license Agent for all Fry's Food Store in the State of Arizona, additionally I am the Retail Operations Manager for those same 119 Stores. Also, I have been a grocery store Manager and have been in the grocery industry for over 35 years. I am of good character and can be relied on to ensure our stores follow the law relating to the sale of alcoholic beverages."

3. Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 7

DISTRICT 3

**LIQUOR LICENSE APPLICATION - FRY'S FOOD
& DRUG #121**

Request for Sampling Privileges for an existing Series 9, Off Sale-All Liquor, liquor license in an area zoned C-1. Arizona State Application 09070270S.

Applicant: Robert Nelson, Agent
Fry's Food & Drug #121
4025 East Thunderbird Road

This request is for the addition of Sampling Privileges to an existing Series 9, Off Sale-All Liquor, liquor license for a grocery store. This location is currently licensed for liquor sales. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Friday, January 17, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

1. Public Opinion - No petitions or protests have been received.
2. 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 liquor license Agent for all Fry's Food Store in the State of Arizona, additionally I am the Retail Operations Manager for those same 119 Stores. Also, I have been a grocery store Manager and have been in the grocery industry for over 35 years. I am of good character and can be relied on to ensure our stores follow the law relating to the sale of alcoholic beverages."

3. Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 8

DISTRICT 3

**LIQUOR LICENSE APPLICATION - SALUTE
RISTAUANTE ITALIANO**

Request for a Series 12, Restaurant-All Liquor on Premises, liquor license in an area zoned PSC. Arizona State Application 12079717.

Applicant: Prakash Dhond, Agent
Salute Ristaurante Italiano
13216 North 7th Street, #B2

This request is for a new Series 12 liquor license for a restaurant. This location was previously licensed for liquor sales and is currently operating with an interim permit. The operation plan filed with the application shows that the restaurant area seats 72 and the bar area seats 8. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Thursday, January 16, 2014.

Consideration should be given only to the applicant's personal qualifications. In regard to the location, pursuant to Arizona Revised Statutes 4-203(A), there is a presumption that the public convenience and the best interest of the community were established at the time the location was previously licensed.

1. Department of Liquor Licenses and Control Public Access Data - This database indicates that the applicant does not hold an interest in any other liquor license in the State of Arizona.
2. Police Calls for Service - Not applicable since the applicant does not hold an interest in any other liquor license in the City of Phoenix.
3. Public Opinion - No petitions or protests have been received.
4. 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 a degree in restaurant & hotel management, and experience in managing the restaurant & bar."

5. Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 9

DISTRICT 4

**LIQUOR LICENSE APPLICATION - SPECIAL
EVENT - PHOENIX ART MUSEUM**

The following is an application for a Special Event liquor license for temporary sale of all liquors. There are no departmental objections and no protests.

Series Definition

SE - Special Event License for temporary sale of all liquors

<u>District</u>	<u>Applicant Name and Address</u>	<u>Event Information</u>
4	Gary Egan Phoenix Art Museum 1625 North Central Avenue	- <u>Event Location:</u> 1625 North Central Avenue - <u>Day/Date/Time:</u>

Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 10 **DISTRICT 4** **LIQUOR LICENSE APPLICATION - STILETTOS
CABARET & PATIO BAR**

Request for a Series 6, On Sale-All Liquor, liquor license in an area zoned C-3. Arizona State Application 06070689.

Applicant: Eben McKenzie, Agent
 Stiletos Cabaret & Patio Bar
 3308 Grand Avenue

This request is for an acquisition of control of a Series 6 liquor license for a topless bar. This location is currently licensed for liquor sales. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Friday, January 24, 2014.

Consideration may be given only to the applicant's personal qualifications and not to the location.

1. Department of Liquor Licenses and Control Public Access Data - This database indicates that the applicant does not currently hold an interest in any other liquor license in the State of Arizona.
2. Police Calls for Service - Not applicable since the applicant does not currently hold an interest in any other liquor license in the City of Phoenix.
3. Public Opinion - No petitions or protests have been received.
4. 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. Past Liquor Licensing History: Applicants affiliates have a past history as a licensee in Arizona and out-of-state as provided local liquor authorities without any violations:

(i) Midnight Sun Enterprises, Inc., dba Spearmint Rhino Gentlemen's Club, located in the City of Torrance, CA; CA Liquor License No.: 407844. A copy of the licensing detail from the AI showing no disciplinary action is attached herewith.

(ii) Stiletos GC, LLC; dba Stiletto's Gentlemen's Club; Arizona, located in Yuma, AZ; AZ Dept. of Liquor Licenses and Control License No. 06140035. Note that this license has been recently changed to Inactive status in October 2013, in anticipation of remodeling of the venue.

II. Background/Criminal History: Applicant has no criminal history.

III. Business Acumen & Financial Resources: Applicant, through its affiliates, has a fully supported staff to satisfy the operational requirements based upon 20+ years of experience as an owner in this niche business environment to effectively manage this venue both at the local level and from corporate headquarters located in Southern California."

5. Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 11 **DISTRICT 4** **LIQUOR LICENSE APPLICATION - TACOS
MEXICO & BAR**

Request for a Series 12, Restaurant-All Liquor on Premises, liquor license in an area zoned C-2. Arizona State Application 12079715.

Applicant: Francisca Gonzalez-Arvizu, Agent
Tacos Mexico & Bar
1602 East McDowell Road

This request is for a new Series 12 liquor license for a restaurant. This location was previously licensed for liquor sales as Hacienda Restaurant Mexican Food and is currently operating with an interim permit. The operation plan filed with the application shows that the restaurant area seats 30 and the bar area seats 30. This business will have outdoor dining and outdoor alcohol sales. This location requires a Use Permit for outdoor alcohol sales. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application was Sunday, January 12, 2014.

Consideration should be given only to the applicant's personal qualifications. In regard to the location, pursuant to Arizona Revised Statutes 4-203(A), there is a presumption that the public convenience and the best interest of the community were established at the time the location was previously licensed.

1. Department of Liquor Licenses and Control Public Access Data - This database indicates that the applicant does not hold an interest in any other liquor license in the State of Arizona.
2. Police Calls for Service - Not applicable since the applicant does not hold an interest in any other liquor license in the City of Phoenix.
3. Public Opinion - No petitions or protests have been received.
4. 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 feel that I am capable to do this work, I am a responsible person for what I do, and I always try to meet all the standars in accordance with the laws and requirements as rules put me in business, operated this business in the past with selling liquor and had good customer and I would like to get these same goals."
5. 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.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 12

DISTRICT 4

**LIQUOR LICENSE APPLICATION - EL CHULLO
PERUVIAN RESTAURANT & BAR**

Request for a Series 12, Restaurant-All Liquor on Premises, liquor license in an area zoned C-2. Arizona State Application 12079709.

Applicant: Esperanza Luzcando, Agent
El Chullo Peruvian Restaurant & Bar
2605 North 7th Street

This request is for a new Series 12 liquor license for a restaurant. This location was previously licensed for liquor sales as Cafe Labella until September 2007 and does not have an interim permit. The operation plan filed with the application shows that the restaurant area seats 30 and the bar area seats 5. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application was Friday, January 10, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

1. Department of Liquor Licenses and Control Public Access Data - This database indicates that the applicant does not hold an interest in any other liquor license in the State of Arizona.
2. Police Calls for Service - Not applicable since the applicant does not hold an interest in any other liquor license in the City of Phoenix.
3. Public Opinion - No petitions or protests have been received.
4. 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:
 - A. I have the capability, reliability, and qualifications to hold a liquor license because: "We have the qualified personnel that has experience handling liquor, from bartending, behind the counter, hotel to restaurant services. We are citizens with no criminal backgrounds or have had any kind of encounter with the law. We support & enforce the City, State, & Federal laws."
 - B. 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 a new restaurant with a new concept in the City of Phoenix. It's our plan & desire to display Peru's national spirit "Pisco". We have the vision of creating a fun & welcoming atmosphere with the addition of great cultural interaction. We think it will be a great opportunity for the citizens of the City of Phoenix & ourselves to expand our horizons to experience something new."
5. Neighborhood Stability

Liquor License Data		1 Mile	1/2 Mile
Description	Series	#	#
Bar	6	7	2
Beer & Wine Bar	7	3	0
Liquor Store	9	6	0
Beer & Wine Store	10	6	3
Hotel	11	1	0
Restaurant	12	27	7
Club	14	1	0

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	13.85	9.85
Property Crimes	45.04	82.28	67.57

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	64
Total Violations	105	106

Census 2000 Data 1/2 Mile				
Block Group	2000 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1105002	985	12%	25%	21%
1106005	914	50%	4%	12%
1117001	1283	71%	5%	16%
1117004	686	59%	6%	19%
1117005	804	63%	9%	22%
1117006	462	58%	12%	15%
1117007	719	40%	13%	53%
1117008	605	44%	11%	26%
1118001	411	37%	13%	9%
1118004	679	59%	13%	8%
1118005	408	68%	10%	5%

Average		63%	6%	15%
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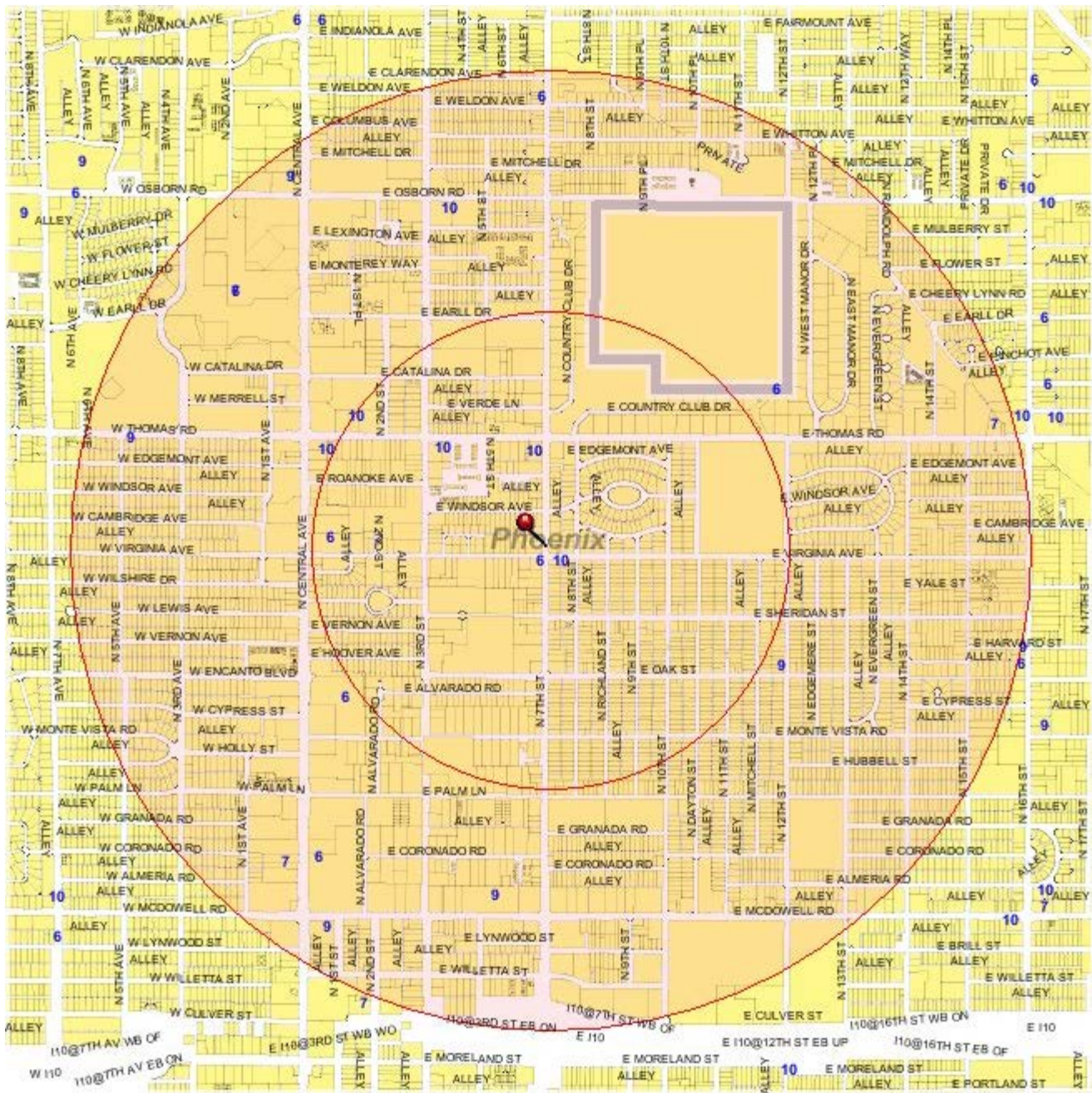
6. Staff Recommendation - Staff recommends approval of this application.

A map indicating liquor licenses within a one-mile radius accompanies this item on the following page.

This item is submitted by Ms. Takata and the City Clerk Department.

District 4

Esperanza Luzcando, Agent
 El Chullo Peruvian Restaurant & Bar
 2605 North 7th Street



ITEM 13

DISTRICT 5

**LIQUOR LICENSE APPLICATION - SPECIAL
 EVENT - SS. SIMON & JUDE ROMAN CATHOLIC
 CATHEDRAL PHOENIX**

The following is an application for a Special Event liquor license for temporary sale of all liquors. There are no departmental objections and no protests.

Series Definition

SE - Special Event License for temporary sale of all liquors

<u>District</u>	<u>Applicant Name and Address</u>	<u>Event Information</u>
5	Phillip Lester SS. Simon & Jude Roman Catholic Cathedral Phoenix 7236 East Buena Terra Way (Silent Auction and Dinner)	- <u>Event Location:</u> 6351 North 27th Avenue - <u>Day/Date/Time:</u> Saturday, February 22, 2014 5:00 p.m. to 10:00 p.m. - <u>Total Expected Attendance:</u> 500

Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 14 **DISTRICT 6** **LIQUOR LICENSE APPLICATION - SPECIAL
EVENT - ARIZONA BRIDGE TO INDEPENDENT
LIVING, INC.**

The following is an application for a Special Event liquor license for temporary sale of all liquors. There are no departmental objections and no protests.

Series Definition

SE - Special Event License for temporary sale of all liquors

<u>District</u>	<u>Applicant Name and Address</u>	<u>Event Information</u>
6	Phil Pangrazio Arizona Bridge to Independent Living, Inc. 4233 East La Puente (Sporting Event)	- <u>Event Location:</u> 5031 East Washington Street - <u>Day/Date/Time:</u> Friday, January 24, 2014 7:00 p.m. to 10:00 p.m. - <u>Total Expected Attendance:</u> 80

Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 15 **DISTRICT 6** **LIQUOR LICENSE APPLICATION - SPECIAL
EVENT - ST. THOMAS THE APOSTLE ROMAN
CATHOLIC PARISH PHOENIX**

The following is an application for a Special Event liquor license for temporary sale of all liquors. There are no departmental objections and no protests.

Series Definition

SE - Special Event License for temporary sale of all liquors

<u>District</u>	<u>Applicant Name and Address</u>	<u>Event Information</u>
		-

6 Mary Coffman
St. Thomas The Apostle Roman Catholic
Parish Phoenix
2312 East Campbell Avenue

(Carnival)

Event Location:
2312 East Campbell Avenue
-
Day/Date/Time:
Saturday, February 22, 2014
10:00 a.m. to 2:30 p.m.
-
Total Expected Attendance: 1,000

Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 16 **DISTRICT 6** **LIQUOR LICENSE APPLICATION - FRY'S FOOD
& DRUG #27**

Request for Sampling Privileges for an existing Series 9, Off Sale-All Liquor, liquor license in an area zoned PSC PCD. Arizona State Application 09070074S.

Applicant: Robert Nelson, Agent
 Fry's Food & Drug #27
 3616 East Ray Road

This request is for the addition of Sampling Privileges to an existing Series 9, Off Sale-All Liquor, liquor license for a grocery store. This location is currently licensed for liquor sales. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Friday, January 17, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

1. Public Opinion - No petitions or protests have been received.
2. 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 liquor license Agent for all Fry's Food Store in the State of Arizona, additionally I am the Retail Operations Manager for those same 119 Stores. Also, I have been a grocery store Manager and have been in the grocery industry for over 35 years. I am of good character and can be relied on to ensure our stores follow the law relating to the sale of alcoholic beverages."

3. Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 17 **DISTRICT 6** **LIQUOR LICENSE APPLICATION - FRY'S
MARKETPLACE #628**

Request for Sampling Privileges for an existing Series 9, Off Sale-All Liquor, liquor license in an area zoned PSC PCD. Arizona State Application 09070435S.

Applicant: Robert Nelson, Agent
 Fry's Marketplace #628
 3949 East Chandler Boulevard

This request is for the addition of Sampling Privileges to an existing Series 9, Off Sale-All Liquor, liquor license for a grocery store. This location is currently licensed for liquor sales. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Friday, January 17, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

1. Public Opinion - No petitions or protests have been received.
2. 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 liquor license Agent for all Fry's Food Store in the State of Arizona, additionally I am the Retail Operations Manager for those same 119 Stores. Also, I have been a grocery store Manager and have been in the grocery industry for over 35 years. I am of good character and can be relied on to ensure our stores follow the law relating to the sale of alcoholic beverages."

3. Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 18

DISTRICT 6

**LIQUOR LICENSE APPLICATION - LINGER
LONGER LOUNGE**

Request for a Series 6, On Sale-All Liquor, liquor license in an area zoned C-1. Arizona State Application 06070625.

Applicant: Andrea Lewkowitz, Agent
Linger Longer Lounge
6522 North 16th Street, #6

This request is for an ownership transfer of a Series 6 liquor license from New Oxbow Enterprises, Inc. to Linger Longer, LLC for a bar. This location was previously licensed for liquor sales as 16th Street Sports Bar and does not have an interim permit. This business is currently being remodeled with plans to open in February 2014. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Saturday, February 1, 2014.

Consideration may be given only to the applicant's personal qualifications and not to the location.

1. Department of Liquor Licenses and Control Public Access Data - This information is not provided due to the multiple ownership interests held by the applicant in the State of Arizona.
2. Police Calls for Service - This information is not provided due to the multiple ownership interests of the applicant.
3. Public Opinion - No petitions or protests have been received.
4. Applicant's Statement - The applicant submitted the following statement in support of this application. Spelling, grammar, and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire:

I have the capability, reliability, and qualifications to hold a liquor license because: "Applicant is committed to the responsible sale of alcoholic beverages under Arizona liquor laws. Managers and staff have been, or will be, trained in the techniques of alcohol sales and service to assure proper service to their guests."

5. Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 19**DISTRICT 6****LIQUOR LICENSE APPLICATION - OREGANO'S
PIZZA BISTRO**

Request for a Series 12, Restaurant-All Liquor on Premises, liquor license in an area zoned C-2. Arizona State Application 12078476.

Applicant: Mark Russell, Agent
Oregano's Pizza Bistro
1008 East Camelback Road

This request is for an acquisition of control of a Series 12 liquor license for a restaurant. This location is currently licensed for liquor sales. The operation plan filed with the application shows that the restaurant area seats 124 and the bar area seats 30. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application was Friday, January 3, 2014.

Consideration may be given only to the applicant's personal qualifications and not to the location.

1. Department of Liquor Licenses and Control Public Access Data - This information is not provided due to the multiple ownership interests held by the applicant in the State of Arizona.
2. Police Calls for Service - This information is not provided due to the multiple ownership interests of the applicant.
3. Public Opinion - No petitions or protests have been received.
4. 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 liquor licenses in the state of Arizona for up to 13 restaurants for 20 years without incident. My company actively ensures all managers are trained + certified."
5. Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 20**DISTRICT 6****LIQUOR LICENSE APPLICATION - BABY KAY'S
CAJUN KITCHEN**

Request for a Series 12, Restaurant-All Liquor on Premises, liquor license in an area zoned C-2. Arizona State Application 12079714.

Applicant: Heidi Woodstead, Agent
Baby Kay's Cajun Kitchen
1582 East Bethany Home Road

This request is for a new Series 12 liquor license for a restaurant. This location was previously licensed for liquor sales as Richardson's until April 2010 and does not have an interim permit. The operation plan filed with the application shows that the restaurant area seats 90 and the bar area seats 15. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application was Sunday, January 12, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

1. Department of Liquor Licenses and Control Public Access Data - This database indicates that the

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

2. Police Calls for Service - Not applicable since the applicant does not hold an interest in any other liquor license in the City of Phoenix.
3. Public Opinion - No petitions or protests have been received.
4. 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:
 - A. I have the capability, reliability, and qualifications to hold a liquor license because: "We have held a liquor license for 8 years."
 - B. 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 committed to the responsible sale of alcoholic beverages under the Arizona liquor laws. Managers and staff have been or will be trained in the techniques of alcohol sales and service to assure proper service to their guests."

5. Neighborhood Stability

Liquor License Data		1 Mile	1/2 Mile
Description	Series	#	#
Bar	6	3	2
Beer & Wine Bar	7	1	1
Liquor Store	9	3	0
Beer & Wine Store	10	7	1
Restaurant	12	17	10

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	2.75	3
Property Crimes	45.04	41.41	43.1

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	108
Total Violations	105	161

Census 2000 Data 1/2 Mile				
Block Group	2000 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1064002	962	49%	5%	5%
1064003	412	100%	4%	2%
1064004	920	30%	9%	6%
1065003	757	67%	0%	5%
1065004	1336	31%	10%	14%
1065005	571	75%	10%	1%
1065008	727	43%	11%	7%
1065009	422	54%	5%	3%
1076001	953	93%	4%	4%
1076004	597	77%	9%	2%
1077004	1208	77%	4%	13%
Average		63%	6%	15%

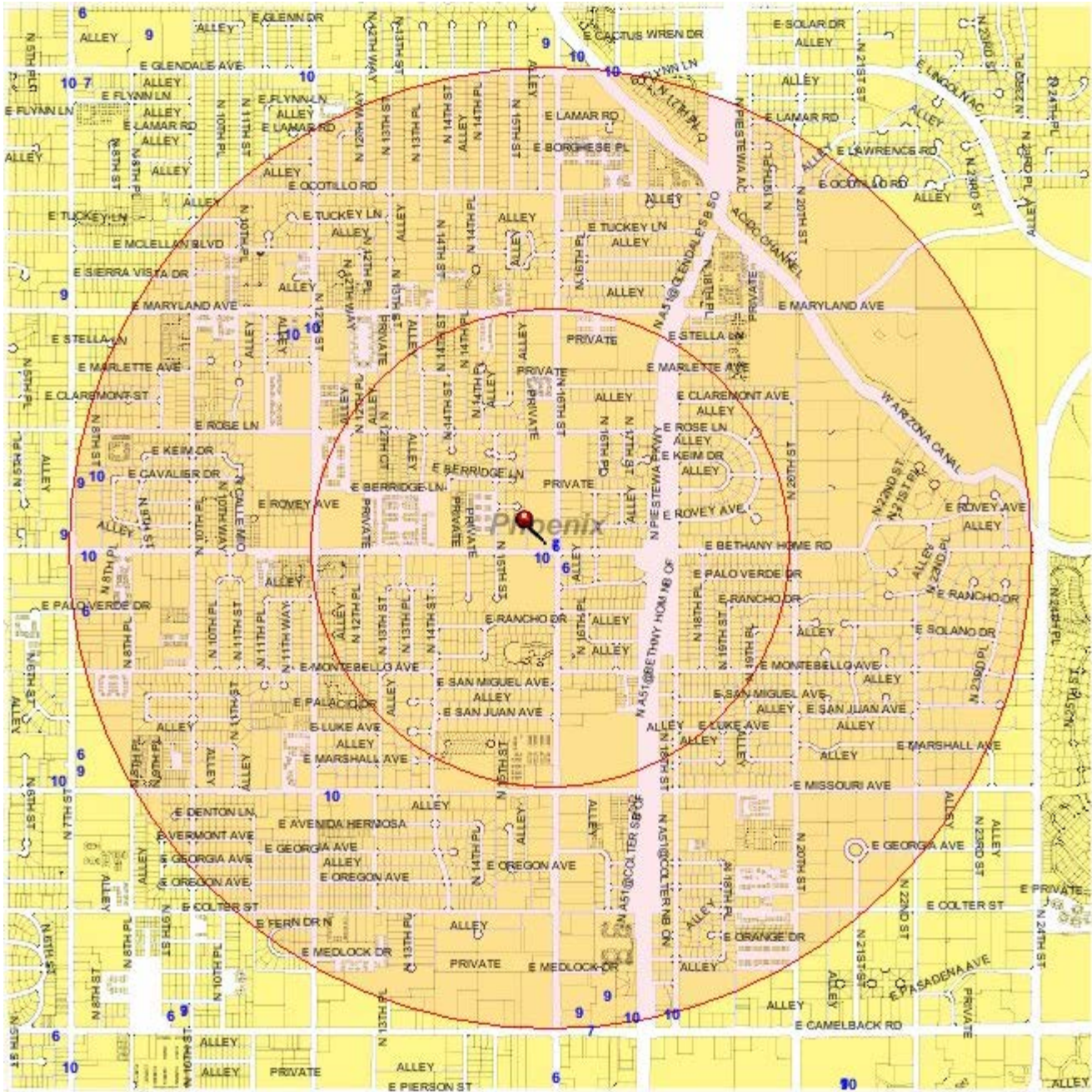
6. Staff Recommendation - Staff recommends approval of this application, noting the applicant must resolve any pending City of Phoenix building and zoning requirements, and be in compliance with the City of Phoenix Code and Ordinances.

A map indicating liquor licenses within a one-mile radius accompanies this item on the following page.

This item is submitted by Ms. Takata and the City Clerk Department.

District 6

Heidi Woodstead, Agent
Baby Kay's Cajun Kitchen
1582 East Bethany Home Road



ITEM 21

DISTRICT 6

**LIQUOR LICENSE APPLICATION - LOS
ARMANDO'S MEXICAN FOOD**

Request for a Series 12, Restaurant-All Liquor on Premises, liquor license in an area zoned C-1. Arizona State Application 12079723.

Applicant: Luis Cervantes, Agent
Los Armando's Mexican Food
4732 East Thomas Road

This request is for a new Series 12 liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. The operation plan filed with the application shows that the restaurant area seats 74 and the bar area seats 10. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Monday, January 20, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

1. Department of Liquor Licenses and Control Public Access Data - This database indicates that the applicant does not hold an interest in any other liquor license in the State of Arizona.
2. Police Calls for Service - Not applicable since the applicant does not hold an interest in any other liquor license in the City of Phoenix.
3. Public Opinion - No petitions or protests have been received.
4. 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:
 - A. I have the capability, reliability, and qualifications to hold a liquor license because: "I have operated my business successfully for over ten years. With the liquor license, I hope to expand my restaurant's Mexican food business to a new financial level."
 - B. The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "I will serve as a more entertainable food restaurant for the community. I will be one of very few Mexican food restaurants in my business area that offers beer or liquor."
5. Neighborhood Stability

Liquor License Data		1 Mile	1/2 Mile
Description	Series	#	#
Bar	6	3	1
Liquor Store	9	2	1
Beer & Wine Store	10	9	3
Restaurant	12	6	2
Club	14	1	1

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	9.23	6.12
Property Crimes	45.04	89.57	84.87

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	52
Total Violations	105	92

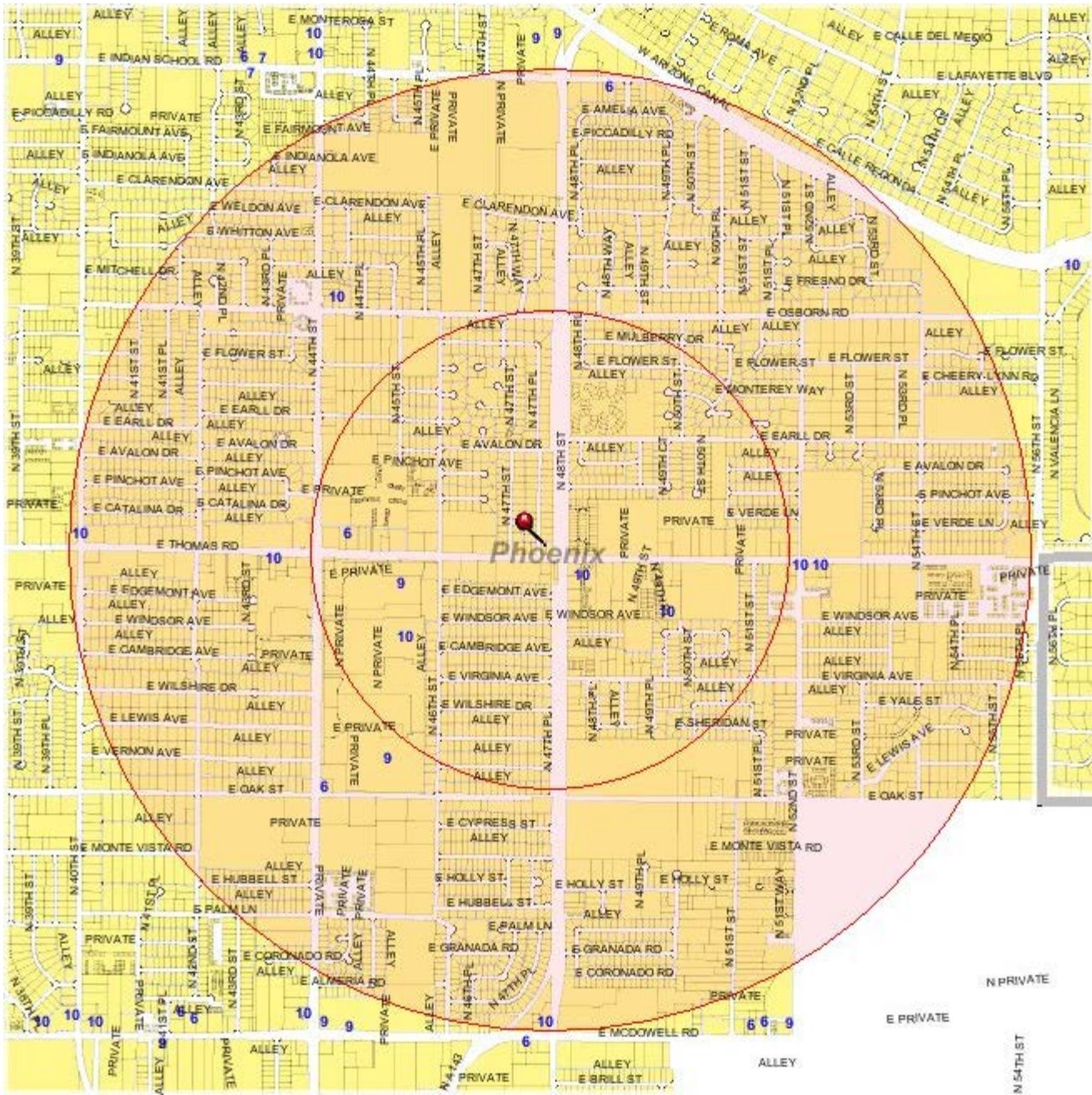
Census 2000 Data 1/2 Mile				
Block Group	2000 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1110001	1013	48%	3%	8%
1110002	1092	88%	2%	8%
1110004	608	88%	3%	2%
1111003	576	98%	5%	4%
1111004	1036	86%	4%	2%
1111005	1263	16%	5%	13%
1112012	726	44%	8%	28%
1112017	565	44%	0%	10%
1113001	656	71%	0%	0%
1113002	1086	70%	4%	17%
Average		63%	6%	15%

6. Staff Recommendation - Staff recommends approval of this application.

A map indicating liquor licenses within a one-mile radius accompanies this item on the following page.

This item is submitted by Ms. Takata and the City Clerk Department.

District 6 Luis Cervantes, Agent
Los Armando's Mexican Food
4732 East Thomas Road



ITEM 22

DISTRICT 7

LIQUOR LICENSE APPLICATION - PETER PIPER PIZZA

Request for a Series 7, On Sale-Ber and Wine, liquor license in an area zoned PSC. Arizona State Application 07070035.

Applicant: John Baxla, Agent
Peter Piper Pizza
6040 South Central Avenue

This request is for an acquisition of control of a Series 7 liquor license for a restaurant. This location is currently licensed for liquor sales. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application was Saturday, January 4, 2014.

Consideration may be given only to the applicant's personal qualifications and not to the location.

1. Department of Liquor Licenses and Control Public Access Data - This information is not provided due to the multiple ownership interests held by the applicant in the State of Arizona.
2. Police Calls for Service - This information is not provided due to the multiple ownership interests of the applicant.
3. Public Opinion - No petitions or protests have been received.
4. 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 an owner of Southwest Pizza Inc dba Peter Piper Pizza for over 25 years. Southwest Pizza holds ten liquor licenses in Tucson and one in Phoenix with an excellent record."

5. 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.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 23

DISTRICT 7

**LIQUOR LICENSE APPLICATION -
THE PRESSROOM**

Request for a Series 6, On Sale-All Liquor, liquor license in an area zoned DTC-Warehouse. Arizona State Application 06070145.

Applicant: Narender Raju, Agent
The Pressroom
441 West Madison Street

This request is for an ownership and location transfer of a Series 6 liquor license from Glendale for an event venue. This location was not previously licensed for liquor sales and does not have an interim permit. This location is within 2,000 feet of a light rail station.

The sixty-day limit for processing this application was Sunday, January 5, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

1. Department of Liquor Licenses and Control Public Access Data - This database indicates that the applicant does not hold an interest in any other liquor license in the State of Arizona.
2. Police Calls for Service - Not applicable since the applicant does not hold an interest in any other liquor license in the City of Phoenix.
3. Public Opinion - No petitions or protests have been received.

4. 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:

- A. I have the capability, reliability, and qualifications to hold a liquor license because: "I have been in the event industry for over 10 years dealing with public venues/vendors. I was also previously a bartender for 3 years and understand what it takes to properly manage a venue of this type. I have also completed the basic & management liquor courses."
- B. The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "It allows the community and our patrons a legal way to enjoy liquor at our venue. We want to create a venue that allows us a safe, clean, and legal location for all that attend our location."

5. Neighborhood Stability

Liquor License Data		1 Mile	1/2 Mile
Description	Series	#	#
Government	5	6	0
Bar	6	21	10
Beer & Wine Bar	7	7	2
Liquor Store	9	2	1
Beer & Wine Store	10	9	1
Hotel	11	3	2
Restaurant	12	45	19
Club	14	4	1

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	20.04	25.62
Property Crimes	45.04	76.68	88.12

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	63
Total Violations	105	102

Census 2000 Data 1/2 Mile				
Block Group	2000 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1129002	1703	31%	10%	32%
1129005	1242	19%	11%	52%
1131002	452	0%	25%	33%
1131003	798	0%	7%	44%
1131004	565	16%	10%	50%
1141001	1909	2%	5%	39%
1142001	915	20%	11%	69%
1142002	1104	27%	6%	46%
1143011	672	16%	19%	52%
1143012	669	0%	17%	53%
1143022	1487	11%	2%	83%
Average		63%	6%	15%

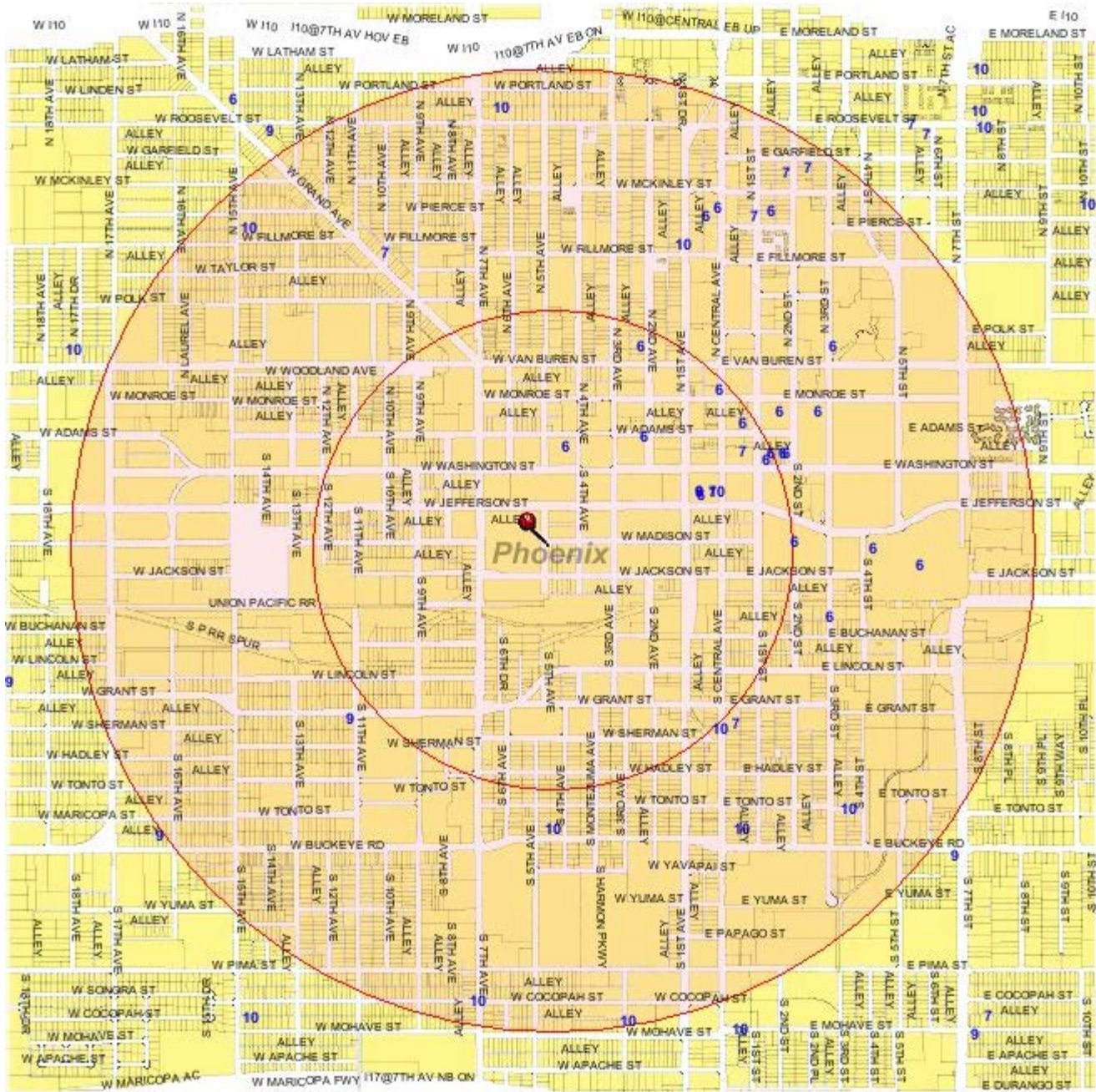
6. Staff Recommendation - Staff recommends approval of this application.

A map indicating liquor licenses within a one-mile radius accompanies this item on the following page.

This item is submitted by Ms. Takata and the City Clerk Department.

District 7

Narender Raju, Agent
 The Pressroom
 441 West Madison Street



ITEM 24

DISTRICT 8

**LIQUOR LICENSE APPLICATION - SPECIAL
EVENT - ACTORS THEATRE OF PHOENIX**

The following is an application for a Special Event liquor license for temporary sale of all liquors. There are no departmental objections and no protests.

Series Definition

SE - Special Event License for temporary sale of all liquors

District

Applicant Name and Address

Event Information

8

Erica Black
Actors Theatre of Phoenix
5110 North 44th Street, L200

(Theatrical Performance)

Event Location:
1333 East Washington Street

Day/Date/Time:
Saturday, January 25, 2014
7:00 p.m. to 10:30 p.m.

-
Total Expected Attendance: 200

Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 25 **DISTRICT 8** **LIQUOR LICENSE APPLICATION - SPECIAL
EVENT - CHILDREN'S MUSEUM OF PHOENIX**

The following is an application for a Special Event liquor license for temporary sale of all liquors. There are no departmental objections and no protests.

Series Definition

SE - Special Event License for temporary sale of all liquors

<u>District</u>	<u>Applicant Name and Address</u>	<u>Event Information</u>
8	Carl Jimenez Children's Museum of Phoenix 215 North 7th Street (Museum Exhibition)	- <u>Event Location:</u> 215 North 7th Street - <u>Day/Date/Time:</u> Friday, January 24, 2014 5:30 p.m. to 7:30 p.m. - <u>Total Expected Attendance:</u> 250

Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 26 **DISTRICT 8** **LIQUOR LICENSE APPLICATION - SPECIAL
EVENT - CHILDREN'S MUSEUM OF PHOENIX**

The following is an application for a Special Event liquor license for temporary sale of all liquors. There are no departmental objections and no protests.

Series Definition

SE - Special Event License for temporary sale of all liquors

<u>District</u>	<u>Applicant Name and Address</u>	<u>Event Information</u>
8	Carl Jimenez Children's Museum of Phoenix 215 North 7th Street (Museum Exhibition/Dance)	- <u>Event Location:</u> 215 North 7th Street - <u>Day/Date/Time:</u> Friday, January 31, 2014 7:00 p.m. to 11:00 p.m. - <u>Total Expected Attendance:</u> 550

Staff Recommendation - Staff recommends approval of this application.

This item is submitted by Ms. Takata and the City Clerk Department.

ITEM 27 **DISTRICT 8** **LIQUOR LICENSE APPLICATION - DOLLAR
GENERAL STORE #13511**

Request for a Series 10, Off Sale-Beer and Wine, liquor license in an area zoned C-1. Arizona State Application 10076456.

Applicant: Clare Abel, Agent
 Dollar General Store #13511
 8550 South Central Avenue

This request is for a new Series 10 liquor license for a convenience store that does not sell gas. This location was not previously licensed for liquor sales and does not have an interim permit. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application was Sunday, January 12, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

1. Department of Liquor Licenses and Control Public Access Data - This information is not provided due to the multiple ownership interests held by the applicant in the State of Arizona.
2. Police Calls for Service - This information is not provided due to the multiple ownership interests of the applicant.
3. Public Opinion - No petitions or protests have been received.
4. 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:
 - A. I have the capability, reliability, and qualifications to hold a liquor license because: The applicant submitted an extensive statement. A copy is available upon request to the City Clerk's Office at 200 West Washington Street, 1st Floor, Phoenix, AZ 85003.
 - B. The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: The applicant submitted an extensive statement. A copy is available upon request to the City Clerk's Office at 200 West Washington Street, 1st Floor, Phoenix, AZ 85003.

5. Neighborhood Stability

Liquor License Data		1 Mile	1/2 Mile
Description	Series	#	#
Bar	6	1	0
Liquor Store	9	4	1
Beer & Wine Store	10	6	1
Restaurant	12	2	1

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	5.47	7.37
Property Crimes	45.04	48.23	52.5

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	55
Total Violations	105	120

Census 2000 Data 1/2 Mile				
Block Group	2000 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1167021	1385	85%	5%	22%
1167022	2395	59%	3%	25%
1167023	2181	59%	5%	28%
1167024	701	89%	2%	4%
1167025	774	88%	0%	9%
1167031	2006	71%	6%	37%

Average		63%	6%	15%
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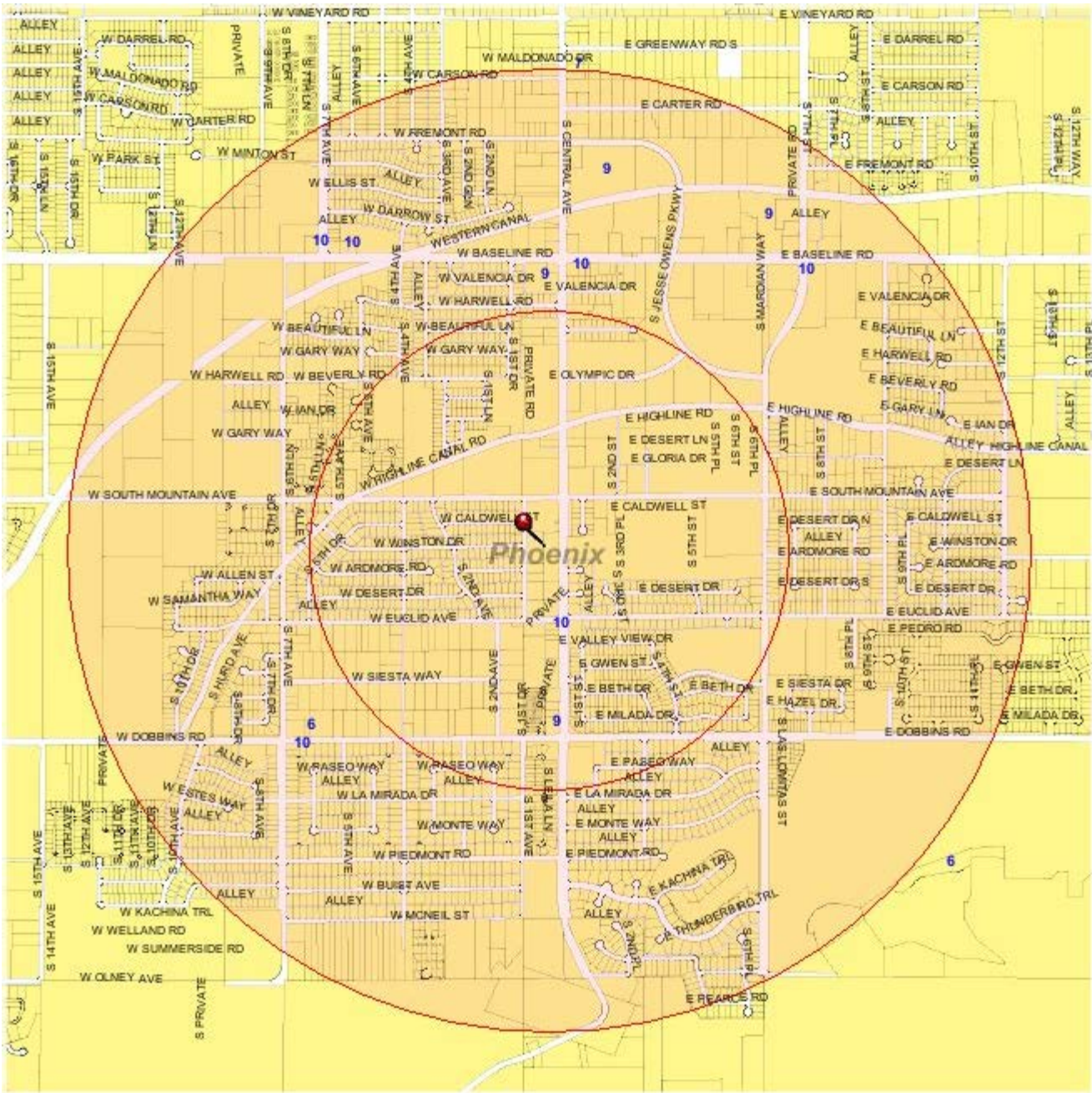
6. Staff Recommendation - Staff recommends approval of this application.

If denied, the applicant will continue operations without a liquor license.

A map indicating liquor licenses within a one-mile radius accompanies this item on the following page.

This item is submitted by Ms. Takata and the City Clerk Department.

District 8
 Clare Abel, Agent
 Dollar General Store #13511
 8550 South Central Avenue



RESTAURANT

Request for a Series 12, Restaurant-All Liquor on Premises, liquor license in an area zoned C-3. Arizona State Application 12079713.

Applicant: Deanna Owens, Agent
Down South Restaurant
124 South 24th Street

This request is for a new Series 12 liquor license for a restaurant. This location was previously licensed for liquor sales as Durado's Rodehouse North until March 2005 and does not have an interim permit. The operation plan filed with the application shows that the restaurant area seats 205 and the bar area seats 45. This location is within 2,000 feet of a light rail station.

The sixty-day limit for processing this application was Sunday, January 12, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

1. Department of Liquor Licenses and Control Public Access Data - This database indicates that the applicant does not hold an interest in any other liquor license in the State of Arizona.
2. Police Calls for Service - Not applicable since the applicant does not hold an interest in any other liquor license in the City of Phoenix.
3. Public Opinion - No petitions or protests have been received.
4. 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:
 - A. I have the capability, reliability, and qualifications to hold a liquor license because: "I have over 15 years of corporate management and business experience. In addition, I have obtained two bachelor of science degrees and a master of arts degree. I have also completed Title 4 Basic and Management Liquor Law training courses. My experience and education provide the necessary skills, abilities, and qualifications to adequately manage a business with a liquor license."
 - B. The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "A liquor license will allow customers the ability to conveniently purchase liquor as they eat their meal. In addition, it will be in the best interest of the community for Down South to service the daily dining, banquet, and business meeting needs of the community."
5. Neighborhood Stability - -

Liquor License Data		1 Mile	1/2 Mile
Description	Series	#	#
Microbrewery	3	1	0
Bar	6	1	1
Beer & Wine Bar	7	1	1
Conveyance	8	1	0
Liquor Store	9	2	1
Beer & Wine Store	10	10	3
Restaurant	12	1	1
Club	14	1	0

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	15.7	20.12
Property Crimes	45.04	44.5	32.87

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	51
Total Violations	105	154

Census 2000 Data 1/2 Mile				
Block Group	2000 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1133002	1278	16%	3%	56%

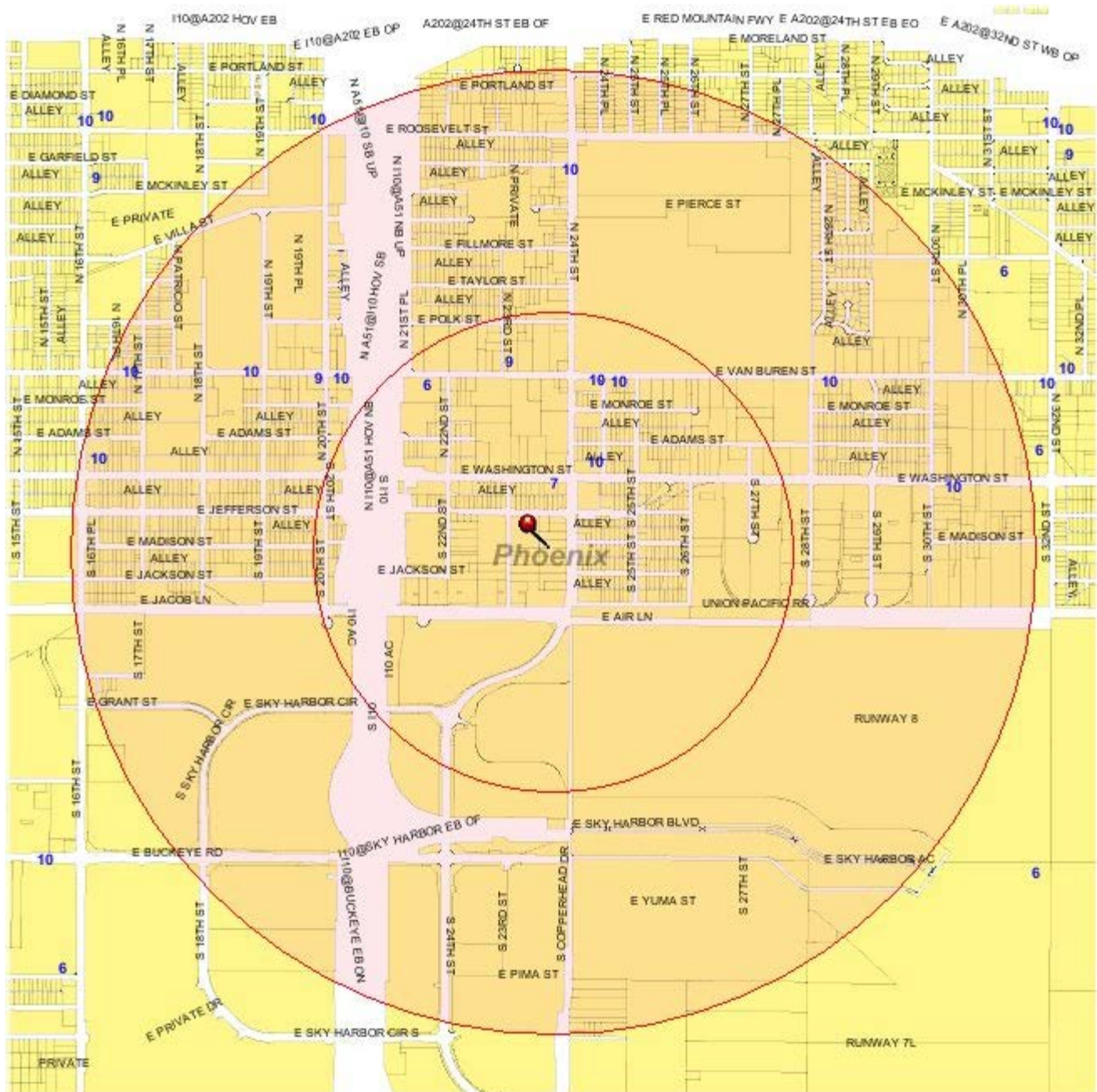
1134001	1064	100%	4%	45%
1138001	842	10%	52%	28%
1138004	1126	32%	6%	43%
1139001	143	0%	10%	80%
1139004	1243	16%	8%	69%
Average		63%	6%	15%

6. Staff Recommendation - Staff recommends approval of this application.

A map indicating liquor licenses within a one-mile radius accompanies this item on the following page.

This item is submitted by Ms. Takata and the City Clerk Department.

District 8
 Deanna Owens, Agent
 Down South Restaurant
 124 South 24th Street



Request for a Series 12, Restaurant-All Liquor on Premises, liquor license in an area zoned RSC. Arizona State Application 12079716.

Applicant: Lawrence Elliget, Agent
Midnight Cafe and Bar
10215 North 28th Drive, #A

This request is for a new Series 12 liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. The operation plan filed with the application shows that the restaurant area seats 54 and the bar area seats 8. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application was Monday, January 13, 2014.

Consideration may be given to the applicant's personal qualifications and to the location.

- 1. Department of Liquor Licenses and Control Public Access Data - This database indicates that the applicant does not hold an interest in any other liquor license in the State of Arizona.
2. Police Calls for Service - Not applicable since the applicant does not hold an interest in any other liquor license in the City of Phoenix.
3. Public Opinion - Three letters protesting the issuance of this license have been received and are on file in the Office of the City Clerk.

The letters are from the Metro Neighborhood Block Watch Association and local residents. They feel that there are sufficient liquor licenses in the area and that adding this liquor license will have a negative impact on the surrounding neighborhood. They are concerned that the applicant did not apply for the liquor license under the same name the business has been operating under for several months, Midnight Hookah Lounge. Additionally, they are concerned about the applicant's failure to reach out to the neighbors and community organizations.

- 4. 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:
A. I have the capability, reliability, and qualifications to hold a liquor license because: "Currently owner has owned & operated numerous businesses - retail/had liquor license in City of Phoenix in 2000"
B. The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Location will provide food service for local middle eastern food seekers. All bar personel have been trained in Title 4 liquor laws, adequate security & supervision will be present"

5. Neighborhood Stability

Table with 4 columns: Description, Series, 1 Mile #, 1/2 Mile #. Rows include Government, Bar, Beer & Wine Bar, and Liquor Store.

Table with 4 columns: Crime Data, Avg., 1 Mile, 1/2 Mile. Rows include Violent Crimes and Property Crimes.

Beer & Wine Store	10	5	1
Hotel	11	4	3
Restaurant	12	20	15

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	31
Total Violations	105	56

Census 2000 Data 1/2 Mile				
Block Group	2000 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1042053	615	0%	3%	10%
1042054	1122	11%	8%	20%
1042056	1111	19%	10%	20%
1043001	752	94%	0%	3%
1043002	1445	72%	8%	7%
1043003	0	0%	0%	0%
1043004	2171	15%	5%	26%
1043008	455	92%	0%	0%
1044002	2345	34%	5%	13%
1044003	1858	31%	17%	12%
Average		63%	6%	15%

6. Staff Recommendation - Staff recommends disapproval of this application based on a Police Department recommendation for disapproval and neighborhood protests.

The Police Department recommendation is based on concerns with the applicant's capability, qualifications, and reliability. The applicant has had a history of criminal arrests and City Code violations. In recent past, Police has documented several unpermitted dance events involving teens at the location. Additionally, on the application the applicant indicated that there would not be any patron dancing, however during inspection, a newly installed DJ booth was discovered at the location by Police.

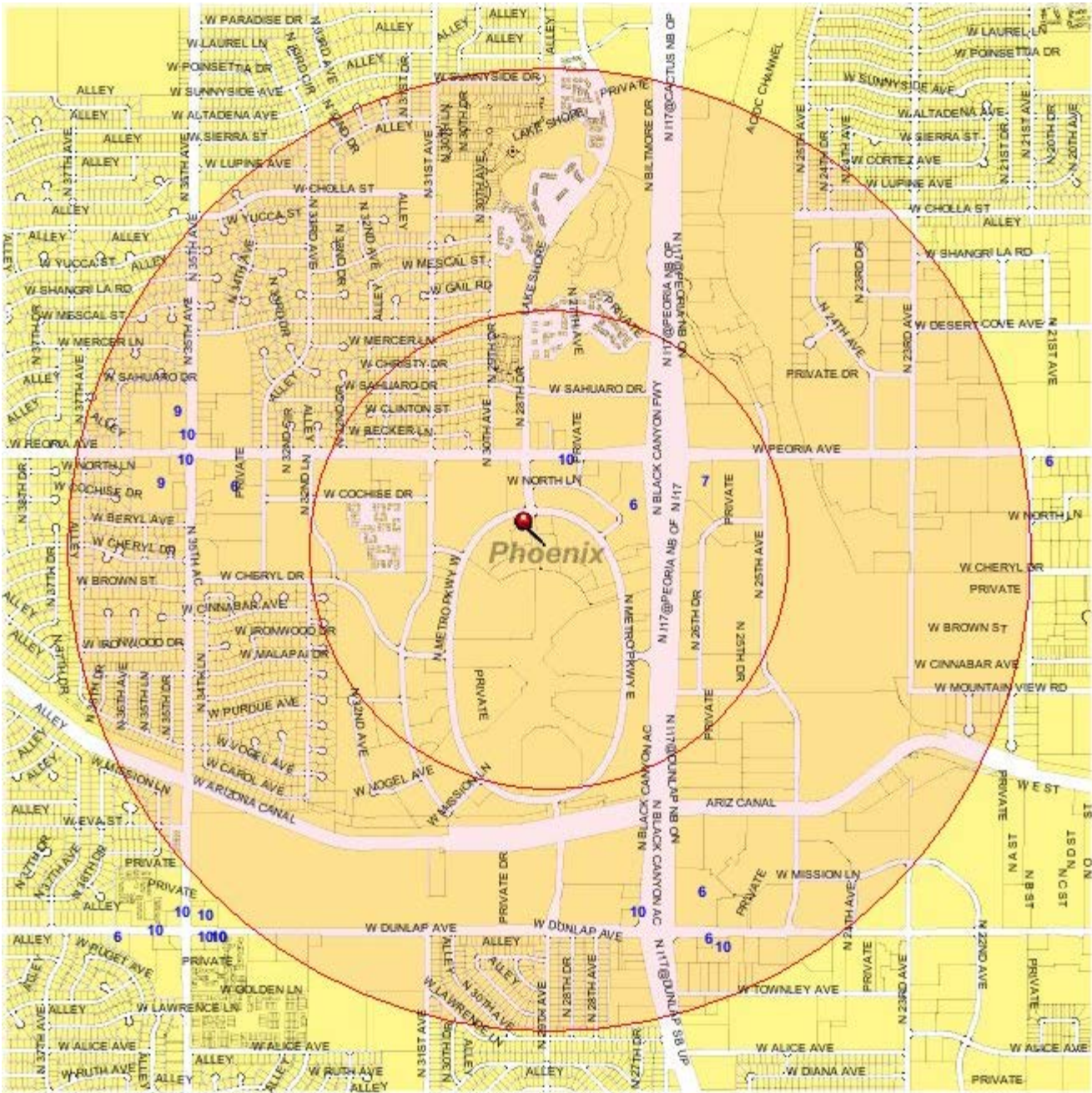
In addition, the neighborhood opposition indicates that the applicant has not shown that the public convenience requires and the best interest of the community will be substantially served by the issuance of the license.

Staff also notes that the applicant must resolve any pending City of Phoenix building and zoning requirements, and be in compliance with the City of Phoenix Code and Ordinances.

A map indicating liquor licenses within a one-mile radius accompanies this item on the following page.

This item is submitted by Ms. Takata and the City Clerk Department.

District 1
 Lawrence Elliget, Agent
 Midnight Cafe and Bar
 10215 North 28th Drive, #A



PETITIONS, COMMUNICATIONS, AND PUBLIC HEARINGS

ITEM 30 DISTRICTS 3 AND 8

MODIFICATION OF STIPULATION REQUEST FOR RATIFICATION OF PLANNING HEARING OFFICER ACTION

Request to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Wednesday, December 18, 2013.

DISTRICT 3
 26TH STREET AND NORTHERN AVENUE
 APPLICANT: WESPAC CONSTRUCTION, INC. - JOHN LARGAY
 OWNER: 26TH STREET & NORTHERN, LLC
 REPRESENTATIVE: GARRETT NYBO

- A. Application: Z-123-97-3
 Existing Zoning: R-O
 Acreage: Northwest corner of 26th Street and Northern Avenue
 Location: 2.807
 Proposal: 1) Modification of Stipulation 2 regarding substantial conformance to the site plan elevations dated September 23, 1997, and June 1, 1997.
 2) Modification of Stipulation 10 regarding maximum number of covered parking spaces on site.
 3) Technical corrections to Stipulations 3, 4, 5, 6, and 11.

The Planning Hearing Officer recommended approval.

The Paradise Valley Village Planning Committee did not review this request.

Stipulations

1. That the property be conditionally zoned upon development of a residential office project within 36 months from the date of final City Council approval of the change of zone.
2. That development shall be in substantial conformance to the site plan elevations dated ~~September 23, 1997~~ SEPTEMBER 16, 2013, and June 1, 1997, respectively.
3. That the wash be preserved in as natural a state as possible, as approved by the PLANNING AND Development ~~Services~~ Department.
4. That the natural vegetation in or adjacent to the wash be identified and conserved to the extent feasible, as approved by the PLANNING AND Development ~~Services~~ Department.
5. That the project buffer neighborhood to the west from parking with enhanced landscaping, as approved by the PLANNING AND Development ~~Services~~ Department.
6. That a visibility triangle be provided at the corner of 26th Street and 26th Street, extended, as approved by the PLANNING AND Development ~~Services~~ Department.
7. That lights on the building and in the parking lot shall be shielded and shall comply with the City of Phoenix Dark Sky Ordinance.
8. That the applicant shall provide a gate (or other similar security measures) at the entrance to the property on 26th Street.
9. That the City mail written notice to the Dreamy Draw Estates Homeowner's Association (2510 East Carol Avenue, Phoenix AZ 85028) and Phoenix Hillside Estates Property Owners Association (9247 North 24th Way, Phoenix AZ 85028) of any request to modify the above-referenced stipulations.
10. That a maximum of ~~20~~ 44 covered parking spaces shall be located in the center aisles AND THE PERIMETER of the site.
11. That a screen wall be placed along the west side of the parking lot together with mature landscaping, as approved by the PLANNING AND Development ~~Services~~ Department.
12. The developer agrees to contribute \$5,000 toward traffic mitigation measures and to work with the Street Transportation Department's Traffic Mitigation Team.

- B. Application: Z-137-06-7(8)
Existing Zoning: R-3, R-4A, R1-10
Acreage: Approximately 1,600 feet west of the southwest corner of 35th Avenue
and Dobbins Road
Location: 7.18
Proposal: Modification of Stipulation 1 regarding density of dwelling units per acre.

The Planning Hearing Officer recommended denial as filed and approval of the deletion of Stipulation 1.

The Laveen Village Planning Committee reviewed this request on December 9, 2013, and the motion to recommend approval with modification failed by a 4 5 vote.

Stipulations

- ~~1-~~ That development shall not exceed a density of 3.5 ~~4.5~~ dwelling units per acre, as approved by the Development Services Department.
- ~~2-~~ 1. That prior to site plan approval that both applicant and landowner execute a waiver of claims under Proposition 207 in a form approved by the City Attorney's Office. Said waiver shall be recorded by the City and placed in the application file for record.

This item is recommended by Mr. Naimark and the Planning and Development Department.

OLD BUSINESS

ITEM 31

DISTRICT 2

LIQUOR LICENSE APPLICATION - MCFADDEN'S RESTAURANT & SALOON

(Continued from December 4, 2013) - Request for a Series 12, Restaurant-All Liquor on Premises, liquor license in an area zoned C-2. Arizona State Application 12079678.

Applicant: Randy Nations, Agent
McFadden's Restaurant & Saloon
21001 North Tatum Boulevard, #6

This request is for a new Series 12 liquor license for a restaurant. This location was previously licensed for liquor sales as TGI Friday's #1144 until March 2013 and is currently operating with an interim permit. The operation plan filed with the application shows that the restaurant area seats 364 and the bar area seats 66. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application was Thursday, December 5, 2013.

Consideration may be given only to the applicant's personal qualifications and not to the location.

1. Department of Liquor Licenses and Control Public Access Data - The ownership of this business also has an interest in the following liquor license(s):

McFadden's Restaurant & Saloon
9425 West Coyotes Boulevard, Building H
Glendale, Arizona

Calico Jack's
6770 North Sunrise Boulevard, #G109
Glendale, Arizona

McFadden's Restaurant & Saloon

In April 2010, a violation letter was issued for selling liquor to an intoxicated or disorderly person and for allowing an intoxicated person to remain on the premises in excess of 30 minutes.

In September 2010, a fine of \$15,000 was paid for repeated acts of violence and for failing to maintain the capability, qualification, and reliability to hold a liquor license.

In January 2011, a fine of \$1,500 was paid for repeated acts of violence.

In August 2012, a fine of \$3,000 was paid for accepting unauthorized forms of I.D. and for selling, giving, or furnishing an underage person with alcohol.

In March 2013, a fine of \$500 was paid for having the front entrance locked.

In March 2013, a fine of \$1,000 was paid for an employee consuming alcohol while on duty.

In July 2013, a consent agreement was signed for repeated acts of violence.

-
Calico Jack's

In June 2011, a fine of \$3,000 was paid for repeated acts of violence.

In August 2011, a fine of \$1,000 was paid for failure to follow the identification procedure prescribed by statutes.

In November 2011, a fine of \$4,000 was paid for repeated acts of violence.

In January 2013, a fine of \$5,000 was paid for allowing an underage person to remain on the premises without a parent.

2. Police Calls for Service - Not applicable since the applicant does not hold an interest in any other liquor license in the City of Phoenix.

3. Public Opinion - No petitions or protests have been received.
4. 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 they go through regular audits to ensure they comply."

5. Staff Recommendation - Staff recommends disapproval of this application based on a Police Department recommendation for disapproval.

The Police Department disapproval is based on concerns with the applicant's capability, reliability, and qualifications to hold and control a liquor license. The applicant owns two other liquor licensed locations in Arizona, both of which have had an extensive history of liquor license violations. Additionally, the Police Department feels that this location is being operated as a bar and, therefore, does not meet the criteria for the issuance of a Series 12 (Restaurant) license.

This item is submitted by Ms. Takata and the City Clerk Department.

ORDINANCES AND RESOLUTIONS

ITEM 32

DISTRICT 2

**ORDINANCE G-5876 -
AMEND CITY CODE - REZONING
APPLICATION Z-SP-11-13-2**

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-SP-11-13-2 for the C-2 SP (Intermediate Commercial Special Permit) zoning district located approximately 450 feet east of the northeast corner of Allied Way and Chauncey Lane to allow automobile retail sales and all underlying C-2 uses.

This item is recommended by Mr. Naimark and the Planning and Development Department.

ITEM 33

DISTRICT 4

**ORDINANCE G-5877 -
AMEND CITY CODE -
REZONING
APPLICATION Z-52-13-4**

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-52-13-4 for the R-5 TOD-1 (Multiple Family Residence, Interim Transit-Oriented Zoning Overlay District One) zoning district located approximately 480 feet north of the northeast corner of 1st Avenue and McDowell Road to multifamily residential.

This item is recommended by Mr. Naimark and the Planning and Development Department.

ITEM 34

DISTRICT 5

**ORDINANCE G-5878 -
AMEND CITY CODE -
REZONING
APPLICATION Z-44-13-5**

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-44-13-5 for the C-2 (Intermediate Commercial) zoning district located approximately 204 feet west and 225 feet north of the northwest corner of 27th Avenue and Glendale Avenue for removal of Special Permit Z-SP-13-06-5 to allow the underlying C-2 uses.

This item is recommended by Mr. Naimark and the Planning and Development Department.

ITEM 35

DISTRICT 7

**ORDINANCE G-5879 -
AMEND CITY CODE -
REZONING
APPLICATION Z-43-13-7**

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-43-13-7 for the R1-6 (Single-Family Residence) and C-2 (Intermediate Commercial) zoning district located at the northwest corner of 67th Avenue and Broadway Road to allow single-family residential and neighborhood commercial.

This item is recommended by Mr. Naimark and the Planning and Development Department.

ITEM 36

CITYWIDE

**ORDINANCE S-40493 -
PAYMENT ORDINANCE**

Request to authorize the City Controller to disburse funds in an aggregate amount not to exceed \$9,904,181.90 for the purpose of paying vendors, contractors, claimants, and others, and providing additional payment authority under certain existing City contracts.

\$ 26,626.60 a) To Aegis Electronic Group, Inc. for the purchase of network cameras to be used for investigative operations, funded by Court Awards/FIRG

funds, for the Police Department.

- | | | |
|-----------|----|--|
| 15,135.84 | b) | To Arizona Republic for payment of City Page items advertised during the month of October 2013, for the City Clerk, Neighborhood Services, and Police Departments. |
| 13,500.00 | c) | To AZ MLK Celebration Committee for the City's sponsorship of the 2014 Dr. Martin Luther King Jr. Celebration, for the Parks and Recreation Department. |
| 33,750.00 | d) | To Construction Product Marketing, LLC for the replacement of a high capacity portable carbon scrubber utilized for odor control at Lift Station 59, in accordance with air quality standards, for the Water Services Department. |
| 27,563.00 | e) | To Coplogic for payment of the maintenance and support agreement for the DeskOfficer Online Reporting System (DORS), an online citizen reporting system, for the period of January 18, 2014 to January 17, 2015, for the Police Department. |
| 18,689.28 | f) | To Cybergear, Inc. for the purchase of wireless cellular modems utilized when high data rates are required for public safety activities, funded by Court Awards/FIRG funds, for the Police Department. |
| 25,000.00 | g) | To Dominion Voting, Agreement 137043, to provide professional support services for the November 5, 2013, Runoff Election, for the City Clerk Department. |
| 16,865.42 | h) | To Emerson Network Power for the purchase and installation of replacement capacitors and fans for the uninterruptible power supply (UPS) system at the Data Center, for the Information Technology Services Department. |
| 38,000.00 | i) | To Escamilla Law Group, IOLTA account for Luis Real, to fund the settlement of claim CV2013-011997, 12-0834-001, RE: Real versus City of Phoenix, for the Finance Department. |
| 10,111.44 | j) | To Ewing Irrigation Products for the purchase of irrigation system components to be utilized at the Laveen Village Park, for the Parks and Recreation Department. |
| 35,390.00 | k) | To Forensic Technology WAI, Inc. for payment of the annual maintenance agreement for the Forensic Technology, Inc. (FTI) BrassTrax 3D system, through October 3, 2014, for the Laboratory Services Bureau of the Police Department. |
| 17,820.00 | l) | To GTC Systems to provide technology consulting services to upgrade an existing document electronic filing application, under Agreement 136997, for the Water Services Department. |
| 10,000.00 | m) | To John F. McCallum for payment of settlement for a contested real estate acquisition property valuation claim, Parcel 162-01-008, location: 1504 East Rancho Drive, for the Real Estate Division of the Finance Department. |
| 13,520.00 | n) | To Linear Systems for the purchase of digital cameras, to replace existing equipment that has reached the end of its service life, used by Patrol Officers to investigate and document crime scenes and victim injuries when responding to calls, for the Police Department. |
| 21,891.00 | o) | To Pitney Bowes Software, Inc. for payment of the software licensing |

and maintenance agreement used for water bill printing and mailing compliance with U.S. Postal Office regulations, for the Water Services Department.

- | | | |
|-----------|----|---|
| 15,914.00 | p) | To Routesmart Technologies for payment of a software subscription renewal through December 31, 2014, for proprietary software used in route planning for waste collection vehicles, for the Public Works Department. |
| 20,263.22 | q) | To Salt River Project for payment of services provided to relocate a traffic signal metered power pedestal located at 67th Avenue and Roosevelt, for the Street Transportation Department. |
| 39,735.70 | r) | To SS&C Technologies, Inc. for the annual maintenance agreement of the Portia System, utilized for the trading of investments and securities, through December 31, 2014, for the Finance Department. |
| 40,998.66 | s) | To Swaine Asphalt Corporation for the purchase of a speed table utilized to slow traffic at the school zone crossing for Desert Oasis Elementary, for the Street Transportation Department. |
| 40,962.36 | t) | To TD Industries, Inc. for the purchase and installation of two HVAC units utilized to cool electrical equipment at Sewage Lift Station 40 and 43, to replace existing equipment that has reached the end of its service life, for the Water Services Department. |
| 23,418.79 | u) | To Xerox Corporation for payment of licensing and programming fees of a software solution utilized in the support of the monthly tax statement printing process, for the Tax Division of the Finance Department. |

This section requests continuing payment authority, up to amounts indicated below, for the following contracts, contract extensions, and/or bids awarded:

- | | | |
|--------------|----|--|
| \$ 49,619.02 | v) | To Black & Veatch, for Change Order 1, Contract 128181, Project WS85100031, for additional design services required as part of the RTU Replacements Phase 2 Design project, for the Water Services Department. |
| 25,392.00 | w) | To Brown & Caldwell, for Change Order 5, Project WS85500347-1, for additional funding for construction administration and inspection services for the Large Valve Repair/Replacement, Contract 124142, for the Water Services Department. |
| 98,000.00 | x) | To Brown & Caldwell, for Change Order 9, Contract 124141, Project WS85500346-1, for additional funding for construction administration and inspection services required as part of the Water Annual Emergency Repair - CA&I Services agreement, for the Water Services Department. |
| 19,840.00 | y) | To Catapult Systems, Agreement 137317, to provide consulting services for implementation of 2013 Dynamics CRM, a customer relationship management software package, for the Community and Economic Development Department. |
| 17,000.00 | z) | To CliftonLarsonAllen, LLP to provide auditing services for the Regional Wireless Cooperative's June 30, 2013, financial statements, under Agreement 136239, for the Government Relations function of the City Manager's Office. |

40,000.00	aa)	To Fabiani Painting and Decorating, LLC to exercise an option to extend Agreement P-09396-12/131148 awarded by IFB 11-138, through December 31, 2014, to continue to provide traffic signal pole painting services on an as-needed basis, for the Street Transportation Department.
20,000.00	ab)	To GHD Environmental Services, Inc. for additional funding for Agreement P-09815-14/135585 awarded by RFP 13-018, originally approved on March 20, 2013, to continue to perform operating and maintenance tasks associated with the Tal Wi Wi Ranch Water System, for the Aviation Department.
25,000.00	ac)	To John Deere Landscapes to exercise an option to extend Agreement P-08860-09 awarded by RFA 09 036, through December 31, 2014, to continue to provide irrigation products, for the Aviation Department.
70,000.00	ad)	To KM Facility Services, LLC to exercise an option to extend Agreement MW11-00081 awarded by RFQ 11-081, through March 31, 2014, to continue to provide HVAC exhaust and duct systems cleaning services, for the Public Works Department.
150,832.00	ae)	To Motorola Solutions, Inc., Amendment 3, under Agreement 129985, to continue to provide maintenance and support services to Phoenix Sky Harbor International Airport for its Regional Wireless Cooperative (RWC) system, through December 31, 2014, for the Aviation Department.
7,691,190.00	af)	To the following vendors for payment authority to continue to provide telecommunication services awarded by State of Arizona Cooperative Agreement ADSPO10000400 and ADSPO1100402, through September 21, 2014, for the Information Technology Services Department: \$5,768,393.00 Century Link, S110400-A2 \$1,922,797.00 Cox Communications, S100402 A1
24,000.00	ag)	To the following vendors to provide restoration cleaning services of public art located at Terminal Three and Four of the Phoenix Sky Harbor International Airport, through December 31, 2014, awarded by RFQ 13-023, for the Aviation Department: \$12,000.00 Art Solutions & Installations, LLC, MW13-A023A \$12,000.00 Hammercraft, MW13-0023B
17,000.00	ah)	To Vision Business Products for payment authority to provide back-up tape media used for storing data, awarded by Maricopa County Contract C130001-01, through June 30, 2014, for the Information Technology Services Department.

This section requests payment authority, up to amounts indicated below, for the payment of relocation benefits and assistance in connection with the City project identified below or the Airport's Community Noise Reduction Program:

\$ 16,254.00	ai)	To Valencia, George Louie and/or Assignee(s), to provide displacement relocation assistance as a part of the Community Noise Reduction Program, for the Aviation Department by the Finance Department.
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Notice is hereby given of the payment of funds from the Risk Management Trust Fund pursuant to Phoenix City Code Section 42-13. No action is required.

\$ 1,021,262.15	aj)	To Jackson White, PC c/o Anthony Misseldine, for payment of
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Condemnation Judgment dated December 16, 2013, RE: City of Phoenix versus Edw. C. Levy, Case CV2006-004696, for the Law Department.

21,412.57 ak) To John F. McCallum, for payment of Condemnation Judgment dated December 12, 2013, RE: City of Phoenix versus Debra A. Carlin, Case CV2012-011874, for the Law Department.

92,224.85 al) To Northern Garden Apartments, LLC, for payment of Condemnation Judgment dated December 5, 2013, RE: City of Phoenix versus Northern Garden Apartments, LLC, Case CV2013-003209, for the Law Department.

\$ 9,904,181.90

This item is recommended by Mr. Zuercher and the Finance Department.

ITEM 37

DISTRICT 8

**ORDINANCE S-40494 -
AGREEMENT WITH VOLARIS AIRLINES UNDER
THE AIR SERVICE MARKETING SUPPORT
PROGRAM**

Request to authorize the City Manager, or his designee, to enter into an agreement with Concesionaria Vuela Compañia de Aviación SAPI de C.V., Corp., transacting business in Arizona under the name Volaris (aka Volaris Airlines), under the Air Service Marketing Support Program, allowing for the reimbursement of marketing costs up to \$75,000 per city for air service to Guadalajara and Mexico City. Further request to authorize the City Controller to disburse the necessary funds in an amount not to exceed \$150,000.

The current Air Service Marketing Support Program was approved by the Phoenix City Council in June 2012 and amended in July 2013 to allow for marketing support of certain new non-stop routes.

In October and December 2013, respectively, Volaris began non-stop service three times per week to Guadalajara and to Mexico City, which made Volaris eligible for marketing reimbursements to promote the route(s) of \$75,000 for each city.

The Aviation Department will reimburse Volaris up to a total of \$150,000 for sales and marketing costs supporting the two new flights. The new flights will generate new revenue to Phoenix Sky Harbor International Airport (Airport) consisting of airline rental fees, parking fees, and concession revenue.

According to the Airport's most recent economic impact study, each passenger from Mexico spends an average of \$1,700 and international flights created a total economic impact of \$3 billion within the region.

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Financial Impact

Funds are available in the Aviation Department's Fiscal Year 2013-2014 Operating budget to support this Air Service Marketing Support Program.

This item is recommended by Mr. Naimark and the Aviation Department.

ITEM 38

DISTRICT 8

**ORDINANCE S-40495 -
ACQUISITION OF ONE OCCUPIED RESIDENTIAL
PROPERTY FOR THE COMMUNITY NOISE
REDUCTION PROGRAM**

Request to authorize the City Manager, or his designee, to perform all acts necessary to acquire fee title to and possession of the occupied residential real property listed below (Property) for the Aviation Department's Community Noise Reduction Program. Further request authorization for the City Manager, or his designee, to negotiate and execute short-term, temporary occupancy agreements to give the occupants of the Property sufficient time to relocate, as such agreements may be necessary to, and in furtherance of, this ordinance.

The following property owner has voluntarily asked the City to purchase her Property, which is located in Phoenix, Arizona, and

identified by a Maricopa County Assessor's Parcel Number (APN):

<u>Owner</u>	<u>Address</u>	<u>Appraisal</u>	<u>WBS Element</u>
Dora Ramirez, an unmarried woman	1098 East Durango Street APN: 115-46-029A	\$64,000	AV01050231

Further request authorization for the City Controller to disburse funds necessary to purchase the Property at the City's appraised value, plus usual and customary closing costs, and to accept and disburse funds necessary for the short-term, temporary occupancy agreements.

Funding is available in the Aviation Department's Capital Improvement Program from Airport Improvement Program grants and from Passenger Facility Charge revenue.

Citizen Notification

Aviation's Community Noise Reduction Program is in its final phases. As part of the sunset plan, residents, property owners, and area businesses received outreach about the deadline dates for the program. Many property owners, who have voluntarily relocated through the Voluntary Acquisition and Relocation Services (VARs) program, have experienced successful moves, report an improvement in their quality of life, and are utilizing the benefits provided through the VARs program.

This item is recommended by Mr. Naimark and the Aviation Department.

ITEM 39

DISTRICT 8

**ORDINANCE S-40496 -
ACQUISITION OF TWO VACANT INDUSTRIAL
PROPERTIES FOR THE COMMUNITY NOISE
REDUCTION PROGRAM**

Request to authorize the City Manager, or his designee, to perform all acts necessary to acquire fee title to and possession of the vacant industrial real properties listed below (Properties) for the Aviation Department's Community Noise Reduction Program.

The following property owner has voluntarily asked the City to purchase its Properties, which are located in Phoenix, Arizona, and identified by a Maricopa County Assessor's Parcel Number (APN):

<u>Owner</u>	<u>Address</u>	<u>Appraisal</u>	<u>WBS Element</u>
Stacey Rachelle Maynard, as Successor Trustee of the Margie Jean Vise Burk Trust dated March 6, 1995	3039 and 3051 East Washington Street APN: 121-59-017B and 121-59-017C	\$380,000	AV01000587

The Properties are comprised of two vacant parcels, which are zoned industrial and are contiguous to other eligible properties zoned industrial.

Further request authorization for the City Controller to disburse funds necessary to purchase the Properties at the City's appraised value, plus usual and customary closing costs.

Funding is available in the Aviation Department's Capital Improvement Program from Airport Improvement Program grants and from Passenger Facility Charge revenue.

Citizen Notification

Aviation's Community Noise Reduction Program is in its final phases. As part of the sunset plan, residents, property owners, and area businesses received outreach about the deadline dates for the program. Many property owners, who have voluntarily relocated through the Voluntary Acquisition and Relocation Services (VARs) program, have experienced successful moves, report an improvement in their quality of life, and are utilizing the benefits provided through the VARs program.

This item is recommended by Mr. Naimark and the Aviation Department.

ITEM 40

CITYWIDE

**ORDINANCE S-40497 -
RFA 13-048 - INTERVIEW RECORDING AND
MANAGEMENT SYSTEM - REQUIREMENTS**

CONTRACT

Request to authorize the City Manager, or his designee, to enter into a contract with Microception, Inc. to provide and install digital audio/video recording system for the Police Department. Authorization is also requested for the City Controller to disburse funds over the life of the contract in the amount not to exceed \$87,979.

The Police Department conducts investigations on all criminal incidents within its jurisdiction. To facilitate the investigation of criminal incidents, the Phoenix Police Department (PPD) utilizes a digital audio/video recording system used in ten interview rooms to facilitate the investigation of criminal incidents. It is the utmost importance that the interview rooms be operational and reliable as mandated by PPD policy.

A large portion of the investigations conducted by PPD involve violent and/or high profile criminal cases. The ability to digitally record all interviews has become an integral part of a successful investigation. In most cases the recording of such interviews is a requirement for successful prosecution.

In the negotiations between the City and Microception, Inc., the vendor requested exceptions to the City's standard terms and conditions. The Police Department in consultation with Law Department recommended accepting those changes.

Financial Impact

The cost shall not exceed \$87,979. Funds are available in the Police Department's budget.

This item is recommended by Mr. Murphy and the Finance Department.

ITEM 41

CITYWIDE

ORDINANCE S-40498 - RFA 14-017 - TELECOM COMMUNICATIONS SYSTEM - REQUIREMENTS CONTRACT

Request to authorize the City Manager, or his designee, to enter into a contract with JSI Telecom to provide and install communications system equipment upgrades and related services for the Police Department, for a four-year period beginning on or about February 1, 2014 and ending on January 31, 2018. The equipment is used by the Police Department to conduct complex investigations. Authorization is also requested for the City Controller to disburse the necessary funds over the four-year term contract in an amount not to exceed \$739,376.

In the negotiations between the City and JSI Telecom, the vendor requested exceptions to the City's standard terms and conditions. The Police Department in consultation with Law Department recommended accepting those changes.

Financial Impact

The aggregate amount for the four-year contract is \$739,376, with an annual estimated expenditure of \$184,844. Funds are available in the Police Department's budget.

This item is recommended by Mr. Murphy and the Finance Department.

ITEM 42

CITYWIDE

ORDINANCE S-40499 - RFA 14- 033 - RADIO COMMUNICATION NETWORK EQUIPMENT - REQUIREMENTS CONTRACT

Request to authorize the City Manager, or his designee, to enter into an agreement with EMR Corporation for the purchase of radio communication network equipment on an as-needed basis. The initial one-year contract term shall begin on or about January 15, 2014 and end on December 31, 2014. Authorization is also requested for the City Controller to disburse funds over the duration of the contract in an aggregate amount not to exceed \$300,000.

Information Technology Services (ITS) standardized on the EMR products for the radio communication network that supports public safety and municipal operations. EMR Corporation is the manufacturer of EMR radio communication network equipment and offers engineering, design, and maintenance support on the equipment they sell. This item was requested by ITS and subsequently approved by Finance as a sole source. The supplier has agreed to furnish parts and equipment at a 32 percent discount on all products from their catalog.

Financial Impact

The total aggregate amount shall not exceed \$300,000, with an estimated annual amount of \$60,000. Funds are available in

various Departments' budgets.

Option to Extend

Provisions of the agreement include an option to extend the contract up to four additional years, in one-year increments, which will be exercised if considered in the City's best interest to do so.

This item is also recommended by Mr. Naimark.

ITEM 43

CITYWIDE

**ORDINANCE S-40500 -
IFB 14-033 - CLIMATE CONTROLLED/COURIER
SERVICES - REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into an agreement with Arizona Hot Shot Logistics during a three-year period beginning on or about February 18, 2014 and ending February 17, 2017. Authorization is also requested for the City Controller to disburse funds over the life of the contract in an amount not to exceed \$150,000.

Solicitation IFB 13-34 - Climate Control Storage and Courier Services was conducted in accordance with Administrative Regulation 3.10. Three bids were received and opened on November 22, 2013.

Climate Control (inside) Storage and Courier Services are used for storage and distribution of community outreach literature and school educational materials. The space is also used for storage of tools and supplies for the low-income plumbing retrofit program.

The Water Services Department (WSD) Water Conservation program purchases outreach and school educational materials in bulk in three-year cycles to reduce cost per piece and to meet the requests of WSD customers. The materials require evaporative cooling to prevent damage due to dirt, inclement weather, heat, and vector infestation. In addition, a secured area is needed for tools and high-value construction materials such as copper pipe and brass fittings for Water Conservation programs offered. In 2008, the program changed from a warehouse contract to storage/courier services, which reduced storage costs by more than 50 percent.

Following is a tabulation of the lowest bids received:

<u>Bidder</u>	<u>Description</u>	<u>Awarded Amount</u>
Hot Shot Logistics*	Climate Control Areas (Per Skid)	\$10.75
	Secured Areas (Per Month)	\$300.00
	Rush Delivery Services (Per Box)	\$5.50
	Standard Delivery Services (Per Box)	\$5.50
	Non Standard Items Delivery (Per Delivery)	\$35.00
	Hourly Rates	\$15.00

<u>Bidder</u>	<u>Description</u>	<u>Awarded Amount</u>
Above and Beyond	Climate Control Areas (Per Skid)	\$15.00
	Secured Areas (Per Month)	\$250.00
	Rush Delivery Services (Per Box)	\$7.00
	Standard Delivery Services (Per Box)	\$5.00
	Non Standard Items Delivery (Per Delivery)	\$85.00
	Hourly Rates	\$40.00
Mercury Delivery Services	Climate Control Areas (Per Skid)	\$2,950.00
	Secured Areas (Per Month)	\$295.00
	Rush Delivery Services (Per Box)	\$89.00
	Standard Delivery Services (Per Box)	\$69.00
	Non Standard Items Delivery (Per Delivery)	\$149.00
	Hourly Rates	\$36.95

It is recommended by the Deputy Finance Director that the bid of Hot Shot Logistics, as asterisked, be accepted as the lowest responsive and responsible bidders.

Financial Impact

The aggregate contract value for all option years shall not exceed \$150,000, with an estimated annual expenditure of \$30,000. Funds are available in the Water Services Department's Operating budget.

Option to Extend

Provisions of the agreement include an option to extend the contract up to two additional years, in one-year increments, which will be exercised if considered in the City's best interest to do so.

The Water Services Superintendent also recommends this award.

This item is also recommended by Mr. Naimark.

ITEM 44

CITYWIDE

**ORDINANCE S-40501 -
IFB 14-061 - EMS MEDICATIONS -
REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into an agreement(s) with Henry Schein; Boundtree Medical, LLC; Life-Assist, Inc.; Midwest Medical Supply Company, LLC; EMED Rx; and Guardian EMS Products for EMS medications on an as-needed basis during a one-year contract period beginning on or about February 1, 2014 and ending January 31, 2015. Authorization is also requested for the City Controller to disburse funds for the life of the contract, in an amount not to exceed \$5,600,000.

Solicitation IFB 14-061 - EMS Medications was conducted in accordance with Administrative Regulation 3.10. Seven bids were received and opened on November 1, 2013. One bid was deemed non-responsive. Following is a tabulation of the responsive bids received:

<u>Bidder</u>	<u>Bid Price Ranges</u>
Henry Schein*	\$0.08 - \$146.24
Boundtree Medical, LLC*	\$0.10 - \$153.00
Life-Assist, Inc.*	\$0.11 - \$150.50
Midwest Medical Supply Company, LLC*	\$0.12 - \$152.94
EMED Rx*	\$0.15 - \$226.78
Guardian EMS Products*	\$0.10 - \$162.00

It is recommended by the Deputy Finance Director that the bids of Henry Schein; Boundtree Medical, LLC; Life-Assist, Inc.; Midwest Medical Supply Company, LLC; EMED Rx; and Guardian EMS Products be accepted as the responsive and responsible bidders. Multiple awards are recommended to meet the high volume and wide variety of needs outlined in the solicitation. Staff will select the most cost effective medications available at the time of purchase.

The solicitation used cooperative purchasing language authorizing the resulting contracts to be open to members of the Strategic Alliance for Volume Expenditures (SAVE) for their use at their discretion.

Financial Impact

The aggregate contract value for all option years will not exceed \$5,600,000, with an annual expenditure of \$1,120,000. Funds are available in the Fire Department's budget.

Option to Extend

Provisions of the agreement include an option to extend the contract up to four additional years, in one-year increments, which will be exercised if considered in the City's best interest to do so.

The Fire Chief agrees with this award.

This item is also recommended by Ms. Takata.

ITEM 45

CITYWIDE

ORDINANCE S-40502 -

**IFB 14-062 - EMS MEDICAL SUPPLIES LOCKER
SYSTEM - REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into an agreement(s) with Henry Schein; Boundtree Medical, LLC; Life-Assist, Inc.; Midwest Medical Supply Company, LLC; Guardian EMS Products; Kentron Health Care; AGS Safety Supply; Premier Medical Distribution; and VetMeds for EMS medical supplies locker system on an as-needed basis during the contract period beginning on or about February 1, 2014 and ending January 31, 2015. Authorization is also requested for the City Controller to disburse funds for the life of the contract, in an amount not to exceed \$10,300,000.

Solicitation IFB 14-062 - EMS Medical Supplies Locker System was conducted in accordance with Administrative Regulation 3.10. Sixteen bids were received and opened on November 1, 2013. Seven bids were deemed non-responsive. Following is a tabulation of the responsive bids received:

<u>Bidder</u>	<u>Bid Price Ranges</u>
Henry Schein*	\$0.02 - \$387.76
Boundtree Medical, LLC*	\$0.03 - \$265.00
Life-Assist, Inc.*	\$0.07 - \$369.19
Midwest Medical Supply Company, LLC*	\$0.02 - \$450.25
AGS Safety Supply*	\$0.58 - \$ 34.92
Guardian EMS Products*	\$0.06 - \$199.27
Kentron Health Care*	\$0.15 - \$219.00
Premier Medical Distribution*	\$0.67 - \$ 8.54
VetMeds*	\$0.21 - \$472.45

It is recommended by the Deputy Finance Director that the bids of Henry Schein; Boundtree Medical, LLC; Life-Assist, Inc.; Midwest Medical Supply Company, LLC; Guardian EMS Products; Kentron Health Care; AGS Safety Supply; Premier Medical Distribution; and VetMeds be accepted as the responsive and responsible bidders.

The solicitation used cooperative purchasing language authorizing the resulting contracts to be open to members of the Strategic Alliance for Volume Expenditures (SAVE) for their use at their discretion.

Multiple awards are recommended to meet the high volume and wide variety of needs outlined in the solicitation. Staff will select the most cost effective medical supplies available at the time of purchase.

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Financial Impact

The aggregate contract value for all option years will not exceed \$10,300,000, with an annual expenditure of \$2,060,000. Funds are available in the Fire Department's budget.

-
Option to Extend

Provisions of the agreement include an option to extend the contract up to four additional years, in one-year increments, which will be exercised if considered in the City's best interest to do so.

The Fire Chief agrees with this award.

This item is also recommended by Ms. Takata.

ITEM 46

DISTRICTS 7 AND 8

**ORDINANCE S-40503 -
IFB 14-073 - OPERABLE WALL MAINTENANCE -
REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into a contract with Hufcor Desert West to provide maintenance and repair for all Phoenix Convention Center operable wall systems. The initial contract term shall be for three years beginning on or about February 1, 2014 and ending January 31, 2017. Authorization is also requested for the City Controller to disburse funds over the life of the contract in an amount not to exceed \$400,000.

Solicitation IFB 14-073 was conducted in accordance with Administrative Regulation 3.10. One bid was received and opened by the Procurement Division on December 6, 2013, to provide operable wall maintenance.

Following is a tabulation of the only responsive and responsible offer received. The Procurement Division has reviewed the offer and determined the price to be fair and reasonable based on previous contract pricing and current market prices.

Bidder	Total Bid Price
Hufcor Desert West	\$67,620

It is recommended by the Deputy Finance Director that the bid submitted by Hufcor Desert West be accepted as the only responsive and responsible bidder.

Financial Impact

The aggregate contract value for all option years will not exceed \$400,000, with an estimated annual expenditure of \$80,000. Funds are available in the Phoenix Convention Center Department's budget.

Option to Extend

Provisions of the agreement include an option to extend the contract up to two additional years, in one-year increments, which will be exercised by staff if considered in the City's best interest to do so.

This item is also recommended by Mr. Zuercher and Mr. Blue.

ITEM 47 **DISTRICT 4** **ORDINANCE S-40504 -
LICENSE WITH THE HEARD MUSEUM FOR
EVENT OVERFLOW PARKING**

Request to authorize the City Manager, or his designee, to enter into a license with the Heard Museum to utilize the upper deck of the City of Phoenix Family Advocacy Center parking structure located at 2120 North Central Avenue for two planned events at the Heard Museum.

The license will be subject to the following terms and conditions:

1. Dates of Access: February 8 and 9, 2014: Championship Hoop Dance
 February 28 through March 2, 2014: Guild's Indian Fair and Market
2. License Fee: \$1,000, plus applicable taxes, which is within the range of market rents as determined by the Real Estate Division.
3. Insurance and Indemnity: License will contain insurance and indemnity provisions acceptable to the City's Risk Management Division and the City Attorney.
4. Termination: The license may be cancelled pursuant to the provisions of Arizona Revised Statutes 38-511, or by 30-day written notice from either party.

The license may contain such other terms and conditions deemed necessary or appropriate by the City.

Further request authorization for the City Treasurer to accept funds in accordance with the license terms.

This item is recommended by Ms. Jonovich, the Human Services Director and the Deputy Finance Director.

ITEM 48 **DISTRICTS 7 AND 8** **ORDINANCE S-40505 -
ACCEPTANCE AND DEDICATION OF
EASEMENTS FOR PUBLIC USE**

Request to accept easements for water meter vault and sewer purposes; ordering the ordinance recorded; and dedicating to public use the property interests described therein.

		District
Easement	(a) MARSHALLS OF MA, INC., Easement is for water meter vault purposes for property located at 3000 South 55th Avenue. FN 130019	7

Easement (b) A. MICHAEL LAFFERTY, JR. TRUSTEE OF THE A. MICHAEL LAFFERTY, JR. REVOCABLE TRUST DATED JUNE 7, 1991, AS AMENDED AND RESTATED IN ITS ENTIRETY ON NOVEMBER 15, 1999, Easement is for sewer purposes for property located at 1226 East Jefferson Street. FN 130035

This bears the recommendation of the Acting Chief Financial Officer.

This item is also recommended by Mr. Zuercher.

ITEM 49

CITYWIDE

**ORDINANCE S-40506 -
CONTRACT AWARD FOR REAL ESTATE
BROKERAGE SERVICES**

Request to authorize the City Manager, or his designee, to execute a contract with Jones Lang LaSalle America, Inc. This contract will be to provide the Finance Department, Real Estate Division with real estate brokerage services during the contract period beginning February 1, 2014 through January 31, 2017. Authorization is also requested to disburse funds over the life of the contract in an amount not to exceed \$550,000.

The City Council approved the Excess Property policy at the September 24, 2013, Policy meeting as part of the Council approved plan to assess and dispose of unused and underserved property. The policy was also recommended for approval at the May 15, 2013, Finance, Efficiency, and Economy Subcommittee meeting.

The Finance Department released a Request for Proposals (RFP) for real estate brokerage services in September 2013. The requested scope of services included consulting services related to property inventory management (augmenting and validating the current fixed asset review) and property analysis, as well as traditional real estate services, including the marketing, sale, lease, and exchange of City-owned real property. Six proposals were received in response to the RFP.

The panel evaluated submittals according to the following criteria set forth in the RFP: experience and qualifications of proposer in providing real estate brokerage services (55 percent), proposer's suggested methodology (35 percent), and proposed fees and expenses (10 percent).

The highest ranked submitters, Jones Lang LaSalle America, Inc.; R.O.I. Properties; and Tierra Right of Way Services, were invited to give presentations to the evaluation panel. The evaluation panel determined Jones Lang LaSalle America, Inc. to be the most qualified proposer.

Proposer	Total Points
Jones Lang LaSalle America, Inc.*	98
R.O.I. Properties	76.2
Tierra Right of Way Services	64.2

Financial Impact

The contract term will be three years, and the contract value shall not exceed \$550,000 over the life of the contract. Funds are available in the Finance Capital budget and various Operating funds. Costs will be allocated to the General, Special Revenue, and Enterprise Funds as appropriate.

This item is recommended by the Acting Chief Financial Officer and the Deputy Finance Director.

This item is also recommended by Mr. Zuercher.

ITEM 50

CITYWIDE

**ORDINANCE S-40507 -
RFP ITS 13-010 - FIRE CAD AND RMS
MODERNIZATION PROGRAM - PROFESSIONAL
SERVICES CONTRACT AWARD**

Request to authorize the City Manager, or his designee, to enter into an agreement with Cit Com to provide professional services related to the Fire Computer Aided Dispatch (CAD) and Records Management System (RMS) Modernization Program. Expenditures under this agreement shall not exceed \$150,000. Authorization is also requested for the City Controller to disburse funds over the life of the agreement.

Solicitation RFP ITS 13-010 was conducted in accordance with Administrative Regulation 3.10. Seven proposals were received. In compliance with the evaluation criteria stated in the Request for Proposal (RFP), the proposals were scored by an evaluation panel comprised of representatives from Phoenix Police, Phoenix Fire, and one at-large member from Mesa Fire. Based upon the results of the selection process, the evaluation panel recommends a contract award to Cit Com as the most responsive and responsible offeror.

Financial Impact

Funds are available in the Information Technology Services Department's Operating budget.

This item is recommended by the Fire Chief and the Acting Chief Information Officer.

This item is also recommended by Mr. Naimark and Ms. Takata.

ITEM 51

CITYWIDE

**ORDINANCE S-40508 -
AMEND CONTRACT 131104 TO SPLUNK, INC.
PROFESSIONAL SERVICES FOR PCI
REMIEDIATION**

Request to authorize the City Manager, or his designee, to issue Statement of Work (SOW) 3 under Contract 131104 with Splunk, Inc. to maintain Payment Card Industry (PCI) network log management remediation services. Expenditures under this SOW shall not exceed \$37,500. The original terms and scope of work has not changed from the original agreement. Authorization is also requested for the City Controller to disburse funds over the life of the SOW.

The City of Phoenix processes over 3 million credit card transactions totaling over \$200 million in sales per year. City Departments accept on-line payments, point-of-sale payments, interactive voice response payments, kiosk, and in person payments of credit card transactions. Compliance with Payment Card Industry Data Security Standards is mandated by the payment card industry in order for the City to continue to process credit card transactions. The standards were developed to protect cardholder information and include mandates for regular monitoring and testing of networks, and maintenance of strong information security policies.

On May 5, 2011, City Council authorized the City Manager to enter into a contract with Splunk, Inc. for SOW 1 in the amount of \$125,000, and on January 4, 2012, City Council authorized an amendment in the amount of \$86,000. This contractor was selected in accordance with Administrative Regulation 3.10.

Financial Impact

Funds are currently available in Information Technology Services, Public Works, Aviation, and Water Services Departments' Operating budgets.

This request is made by the Acting Chief Information Officer.

This item is also recommended by Mr. Naimark.

ITEM 52

DISTRICT 7

**ORDINANCE S-40509 -
DESIGN CONTRACT FOR THE DESERT SKY
TRANSIT CENTER PUBLIC ART PROJECT**

Request to authorize the City Manager, or his designee, to enter into a contract with the Washington artist Sheila Klein, for an amount not to exceed \$50,000, to work as a design team member to develop shade structures and other integrated necessities to enhance passenger comfort as part of the Desert Sky Transit Center. Authorization is also requested for the City Controller to disburse the funds over the life of the contract.

On December 4, 2013, a seven-person selection panel recommended five finalists from a pool of 107 applicants who responded to a national call to artists. On December 11, 2013, the panel interviewed the finalists before recommending Ms. Klein for this project. The panel based its recommendation on Ms. Klein's inventive approach to the use of materials and her ability to work successfully with a design team and community to produce a project of exemplary quality.

The Desert Sky Transit Facility Public Art Project is one of 60 projects in the Fiscal Year 2013-2018 Public Art Project Plan approved by City Council on July 3, 2013. The project includes \$20,000 in Percent-for-Art funds from the Public Transit Capital

Program and \$250,000 in Federal Transit Administration and Regional Transportation Program funds. The \$50,000 for this proposed contract will cover all of the artist's costs to design and provide construction oversight for shade structures and other integrated passenger enhancements at the Desert Sky Transit Center. The remaining \$220,000 would be used for project construction and administration.

The Phoenix Arts and Culture Commission reviewed and recommended approval of this item on December 18, 2013.

This item is also recommended by Mr. Zuercher, Ms. Spencer, and the Phoenix Office of Arts and Culture.

ITEM 53

CITYWIDE

**ORDINANCE S-40510 -
CREATE QUALIFIED VENDORS LIST FOR
HEARING OFFICER SERVICES**

Request authorization to establish a Qualified Vendor List (QVL) and enter into contracts with selected firms to provide hearing officer services on an as-needed basis. The QVL will be valid for three years with the option to add additional firms after one year. Total funding will not exceed \$115,000 per year for the term of these contracts. Authorization is also requested for the City Controller to disburse these funds over the life of the contracts.

The consultant will serve as hearing officers for the zoning process and Historic Preservation. Their services may be needed in the following areas, but not limited to: Zoning Hearing Officers, Zoning Takings Hearing Officers, Zoning Adjustment Hearing Officers, and Historic Preservation Hearing Officers.

The Request for Qualifications (RFQ) was advertised in the *Arizona Business Gazette* and on the City's webpage for business opportunities. Notices were sent to approximately 288 individuals/firms. Six Statements of Qualifications were returned by the closing deadline. From the six who submitted, the following six were selected to provide hearing officer services:

Ted Brookhart
Frank Dolasinski
Joan Jacobs & Associates, LLC
Rideour Hienton & Lewis
Heidi Short
Michael Widener

Financial Impact

Funds are available in the Planning and Development Department's budget.

This item is recommended by Mr. Naimark and the Planning and Development Department.

ITEM 54

CITYWIDE

**ORDINANCE S-40511 -
MEMORANDUM OF UNDERSTANDING WITH THE
FEDERAL BUREAU OF INVESTIGATION FOR
THE CHILD EXPLOITATION TASK FORCE**

Request retroactive authorization for the City Manager, or his designee, to enter into a Memorandum of Understanding (MOU) between the Phoenix Police Department (PPD) and the Federal Bureau of Investigation (FBI). Funding is to support the Child Exploitation Task Force (CETF) program. This MOU provides funding in an amount of \$65,000 per year, not to exceed \$135,000 over the life of the MOU. The term of the MOU is two years with the opportunity to extend for three additional one-year periods, not to exceed a total of five years. The funding period is October 1, 2013 through September 30, 2015. Authorization is also requested for the City Controller to receive and disburse funds.

-
The PPD has engaged in numerous successful interagency agreements with the FBI in an effort to combat crimes against children in the metropolitan Phoenix area. The mission is to provide a rapid, proactive, and intelligence driven investigative response to the sexual victimization of children as well as other crimes against children. The CETF provides support to identify and rescue child victims; to reduce the vulnerability of children to sexual exploitation and abuse; to reduce the negative impact of domestic and international parental rights disputes; and to strengthen the capabilities of the FBI and federal, state, local, and international law enforcement through training, intelligence-sharing, technical support, and investigative assistance. Through the implementation of the CETF MOU, the City of Phoenix is reimbursed for PPD task force member's overtime and related fringe benefits.

Financial Impact

Cost to the City is in-kind resources.

This item is recommended by Mr. Murphy and the Police Department.

ITEM 55

CITYWIDE

**ORDINANCE S-40512 -
PURCHASE ELECTRONIC RIGHTS FROM
FRANKLIN COVEY FOR NOBILITY OF POLICING
CURRICULUM AND TRAINING**

Request authorization for the City Manager, or his designee, to execute an agreement between the City of Phoenix Police Department and Franklin Covey authorizing the Phoenix Police Department to reproduce 2,800 copies of the

"Nobility of Policing" participant workbook at a cost of \$10 a copy. Request additional authorization for the City Controller to disburse AZPOST Training Allocation funds to cover this expenditure.

Franklin Covey is an internationally renowned leadership company which has specific rights to the Nobility of Policing curriculum and training, student participant workbook, and other related materials. The curriculum focuses on ethical and individual self-management concepts to reinforce the competencies, character, values, and attitudes necessary for committed and effective policing principles. Under the proposed agreement, Franklin Covey will provide the Phoenix Police Department with an electronic version of the Nobility of Policing workbook that the Department will utilize to reproduce the materials for an estimated 2,800 employees. The cost to reproduce these guidebooks for 2,800 employees, at \$10 per copy, is \$28,000. The Department will utilize previously accepted AZPOST Training Allocation funds, which are specifically authorized for this purpose.

It is anticipated that the 4- to 5-hour sessions of Nobility of Policing training will be provided to the Department's sworn personnel throughout the 2014 calendar year. The class sizes of each session will range from 25 to 30 students and will be facilitated at various City venues as well as the AZPOST Training Facility.

This item is recommended by Mr. Murphy and the Police Department.

ITEM 56

CITYWIDE

**ORDINANCE S-40513 -
ASSIGNMENT AND ASSUMPTION AGREEMENT
BETWEEN CORPORATE TECHNOLOGY
SOLUTIONS AND BCD LOW VOLTAGE
SYSTEMS**

Request to authorize the City Manager, or his designee, to enter into a contract with Corporate Technology Systems (CTS) as Assignee of current Agreement 127921 with BCD Low Voltage Systems (Assignor), and for the City Controller to disburse funds approved by previous Council action for the life of the contract.

The City entered into an agreement with BCD on February 17, 2010, through RFP 09-ASD-012 and approved by City Council. BCD was awarded a contract for \$800,000 annually as a result of the RFP for the design, installation, integration, and maintenance of various citywide security systems that are standalone or network-based and may be monitored by the City's Central Monitoring System (CMS). The agreement will enter its final option year beginning January 31, 2014, in conjunction with this amendment.

Assignor and Assignee have entered into an Asset Purchase Agreement dated February 28, 2013, pursuant to which Assignee has agreed to acquire the assets used in the business operated by BCD Low Voltage Systems and to assume certain liabilities of Assignor.

As of December 1, 2013, Assignor assigns to Assignee, and Assignee accepts, all of Assignor's rights and interests in the agreement and thereafter until the agreement termination date as set forth in the agreement with the same terms and conditions as the original contract.

Entering into a contract with CTS will allow the Public Works Department to continue to promote operational efficiencies for security systems maintenance and upgrades which will help minimize overall operational costs.

This request is recommended by the Public Works Director.

This item is also recommended by Mr. Naimark.

ITEM 57

CITYWIDE

**ORDINANCE S-40514 -
UTILITY ACCOUNTS MANAGEMENT PROGRAM
SOFTWARE**

Request to authorize the City Manager, or his designee, to enter into an agreement with EnergyCap, Inc. to provide software, implementation services, and functionality for a centralized monitoring and auditing process for all City utility accounts. The initial contract term shall begin on or about February 1, 2014 and end on January 31, 2015. Authorization is also requested for the City Controller to disburse funds for the life of the contract in an amount not to exceed \$875,000.

The findings from the October 2012 Utilities Audit conducted by the City Auditor Department resulted in the recommendation that a centralized database of all City gas and electric utility accounts be created and maintained by the Public Works Department. The software will provide secure multi-department access to verify, monitor, and analyze departmental energy usage and rates. It will also provide a means for the City to accurately monitor, analyze, and report its progress toward its commitment to reduce energy consumption 20 percent by 2020, reduce Greenhouse Gas emissions, and develop effective energy conservation initiatives.

In accordance with Administrative Regulation 3.10, a Request for Proposal was issued and two proposals were received. The Evaluation Committee was comprised of staff from Public Works, Finance, Water Services, Aviation, and Phoenix Convention Center Departments. Evaluation criteria included: quality and experience; method of approach; technical support; and cost. EnergyCap, Inc. was the highest scorer and provided the lowest cost proposal.

Financial Impact

The cost for this agreement will not exceed \$175,000 in the first year, and the total contract value shall not exceed \$875,000 over the life of the contract. Funds are available in the Public Works Department's Capital Improvement Program budget.

Option to Extend

Provisions of the agreement include an option to extend the contract up to four additional years, in one-year increments, which will be exercised by staff if considered in the City's best interest to do so.

This item is recommended by Mr. Naimark and the Public Works Department.

ITEM 58

DISTRICT 1

**ORDINANCE S-40515 -
AV31000083 FAA - DEER VALLEY AIRPORT
ACUTE ANGLE CONNECTORS RUNWAY 7L/25R
- DESIGN SERVICES**

Request to authorize the City Manager, or his designee, to enter into an agreement with Trace Consulting, LLC, Phoenix, Arizona, to provide engineering services for the Deer Valley Airport Acute Angle Connectors Runway 7L/25R project. This agreement may contain other terms and conditions deemed necessary or appropriate by the City Manager, or his designee. Further request authorization for the City Controller to disburse the necessary funds for the purpose of this agreement in an amount not to exceed \$100,000.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate; and to execute all design and construction agreements, licenses, permits, and requests for utility services relating to the development, design, and construction of the project. Such utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunications, cable television, railroads, and other modes of transportation. This authorization excludes any transaction involving an interest in real property.

This project will include design of two new acute angle connectors/exits midfield on the north side of Runway 7L/25R. Connectors will be constructed in the existing infield area requiring removal of existing infield material, site grading, new electrical edge lighting and signage, drainage, striping, and relocation of utilities as needed. Scope of work may include design, survey, cost estimating, preparation of a construction management plan, and a construction safety and phasing plan.

Trace Consulting, LLC was selected through a qualifications-based selection process in accordance with Title 34 of the Arizona Revised Statutes.

Financial Impact

Trace Consulting, LLC's fee shall not exceed \$100,000 including all subconsultants and reimbursable costs. Staff anticipates reimbursement from the Federal Aviation Administration. Funds are available in the Aviation Department's Capital Improvement Program budget.

-
Small Business Outreach

This procurement required proposers to engage in small business outreach efforts. The City has determined the availability of Disadvantaged Business Enterprises to be zero percent due to low availability of the relevant market of potential subconsultants.

This Council award is subject to execution of the agreement by all of the parties.

This item is recommended by Mr. Murphy and the Aviation and Street Transportation Departments.

ITEM 59

DISTRICT 1

**ORDINANCE S-40516 -
WS85050045 - DEER VALLEY WATER
TREATMENT PLANT RESERVOIR 1
REPLACEMENT - CMAR CONSTRUCTION
CONTRACT AWARD**

Request to authorize the City Manager, or his designee, to enter into an agreement with Kiewit Infrastructure West, Inc., Phoenix, Arizona, to provide Construction Manager at Risk (CMAR) construction phase services in support of the Deer Valley Water Treatment Plant (DVWTP) Reservoir 1 Replacement project; and further request to authorize the City Controller to disburse funds for the purpose of this ordinance.

The CMAR was chosen for this project using a qualifications-based selection process as authorized by Title 34 of the Arizona Revised Statutes.

This request for CMAR's services is for Guaranteed Maximum Price (GMP) 1 which includes demolition of existing Reservoir 1 with asbestos removal. This project is at the DVWTP, located at 3030 West Dunlap Avenue. This project will provide existing reservoir demolition; construction of a replacement 20-million-gallon reservoir; and installation of chemical feed piping, level sensors, transmitters, and associated conduits and control wiring. Construction activities will require attention to all underground utilities, or any other facilities, needing relocation or protection during construction.

Financial Impact

The CMAR's construction fee for GMP 1 services shall not exceed \$3,350,000, including all subconsultant, subcontractor, and reimbursable costs. Funds for these services are available from Water Services Department's Water Revenue (0051) funds.

Previous City Council Action

City Council approved CMAR design phase services on May 1, 2013. City Council approved engineering design services on May 1, 2013.

This Council award is subject to execution of the agreement by all of the parties.

The Water Services Department concurs with this request.

This item is also recommended by Mr. Naimark and the Street Transportation Department.

ITEM 60

DISTRICTS 1 AND 6

**ORDINANCE S-40517 -
24TH STREET AND DEER VALLEY WTP -
ELECTRICAL INSTRUMENTATION AND
CONTROL SYSTEMS INSPECTION AND
TESTING SERVICES**

Request to authorize the City Manager, or his designee, to enter into an agreement with Bay Area Instrument and Electric, Inc., Glendale, Arizona, to provide design support, construction inspections, and commissioning testing for projects associated with electrical, instrumentation, and control systems at the 24th Street and Deer Valley Water Treatment Plant (WTP). Further request to authorize the City Controller to disburse funds over the life of the contract, including extensions, for the purpose of this ordinance.

This contract is for a two-year period with one option to extend the contract an additional two-years, for a total of four consecutive

years. Funding may be added, depending on the fiscal needs of the period, for a total contract amount not to exceed \$1,000,000.

The Consultant was chosen for this project using a qualifications-based selection process as authorized by Title 34 of the Arizona Revised Statutes.

Financial Impact

The Consultant's fee shall not exceed \$500,000 for the first two-year period, including all subconsultant and allowable costs. Funding for these services is available from the Water Revenue Fund (0051) as follows:

<u>Project</u>	<u>Total</u>
WS85290023	\$300,000
WS85260024	\$200,000

This Council award is subject to execution of the agreement by all of the parties.

The Water Services Department concurs with this request.

This item is also recommended by Mr. Naimark and the Street Transportation Department.

ITEM 61

DISTRICT 2

**ORDINANCE S-40518 -
CAVE CREEK WRP AND UNION HILLS WTP -
ELECTRICAL INSTRUMENTATION AND
CONTROL SYSTEMS INSPECTION AND
TESTING**

Request to authorize the City Manager, or his designee, to enter into an agreement with Brown and Caldwell, Inc., Phoenix, Arizona, to provide design support, construction inspections, and commissioning testing for projects associated with electrical, instrumentation, and control systems at the Cave Creek Water Reclamation Plant (WRP) and Union Hills Water Treatment Plant (WTP). Further request to authorize the City Controller to disburse funds over the life of the contract, including extensions, for the purposes of this ordinance.

This contract is for a two-year period with an option to extend the contract for one additional two-year period, for a total of four consecutive years. Funding may be added depending on the fiscal needs of the period, for a total contract amount not to exceed \$960,000 over the life of the contract.

The Consultant was chosen for this project using a qualifications-based selection process as authorized by Title 34 of the Arizona Revised Statutes.

Financial Impact

The Consultant's fee shall not exceed \$460,000 for the first two-year period, including all subconsultant and allowable costs. Funding for these services is available from the Water Revenue Fund (0051) as follows:

<u>Project</u>	<u>Total</u>
WS85080014	\$160,000
WS85320019	\$300,000

This Council award is subject to execution of the agreement by all of the parties.

The Water Services Department concurs with this request.

This item is also recommended by Mr. Naimark and the Street Transportation Department.

ITEM 62

DISTRICTS 3, 5, 6, 7, AND 8

**ORDINANCE S-40519 -
ST87400155 - 2013-1 CMAQ ALLEY DUST
PROOFING PROJECT (FEDERAL AID) - DESIGN-
BID-BUILD**

Request to authorize the City Manager, or his designee, to accept Cholla Pavement Maintenance, Inc., Apache Junction, Arizona, as the lowest priced responsive and responsible bidder, and to enter into a contract with Cholla Pavement Maintenance, Inc. for construction services. The contract may contain other terms and conditions deemed necessary or appropriate by the City Manager, or his designee. Further request authorization for the City Controller to disburse the necessary funds for the purpose of this ordinance in an amount not to exceed \$1,439,400.51.

2013-1 CMAQ Alley Dust Proofing Project (Federal Aid) work will include approximately 268,224 square yards of clearing, grubbing, and sub-grade preparation, including removal, hauling, and disposal of deleterious materials and degraded asphalt millings; 246,871 square yards of single application of MC 800TR and pre-coated fractured aggregate; weed control; traffic control; and other miscellaneous items in various alleys within the City of Phoenix.

Four bids were received in compliance with Arizona Revised Statutes, Title 34, by the Street Transportation Department on December 3, 2013, to provide construction services in support of the 2013-1 CMAQ Alley Dust Proofing Project (Federal Aid). The four bids were sent to the Equal Opportunity Department for review to determine subcontractor eligibility and general contractor responsiveness in meeting the project's Disadvantaged Business Enterprise (DBE) goal. The lowest bidder, as well as the other firms, were found responsive.

Bids ranged from a low of \$1,439,400.51 to a high of \$2,001,852.71. The Engineer's Estimate, second low bidder, and the lowest responsive and responsible bidder, indicated by an asterisk, are listed below:

	Total	DBE Goal
Engineer's Estimate	\$1,746,718.54	2.52%
Sunland Asphalt	\$1,460,039.81	4.6%
Cholla Pavement Maintenance, Inc.*	\$1,439,400.51	2.8%

Recommendation

The Street Transportation Department recommends award of the base bid to the lowest responsible bidder, Cholla Pavement Maintenance, Inc., in an amount not to exceed \$1,439,400.51.

Financial Impact

Funding is available in the Street Transportation Department's Capital Improvement Program budget as follows:

Project	Funding	Total
ST87400155-2	Federal Aid (1020)	\$1,232,750.00
ST87400155-1	Capital Construction Fund (1021)	\$ 206,650.51

Citizen Notification

Public notification will be provided by the contractor during construction. Flyers with the contractor's phone number and the contact name will be distributed to notify residents of the upcoming work.

This Council award is subject to execution of the contract by all of the parties.

This item is also recommended by Mr. Naimark.

ITEM 63

DISTRICTS 3, 5, AND 6

**ORDINANCE S-40520 -
ST87440025 - 2013-2 CMAQ ALLEY DUST
PROOFING PROJECT (FEDERAL AID) - DESIGN-
BID-BUILD**

Request to authorize the City Manager, or his designee, to accept Cholla Pavement Maintenance, Inc., Apache Junction, Arizona, as the lowest priced responsive and responsible bidder, and to enter into a contract with Cholla Pavement Maintenance, Inc. for construction services. The contract may contain other terms and conditions deemed necessary or appropriate by the City Manager, or his designee. Further request authorization for the City Controller to disburse the necessary funds for the purpose of this ordinance in an amount not to exceed \$1,162,734.28.

2013-2 CMAQ Alley Dust Proofing Project (Federal Aid) work will include approximately 223,872 square yards of clearing, grubbing, and sub-grade preparation, including removal, hauling, and disposal of deleterious materials and degraded asphalt millings; 205,216 square yards of single application of MC 800TR and pre-coated fractured aggregate; weed control; traffic control; and other miscellaneous items in various alleys within the City of Phoenix.

Four bids were received in compliance with Arizona Revised Statutes, Title 34, by the Street Transportation Department on December 3, 2013, to provide construction services in support of the 2013-2 CMAQ Alley Dust Proofing Project (Federal Aid). The four bids were sent to the Equal Opportunity Department for review to determine subcontractor eligibility and general contractor responsiveness in meeting the project's Disadvantaged Business Enterprise (DBE) goal. The lowest bidder, as well as the other firms, was found responsive.

Bids ranged from a low of \$1,162,734.28 to a high of \$1,685,268.26. The Engineer's Estimate, second low bidder, and the lowest responsive and responsible bidder, indicated by an asterisk, are listed below:

	<u>Total</u>	<u>DBE Goal</u>
Engineer's Estimate	\$1,449,733.19	2.57%
Sunland Asphalt	\$1,208,981.20	4.6%
Cholla Pavement Maintenance, Inc.*	\$1,162,734.28	3.0%

Recommendation

The Street Transportation Department recommends award of the base bid to the lowest responsible bidder, Cholla Pavement Maintenance, Inc., in an amount not to exceed \$1,162,734.28.

Financial Impact

Funding is available in the Street Transportation Department's Capital Improvement Program budget as follows:

<u>Project</u>	<u>Funding</u>	<u>Total</u>
ST87440025-2	Federal Aid (1020)	\$1,050,000.00
ST87440025-1	Capital Construction Fund (1021)	\$ 112,734.28

Citizen Notification

Public notification will be provided by the contractor during construction. Flyers with the contractor's phone number and the contact name will be distributed to notify residents of the upcoming work.

This Council award is subject to execution of the contract by all of the parties.

This item is also recommended by Mr. Naimark.

ITEM 64

DISTRICTS 4 AND 7

**ORDINANCE S-40521 -
ST89360018 - ITS FIBER OPTIC BACKBONE
PHASE B-2 - DESIGN-BID-BUILD**

Request to authorize the City Manager, or his designee, to accept B&F Contracting, Inc., Phoenix, Arizona, as the lowest priced responsive and responsible bidder, and to enter into a contract with B&F Contracting, Inc. for construction services. The contract may contain other terms and conditions deemed necessary or appropriate by the City Manager, or his designee. Further request authorization for the City Controller to disburse the necessary funds for the purpose of this ordinance in an amount not to exceed \$497,091.

Six bids were received in compliance with Arizona Revised Statutes, Title 34, by the Street Transportation Department on December 10, 2013, to provide construction services in support of the ITS Fiber Optic Backbone Phase B-2 construction project. The six bids were sent to the Equal Opportunity Department for review to determine subcontractor eligibility and general contractor responsiveness in meeting the project's Disadvantaged Business Enterprise (DBE) goal. Bidder three did not submit all required DBE paperwork and was deemed non-responsive. The lowest bidder, as well as the other four firms, were found responsive.

Bids ranged from a low of \$497,091 to a high of \$680,000. The Engineer's Estimate, second low bidder, and the lowest responsive and responsible bidder, indicated by an asterisk, are listed below:

	<u>Total</u>	<u>DBE Goal</u>
Engineer's Estimate	\$581,118.50	3.57%
CS Construction, Inc.	\$538,451.00	20.27%
B&F Contracting, Inc.*	\$497,091.00	4.02%

Recommendation

The Street Transportation Department recommends award of the base bid to the lowest responsible bidder, B&F Contracting, Inc., in an amount not to exceed \$497,091.

Financial Impact

Funding is available in the Street Transportation Department's Capital Improvement Program budget as follows:

<u>Project</u>	<u>Funding</u>	<u>Total</u>
ST89360018	Federal Aid (1020)	\$497,091

This proposed project will develop, design, and deploy the communication fiber backbone network and will include field surveys, procurement, and installation of fiber equipment to integrate traffic signals, detections systems, closed circuit television (CCTV) camera systems, and dynamic messages signs. The project will involve installing conduit, pull boxes, and junction boxes and populating them with new fiber optic cable and splice enclosures along the freeway ramps extending to the Arizona Department of Transportation (ADOT) right-of-way boundary and continuing on within City of Phoenix right-of-way to the nearest major signalized City-owned intersections of McDowell Road with 27th, 35th, 43rd, 51st, 59th, 67th, 75th, and 83rd Avenues, and at SR 51/McDowell Road and SR 51/Thomas Road.

This Council award is subject to execution of the contract by all of the parties.

This item is also recommended by Mr. Naimark.

ITEM 65

DISTRICT 8

**ORDINANCE S-40522 -
AV08000073 FAA - PSHIA EAST HOLD BAY
PAVEMENT RECONSTRUCTION - DESIGN
SERVICES**

Request to authorize the City Manager, or his designee, to enter into an agreement with Stantec Consulting Services, Inc., Phoenix, Arizona, to provide engineering services for the Phoenix Sky Harbor International Airport (PSHIA) East Hold Bay Pavement Reconstruction project. The agreement may contain other terms and conditions deemed necessary or appropriate by the City Manager, or his designee. Further request authorization for the City Controller to disburse the necessary funds for the purpose of the agreement in an amount not to exceed \$330,000.

Further request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate, and to execute all design and construction agreements, licenses, permits, and requests for utility services relating to the development, design, and construction of the project. Such utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunications, cable television, railroads, and other modes of transportation. This authorization excludes any transaction involving an interest in real property.

The project will include milling of existing asphalt pavement; full-depth reconstruction; apron lighting, signing, and striping per Federal Aviation Administration (FAA) requirements; providing construction safety phasing plans to comply with FAA Airport Improvement Program grant requirements; providing cost estimates; and providing updated plan/profile design. The scope of services may include, but are not limited to: project management and meetings; design development, investigation, and design report; construction documents; and plans, specifications, and pre-bid assistance services.

Stantec Consulting Services Inc. was selected through a qualifications-based selection process in accordance with Title 34 of the Arizona Revised Statutes.

Financial Impact

Stantec Consulting Services, Inc.'s fee shall not exceed \$330,000, including all subconsultants and reimbursable costs. Staff anticipates reimbursement from the FAA. Funds are available in the Aviation Department's Capital Improvement Program budget.

Small Business Outreach

This procurement required proposers to engage in small business outreach efforts. The City has determined the availability of Disadvantaged Business Enterprises to be zero percent due to low availability of the relevant market of potential subconsultants.

This Council award is subject to execution of the agreement by all of the parties.

This item is recommended by Mr. Murphy and the Aviation and Street Transportation Departments.

ITEM 66

DISTRICT 8

**ORDINANCE S-40523 -
ST85100342 - BUCKEYE ROAD - CENTRAL
AVENUE TO 16TH STREET DESIGN SERVICES**

Request to authorize the City Manager, or his designee, to enter into an agreement with Entellus, Inc., Phoenix, Arizona, to provide professional design and possible construction administration and inspection services for the construction of arterial street improvements on Buckeye Road from Central Avenue to 16th Street. Work may include storm drain laterals, curb, gutter, sidewalk, streetlights and signal modifications, and roadside landscaping design. Further, request authorization for the City Controller to disburse funds for the purpose of this ordinance.

Entellus was chosen for this project using a qualifications-based selection process authorized by Title 34 of the Arizona Revised Statutes as managed by the City Engineer.

The Engineer's fee shall not exceed \$872,012, including all subconsultant and allowable costs.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate to execute all utilities-related design and construction agreements, licenses, permits, and requests for utility services relating to the development, design, and construction of the project and to include disbursement of funds. Such utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunications, cable television, railroads, and other modes of transportation. This authorization excludes any transaction involving an interest in real property.

Financial Impact

Funding for this project is available in the Street Transportation Department's Capital Improvement Program budget using Arizona Highway User Revenue.

This Council award is subject to execution of the agreement by all of the parties.

This item is recommended by Mr. Naimark and the Street Transportation Department.

ITEM 67

DISTRICT 8

**ORDINANCE S-40524 -
WS85500388 - WATER MAIN REHABILITATION
PHASE II ABB - 12TH TO 16TH STREETS/
VAN BUREN TO ROOSEVELT STREETS - DESIGN-
BID-BUILD**

Request to authorize the City Manager, or his designee, to accept J. Wise Corporation, Tucson, Arizona, as the lowest priced responsive and responsible bidder, and to enter into a contract with J. Wise Corporation for construction services. Further request authorization for the City Controller to disburse the funds for the purpose of this ordinance in an amount not to exceed \$1,376,468.

Four bids were received in compliance with Arizona Revised Statutes, Title 34, by the Street Transportation Department on November 13, 2013, to provide construction services in support of the Water Main Rehabilitation Phase II ABB: 12th Street to 16th Street/Van Buren Street to Roosevelt Street construction project. The four bids were sent to the Equal Opportunity Department to determine subcontractor eligibility and general contractor responsiveness in meeting the project's Small Business Enterprise (SBE) goal.

Bids ranged from a low of \$1,376,468 to a high of \$2,575,544. The Engineer's Estimate, second lowest bidder, and the lowest responsive and responsible bidder, indicated by an asterisk, are listed below:

	<u>Total</u>	<u>SBE Goal</u>
Engineer's Estimate	\$1,529,519	2%
Mainlining Service, Inc.	\$1,772,834	2.73%
J. Wise Corporation*	\$1,376,468	2.03%

Recommendation

The Street Transportation Department recommends award of the base bid to the lowest responsible bidder, J. Wise Corporation, in an amount not to exceed \$1,376,468.

Financial Impact

Funding is available in the Water Services Department's Capital Improvement Program budget as follows:

<u>Project</u>	<u>Funding</u>	<u>Total</u>
WS85500388	Fund 0051 (Water Revenue)	\$1,376,468

Previous City Council Action

On January 16, 2013, the City Council awarded Contract 135284 to Mainlining Services, Inc. for construction of Phase I of this project.

Citizen Notification

A public information service firm will be used during the construction phase to keep the property owners and residents informed of construction activities.

This Council award is subject to execution of the contract by all of the parties.

The Water Services Department concurs with this request.

This item is also recommended by Mr. Naimark.

ITEM 68

CITYWIDE

**ORDINANCE S-40525 -
SPECIALIZED EQUIPMENT, PIPING, AND
INFRASTRUCTURE COATINGS -
CONSTRUCTION ADMINISTRATION AND
INSPECTION SERVICES**

Request to authorize the City Manager, or his designee, to enter into separate agreements with Arcadis, Inc., Phoenix, Arizona; and RFI Consultants, LLC, Phoenix, Arizona, to provide construction administration and inspection services to support the Wastewater Equipment and Piping Coatings Rehabilitation Program at City of Phoenix Wastewater Facilities; and further request to authorize the City Controller to disburse funds over the life of the contract, including extensions, for the purposes of this ordinance.

Each contract will be for a one-year period with four options to extend the contract, in one-year increments, for a total of five consecutive years. Funding may be added, depending on the fiscal needs of the period, for a total not to exceed \$500,000 for each contract over the life of the contracts.

The Consultants were chosen for this project using a qualifications-based selection process as authorized under Title 34 of the Arizona Revised Statutes.

The Consultants will each develop an action plan to evaluate and prioritize the rehabilitation or replacement of existing protective coatings on wastewater infrastructure along with providing inspection services for work associated with the application of protective coatings.

Financial Impact

Each of the Consultant's respective fees shall not exceed \$100,000 each year, including all subconsultant and allowable costs. The initial year funding for Arcadis, Inc. will be \$85,000, and available from the Water Services Department's Capital Improvement Program budget as follows:

<u>Project</u>	<u>Funding</u>	<u>Total</u>
WS90200056-1	Fund 0090 - Wastewater Revenue	\$45,000
WS90500012-3	Fund 0090 - Wastewater Revenue and Fund 0095 - Wastewater System Replacement Lines	\$40,000
	Total	\$85,000

The initial funding for RFI, Inc. will be \$80,000 from the Water Services Department's Capital Improvement Program budget as follows:

Project	Funding	Total
WS90100093-1	Fund 0090 - Wastewater Revenue and Fund 0400 - Sub-regional Operating Group Capital Improvement Program	\$50,000
WS90500012-3	Fund 0090 - Wastewater Revenue and Fund 0095 - Wastewater System Replacement Lines	\$30,000
	Total	\$80,000

This Council award is subject to execution of the agreement by all of the parties.

The Water Services Department concurs with this request.

This item is also recommended by Mr. Naimark and the Street Transportation Department.

ITEM 69 **OUT OF CITY** **ORDINANCE S-40526 - AMENDMENT 1 TO CONTRACT 135353 WITH ALAN PLUMMER ASSOCIATES FOR CONSULTING SERVICES FOR TRES RIOS WETLANDS**

Request to authorize the City Manager, or his designee, to amend existing Agreement 135353 with Alan Plummer Associates, Inc. to exercise the first option to extend the agreement and increase the contract amount by \$50,000. Authorization is also requested for the City Controller to disburse funds over the life of the contract.

On September 19, 2012, City Council authorized this one-year contract for professional consulting services for the Tres Rios Wetlands Facility with two available one-year options to extend. Services include consultant recommendations on operational strategies needed for continued successful operations. The extension will allow operations staff to utilize Alan Plummer Associates for assistance with technical wetlands matters.

The extension will exercise the first option to extend the agreement through January 24, 2015. The agreement may be extended an additional year, which will be exercised by staff if considered in the best interests of the City.

Financial Impact

This extension will also increase the total contract value by \$50,000 for an amount not to exceed \$100,000. Funds are available in the Water Services Department's Operating budget.

This item is recommended by Mr. Naimark and the Water Services Department.

ITEM 70 **DISTRICT 2** **RESOLUTION 21190 - ABANDONMENT OF EASEMENT - V-130018A**

Request to abandon the following easement as the area is being replatted.

On April 12, 2013, Mr. Randy Christman of Pulte Group requested the abandonment of the private accessway easement and adjacent 13-foot Public Utility Easement dedicated per Final Plat "La Solana Condominiums", Maricopa County Recorder Book 959, Page 47, on the parcel addressed 33220 North North Valley Parkway, Assessor's Parcel Number 204-01-929.

Subdivision Plat 130037 under the name of "Replat of La Solana" is 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. Recording in this manner will satisfy the stipulation to record concurrently.

Pursuant to Phoenix City Code Article 5, Section 31-64(e), the City acknowledges the public benefit received by the generation of additional revenue from the private tax rolls; by the elimination of third party general liability claims against the City, maintenance expenses, and undesirable traffic patterns; and by replatting of the area with new/alternate roadways and new development, as sufficient and appropriate consideration in this matter.

This application does not have the Abandonment Hearing Officer's recommendation as the formal application procedure does not apply. (REF: City Code Section 31-68)

This item is recommended by Mr. Naimark and the Planning and Development Department.

NEW BUSINESS

ITEM 71

DISTRICT 8

**PROPOSED 35TH AVENUE AND BASELINE
ROAD ANNEXATION - FILING**

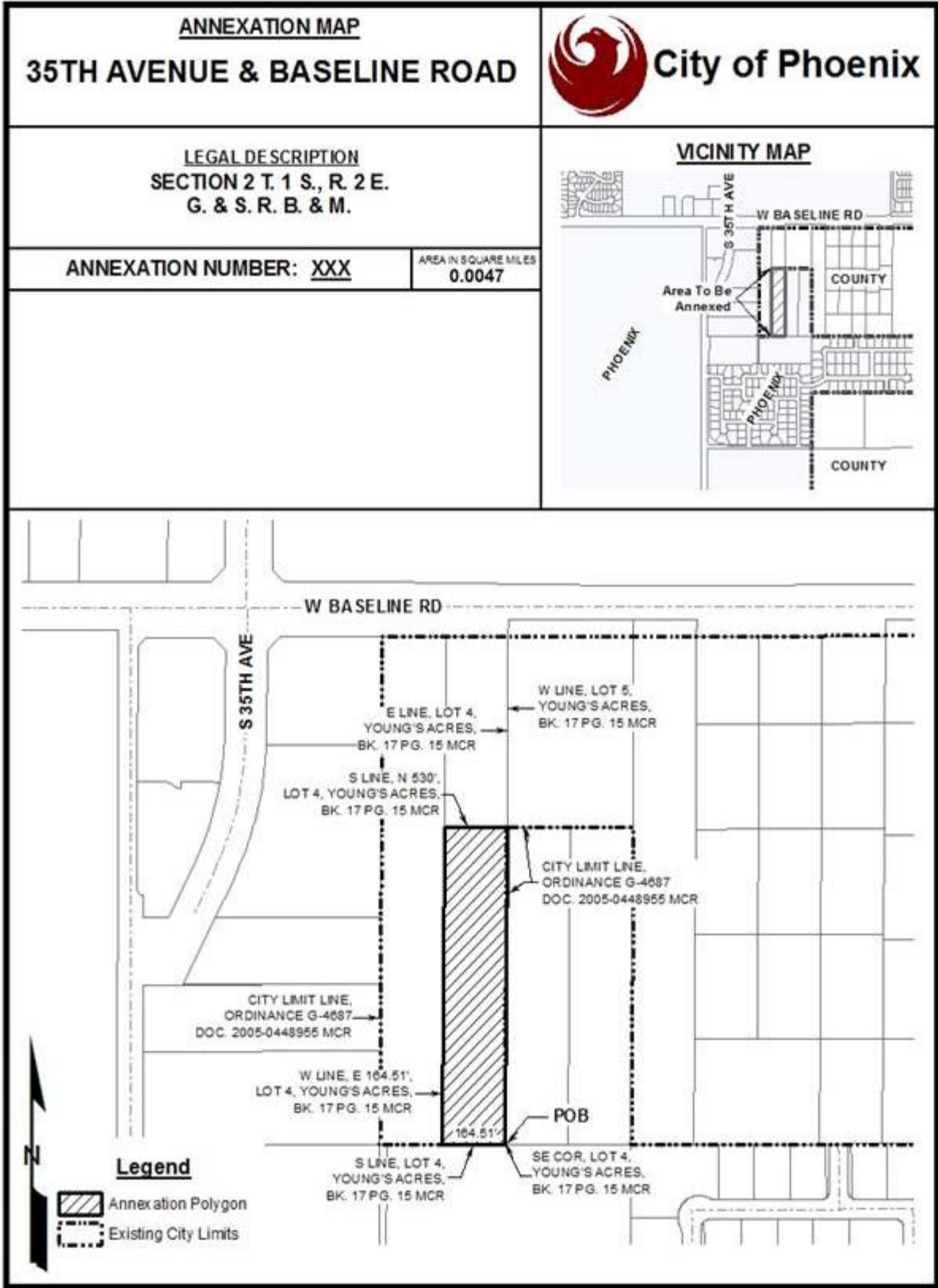
Request to authorize the City Manager to file with the Office of the County Recorder a blank petition containing a map and legal description of an area proposed to be annexed, designated as the proposed 35th Avenue and Baseline Road Annexation.

This annexation was requested by the property owner to create a residential subdivision and conforms to current City policies regarding annexation of property prior to extension of City services. Annexing this property represents infill and will reduce a county island, which will result in property tax revenue to the City of Phoenix. The proposed annexation area includes approximately 3 acres (0.005 square miles) and the population is estimated to be 1. The general boundaries of the area are Beautiful Lane on the north, 34th Avenue on the west, 32nd Glen on the east, and Melody Drive on the south. The Waiver of Claims for Diminution in Value of Property under Proposition 207 has been executed.

This action is being requested to comply with Arizona Revised Statutes, Section 9-471. Signatures on the proposed annexation petition shall not be obtained for a waiting period of thirty days after filing the blank petition with the County Recorder's Office. A public hearing will be scheduled within the thirty-day waiting period to discuss the annexation proposal.

A map accompanies this item on the following page.

This item is recommended by Ms. Takata and the City Clerk Department.



ITEM 72

CITYWIDE

CONSIDERATION OF CITIZEN PETITION

Request for the City Council to take action regarding a petition presented by Ms. Dianne Barker during the Citizen Comment Session at the November 20, 2013, City Council Formal Meeting pursuant to Chapter IV of the City Charter.

The November 20, 2013, petition requests Council action to change Rule 8 of Chapter 2, Rules of Council Proceedings, to have Citizen Comments occur at the beginning of the Formal Meeting following roll call. Ms. Barker requests the City Council to change Rule 8 concerning Citizen Comments to read as such, "Any member of the public may address the Council to comment on issues of interest or concern to them at regular weekly formal meeting. This will occur at the beginning of the meeting following roll call. Citizens are encouraged to participate, and although no decisions will be made, the open meeting law permits the council asking for clarification, and assigning the matter for staff follow-up, and or the matter to be placed on the coming formal agenda for discussion, action, and possible adoption."

Rule 8 of Chapter 2, Rules of Council Proceedings, Citizen Comments currently states, "Immediately after adjournment or recess of the regular weekly formal meeting, any member of the public may address the Council to comment on issues of interest or concern to them. A quorum of the City Council may or may not be present, but in either event, no decisions will be made and no action on any issues raised will be taken."

Citizen Comments is not required by State Law, but is set forth in the Rules of Council Proceedings adopted by City Council. Each city or entity determines its process for citizen comments. The amount of time allotted to speakers is at the discretion of the Chair of the meeting. The City's current practice is to allow two minutes for each speaker.

Staff seeks City Council direction regarding the request to change the current practice for Citizen Comments outlined in Rule 8 of Chapter 2, Rules of Council Proceedings.

This item is recommended by Mr. Zuercher and the City Manager's Office.

ITEM 73

CITYWIDE

**AMEND FIXED ROUTE AGREEMENT 127858
WITH REGIONAL PUBLIC TRANSPORTATION
AUTHORITY**

Request to authorize the City Manager, or his designee, to amend Agreement 127858, for Fiscal Year 2013-2014 for fixed route service with the Regional Public Transportation Authority (RPTA) for purchases of service from the City of Phoenix.

This agreement was originally approved by City Council on May 20, 2009. Effective July 1, 2013, the RPTA requested modifications to Route 29. This modification will increase RPTA funded revenue miles on Route 29 for weekdays by 270.9 miles per day, and increase weekend/holiday miles by 224.5 miles per day. These miles were previously funded by the City of Scottsdale.

Additionally, effective January 27, 2014, the RPTA requests modifications to Routes 3 and 17. These modifications will increase RPTA's funded revenue miles on Route 3 for weekdays by 522.3 miles per day and increase weekend/holiday miles by 254 miles per day. The modification to Route 17 will increase RPTA's funded revenue miles on weekdays by 705.9 miles per day, increase Saturday miles by 338.4 miles per day, and increase Sunday/holiday miles by 143.2 miles per day.

Financial Impact

This change order will result in a service cost increase of \$999,256. The estimated increase in fare box revenue is \$183,061 bringing the estimated net cost to the RPTA for this service change to \$816,195. There is no cost to the City of Phoenix. The RPTA will fund this service change. Invoices for the remainder of the year will reflect any financial adjustments necessary for the retroactive and future changes.

This item is recommended by Mr. Naimark and the Public Transit Department.

ITEM 74

DISTRICT 6

**WS85050026 - CONSTRUCTION AGREEMENT
WITH SALT RIVER PROJECT FOR THE 42ND
PLACE RESERVOIR**

Request to authorize the City Manager, or his designee, to enter into an agreement with Salt River Project (SRP). The purpose of this agreement is to allow SRP to install a new electrical service for City of Phoenix project WS85050026: 42nd Place Reservoir located at 7615 South 42nd Place. The electrical service is needed to power the new recirculation pump system and surface aerators that have been installed in the 2, 7-million-gallon (MG) reservoirs that are currently being commissioned.

Financial Impact

The agreement in the amount of \$10,153 provides for the design and construction of the new electrical service. Funding is

available in the Water Services Department's Capital Improvement Program budget using Water Revenue funds.

Citizen Notification

No citizen notification is required for this agreement.

This item is recommended by Mr. Naimark and the Street Transportation Department.

ITEM 75

DISTRICT 1

FINAL PLAT - GALCO III - 130042

The following final plat has been reviewed by the Planning and Development Department in accordance with the provisions of Section 32-21 of the Phoenix City Code, and was approved on December 6, 2013:

Plat 130042
Project 07-2788
Name of Plat: Galco III
A One-Lot Commercial Plat
Generally located at the southeast corner of 21st Avenue and Quail Avenue

Owner(s): Gringotts, LLC and Don Key Enterprises, LLC
Engineer(s): Hunter Engineering

It is recommended 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 item is recommended by Mr. Naimark and the Planning and Development Department.

ITEM 76

DISTRICT 2

FINAL PLAT - REPLAT OF LA SOLANA - 130037

The following final plat has been reviewed by the Planning and Development Department in accordance with the provisions of Section 32-21 of the Phoenix City Code, and was approved on December 13, 2013:

Plat 130037
Project 05-4028
Name of Plat: Replat of La Solana
A 109-Lot Residential Plat
Generally located at Dove Valley Road and North Valley Parkway

Owner(s): Pulte Home Corporation
Engineer(s): Hilgart-Wilson

It is recommended 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 V-130018A.

This item is recommended by Mr. Naimark and the Planning and Development Department.

ITEM 77

DISTRICT 4

**FINAL PLAT - APS COUNTRY CLUB
SUBSTATION - 130070**

The following final plat has been reviewed by the Planning and Development Department in accordance with the provisions of Section 32-21 of the Phoenix City Code, and was approved on December 16, 2013:

Plat 130070
Project 13-2044
Name of Plat: APS Country Club Substation
A One-Lot Commercial Plat
Generally located at 502 East Sheridan Street

Owner(s): Arizona Public Service Company

Engineer(s): James A. Loftis, R.L.S.

It is recommended 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 item is recommended by Mr. Naimark and the Planning and Development Department.

ITEM 78

DISTRICT 4

FINAL PLAT - CORONADO COMMONS - 130066

The following final plat has been reviewed by the Planning and Development Department in accordance with the provisions of Section 32-21 of the Phoenix City Code, and was approved on December 11, 2013:

Plat 130066
Project 12-3199
Name of Plat: Coronado Commons
A 20-Lot Residential Subdivision
Generally located at 3rd Street and Coronado Road

Owner(s): Coronado Commons PHX, LLC
Engineer(s): Keogh Engineering

It is recommended 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 item is recommended by Mr. Naimark and the Planning and Development Department.

ITEM 79

DISTRICT 6

FINAL PLAT - PARK 28 - 130075

The following final plat has been reviewed by the Planning and Development Department in accordance with the provisions of Section 32-21 of the Phoenix City Code, and was approved on December 11, 2013:

Plat 130075
Project 05-1250
Name of Plat: Park 28
A One-Lot Commercial Plat
Generally located at Indian School Road and 28th Street

Owner(s): IL Cortile, LLC
Surveyor: SIG Survey Innovation Group, Inc.

It is recommended 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 item is recommended by Mr. Naimark and the Planning and Development Department.

ITEM 80

DISTRICT 7

**FINAL PLAT - ESTRELLA COMMERCE PARK
PHASE II - 130071**

The following final plat has been reviewed by the Planning and Development Department in accordance with the provisions of Section 32-21 of the Phoenix City Code, and was approved on December 20, 2013:

Plat 130071
Project 01-20702
Name of Plat: Estrella Commerce Park Phase II
A Two-Lot Commercial Plat
Generally located at 63rd Avenue and Buckeye Road

Owner(s): SHEFFA, LLC
Engineer(s): Griffin-Jacobs Engineering, Inc.

It is recommended 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 item is recommended by Mr. Naimark and the Planning and Development Department.

ITEM 81 **DISTRICT 8** **FINAL PLAT - CENTRAL AND GRANT PLAZA -
130040**

The following final plat has been reviewed by the Planning and Development Department in accordance with the provisions of Section 32-21 of the Phoenix City Code, and was approved on December 18, 2013:

Plat 130040
Project 13-2081
Name of Plat: Central and Grant Plaza
A One-Lot Commercial Plat
 Generally located at the southeast corner of Central Avenue and Grant Street

Owner(s): Chicanos Por La Causa, Inc.
Engineer(s): Cano and Associates, Inc.

It is recommended 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 item is recommended by Mr. Naimark and the Planning and Development Department.

PLANNING AND ZONING MATTERS

ITEM 82 **CITYWIDE** **ORDINANCE G-5880 -
PUBLIC HEARING -
Z-TA-6-13 - CORRECT ADMINISTRATIVE
ERRORS IN THE DOWNTOWN CODE**

Request to hold a public hearing and approve the text amendment changes for the following item by adopting the Planning Commission's recommendation and the related ordinance.

Application: Z-TA-6-13
Request: To correct administrative errors in Chapter 12 Downtown Code
Proposal: Amend Chapter 12, Section 1212 (Downtown Gateway) of the Zoning Ordinance to correct administrative errors in the Downtown Code.
Applicant: City of Phoenix Planning Commission
Representative: Planning and Development Department
Staff: Approved.
VPC Action: The Village Planning Committees did not review this amendment.
PC Action: December 10, 2013 - Approved. Vote 9-0

The following language is subject to discussion at the meeting and the City Council may add, delete, or amend the language.

Proposed Language

Amend Chapter 12, Section 1212.D (Downtown Gateway) of the Phoenix Zoning Ordinance to correct administrative errors in the Downtown Code as follows:

1212 Downtown Gateway.

D. Streetscape Standards.

<i>Streetscape Standards Matrix</i>				
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<i>Street Section</i>	<i>Minimum Building Setback</i>	<i>Maximum Building Setback</i>	<i>Building Frontage</i>	<i>Allowed Frontage Types</i>	<i>Minimum Sidewalk Width</i>	<i>Minimum Streetscape Zone Width</i>

1st Avenue Roosevelt Street to McKinley Street	0'	5'	Minimum 75%	SD, GA, S	8'	8'
1st Avenue McKinley Street to Fillmore Street	0'	5'	Minimum 75%	SD, GA, S	8'	8'

Central Avenue Coronado Road to Roosevelt Street	0'	5'	Minimum 75%	SD, GA, S	8'	8'
Central Avenue Roosevelt Street to Fillmore Street	0'	5'	Minimum 75%	SD, GA, S	8'	8'

(AFY) Active Front Yard, (SD) Stoop/Door Well, (DY) Dooryard, (S) Storefront, (GA) Gallery/Arcade, (SY) Side Yard, (ALL) All Frontage Types						

This item is recommended by Mr. Naimark and the Planning and Development Department.

ITEM 83

DISTRICT 2

**RESOLUTION 21191 -
PUBLIC HEARING -
GPA-NG-2-13-2 -
NORTH VALLEY PARKWAY AND NORTERRA
PARKWAY**

Request to hold a public hearing on the land use for the following item to consider adopting the Planning Commission's recommendation and the related resolution, if approved.

Application: GPA-NG-2-13-2 - (Companion Case Z-46-13-2)
 Request: Map Amendment
 From: Commercial
 To: Residential 3.5 to 5 du/ac
 Acreage: 11.55
 Location: Approximately 400 feet north of the northwest corner of North Valley Parkway and Norterra Parkway
 Proposal: To extend the single-family residential use further south along North Valley

Applicant: Parkway.
Toni Bonar - HilgartWilson, LLC

Staff: Approved.
VPC Action: North Gateway - November 14, 2013 - Approved. Vote 5-0
PC Action: December 10, 2013 - Approved. Vote 9-0

This item is recommended by Mr. Naimark and the Planning and Development Department.

ITEM 84 **DISTRICT 2** **ORDINANCE G-5881 -
PUBLIC HEARING -
Z-46-13-2 -
NORTH VALLEY PARKWAY AND NORTERRA
PARKWAY**

Request to hold a public hearing on the rezoning for the following item to consider adopting the Planning Commission's recommendation and the related ordinance, if approved.

Application: Z-46-13-2 - (Companion Case GPA-NG-2-13-2)
From: PCD NBCOD (Approved C-2 PCD NBCOD)
To: R1-6 NBCOD
Acreage: 13.69
Location: Approximately 400 feet north of the northwest corner of North Valley Parkway and Norterra Parkway
Proposal: Removal of North Gateway PCD (Z-34-01) to allow single-family.
Applicant: Randy Christman - Pulte Homes Corporation
Owner: Patrick R. Anderson Trust ETAL
Representative: Toni Bonar - Hilgart Wilson, LLC
Staff: Approved, subject to stipulations.
VPC Action: North Gateway - November 14, 2013 - Approved, subject to stipulations. Vote 5-0
PC Action: December 10, 2013 - Approved, subject to stipulations. Vote 9-0

The following stipulations are subject to discussion at the meeting and the City Council may add, delete, or amend stipulations.

Stipulations

SITE PLAN AND ELEVATIONS

1. The development shall be in general conformance with the site plan and elevations date stamped September 4, 2013, as modified by the Planning and Development Department, with specific regard to 43 lots.
2. A minimum of 15 percent of the gross project area shall be retained as open space, including washes and hillside areas, as approved by the Planning and Development Department.
3. No more than 50 percent of the required landscape setback adjacent to North Valley Parkway shall be used for retention.
4. The main entryway design shall adhere to the North Gateway PCD, Functional Unit 1 (PCD 34-01) typical detail that includes a 12-foot median and a stone veneered entry monument, as approved by the Planning and Development Department.

WALLS

5. Solid walls above three feet shall not be allowed between the Central Arizona Project (CAP) Canal and the recreational area.

6. Lots adjacent to the open space to the south, along the CAP Canal shall incorporate view fencing, which is any combination of fencing that is at least 50 percent open, as approved by the Planning and Development Department.
7. The perimeter wall adjacent to North Valley Parkway shall include material and textural differences, such as stucco and/or split face block with a decorative element, as approved by the Planning and Development Department. The NBCC requires stone detail of rock, stone veneer, stonework, or faux stone to be incorporated.

STREET TRANSPORTATION

8. The developer shall provide full improvements to North Valley Parkway for the length of the property and 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 improvements shall comply with all Americans with Disabilities Act accessibility standards.
9. The Developer will be responsible for the installation of conduit and pull boxes for the future traffic signal at Casino Avenue and North Valley Parkway. Signal installation will only occur after warrants have been met as determined by the Street Transportation Department.

OTHER

10. The property owner shall record a "Notice to Prospective Purchasers of Proximity to Airport" in order to disclose the existence and operational characteristics of the Phoenix Deer Valley Airport to future owners or tenants of the property. The form and content of such documents shall be according to the template and instructions provided which have been reviewed and approved by the City Attorney.
11. A development agreement shall be provided (prior to Preliminary Site Plan approval) that the development and/or association will be responsible for the landscape and maintenance of the right-of-way and median islands adjacent to the property. The agreement shall run with the entitled property and the City of Phoenix shall be listed as an additional signatory to the agreement, as approved by the Planning and Development Department prior to recordation with the County Recorder.

This item is recommended by Mr. Naimark and the Planning and Development Department.

REPORTS FROM CITY MANAGER, COMMITTEES, OR CITY OFFICIALS

Upon request, the City Clerk Department will make this publication available through appropriate auxiliary aids or services to accommodate an individual with a disability by calling the Council Support Section, 602-256-3186; faxing a request to 602-495-5847; or calling TTY number 602-534-2737.