

PHOENIX CITY COUNCIL FORMAL AGENDA



Mayor Greg Stanton

Vice Mayor
District 2
Jim Waring

District 1
Thelda Williams

District 3
Bill Gates

District 4
Laura Pastor

District 5
Daniel Valenzuela

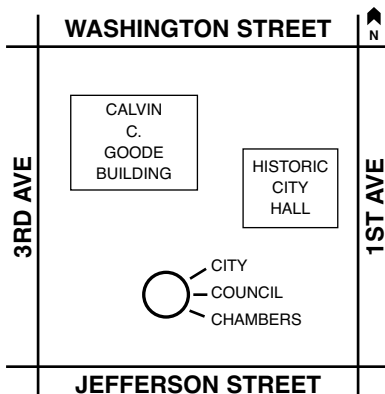
District 6
Sal DiCiccio

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 neighbors will often attend Phoenix City Council meetings. Democracy cannot endure without an informed and involved electorate.

Phoenix operates under a Council-Manager form of local government. Policy is set by the Mayor and Council, and the City Manager, who is appointed by the Council, directs staff to carry out the policies. 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 generally holds a "formal" meeting at 3:00 p.m. on Wednesdays to take official action on Ordinances, Resolutions, and other items on the agenda. Although the formal agenda is subject to change, all changes to the printed agenda will be available 24 hours prior to the meeting. The City Council does not meet every Wednesday, so visit <http://phoenix.gov/citygovernment> or call the City Clerk Department at 602-262-6811 to confirm the date of the next formal meeting.

The "formal" meeting may appear to proceed very quickly, with important decisions reached with little discussion. However, the agenda is available to Council Members the Thursday prior to the meeting, giving them the opportunity to study every item and to ask questions of City staff members. If no additional facts are presented at the meeting, action may be taken 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, Citizen Comments are heard beginning 15 minutes before and, if necessary, immediately after the meeting. Any member of the public will be given three minutes to address the council on issues of interest or concern to them. Speakers will be called in the order in which requests to speak are received. As mandated by the Arizona Open Meeting Law, officials may not discuss items not on the agenda, but may direct staff to follow-up with the citizen.

If you have an individual concern 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 must 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.

ACCESSIBILITY

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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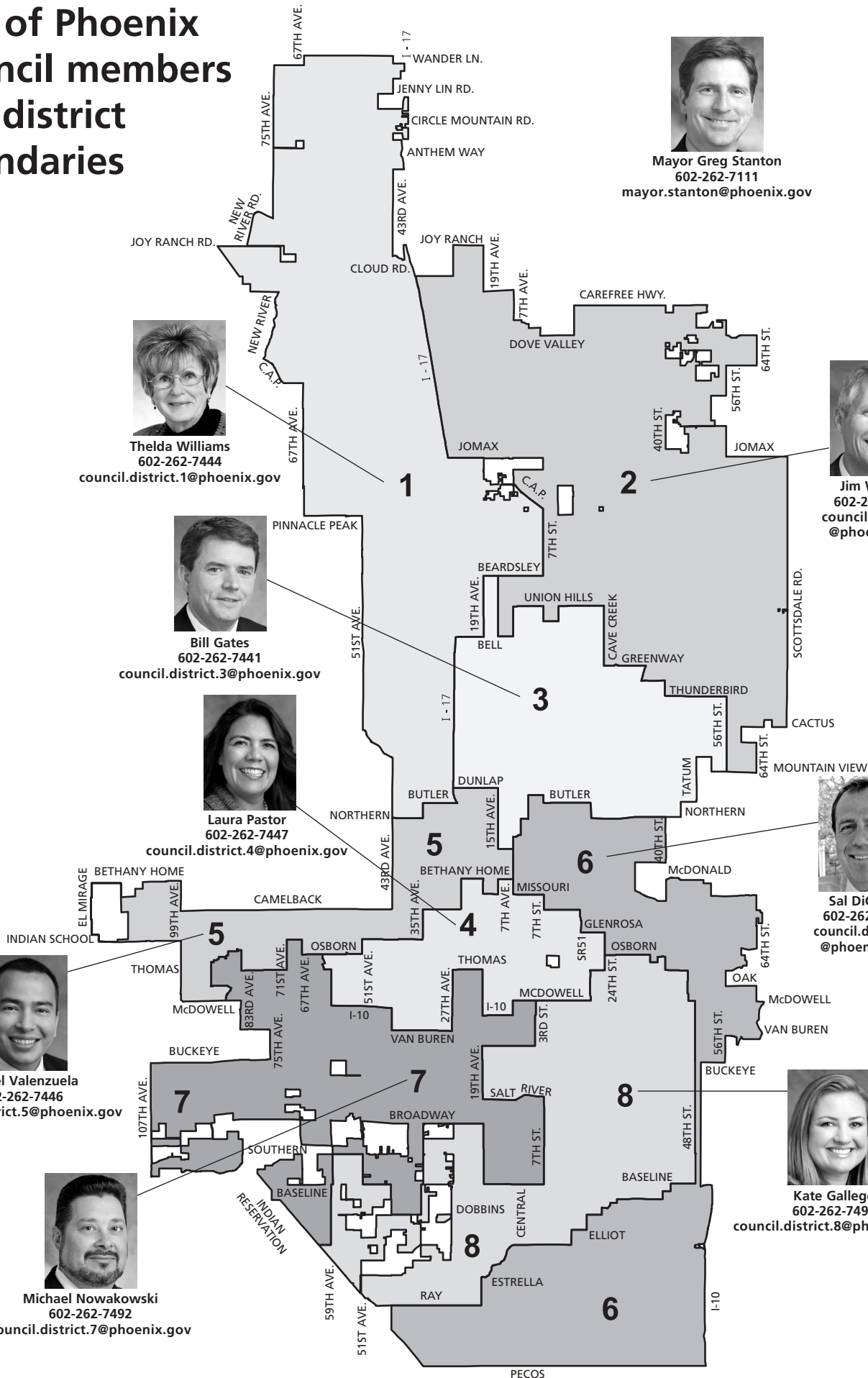
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**TABLE OF CONTENTS
OF
AGENDA FOR FORMAL MEETING**

**WEDNESDAY, MARCH 19, 2014, 3:00 P.M.
COUNCIL CHAMBERS, 200 WEST JEFFERSON
PHOENIX, ARIZONA 85003**

MEETING OPENING ACTIVITIES

MINUTES OF MEETINGS

BOARDS AND COMMISSIONS

<u>ITEM 1</u>	CITYWIDE	SUSPENSION OF THE RULES - SWEARING IN OF THE CHIEF PRESIDING JUDGE AND MUNICIPAL COURT JUDGES <hr/>
<u>ITEM 2</u>	DISTRICT 2	LIQUOR LICENSE APPLICATION - SPECIAL EVENT - THE ETHIOPIA PROJECT <hr/>
<u>ITEM 3</u>	DISTRICT 2	LIQUOR LICENSE APPLICATION - SPECIAL EVENT - THE ETHIOPIA PROJECT <hr/>
<u>ITEM 4</u>	DISTRICT 2	LIQUOR LICENSE APPLICATION - SPECIAL EVENT - THE SCOTTSDALE LEAGUE FOR THE ARTS <hr/>
<u>ITEM 5</u>	DISTRICT 2	LIQUOR LICENSE APPLICATION - SPECIAL EVENT - THE SCOTTSDALE LEAGUE FOR THE ARTS <hr/>
<u>ITEM 6</u>	DISTRICT 2	LIQUOR LICENSE APPLICATION - SPECIAL EVENT - WILDFIRE ELEMENTARY SCHOOL P.T.O., INC. <hr/>
<u>ITEM 7</u>	DISTRICT 3	LIQUOR LICENSE APPLICATION - SPECIAL EVENT - PHOENIX HARLEY OWNERS GROUP CHARITIES, INC. <hr/>
<u>ITEM 8</u>	DISTRICT 4	LIQUOR LICENSE APPLICATION - SPECIAL EVENT - WINDSOR SQUARE SPECIAL PLANNING DISTRICT <hr/>
<u>ITEM 9</u>	DISTRICT 4	LIQUOR LICENSE APPLICATION - BOTTOM'S UP GENTLEMEN CLUB <hr/>
<u>ITEM 10</u>	DISTRICT 4	LIQUOR LICENSE APPLICATION - CHICAS CABARET <hr/>
<u>ITEM 11</u>	DISTRICT 4	LIQUOR LICENSE APPLICATION - EZ GROCERIES LLC <hr/>

<u>ITEM 12</u>	DISTRICT 4	LIQUOR LICENSE APPLICATION - LAS PUERTAS SPORTS GRILL
<u>ITEM 13</u>	DISTRICT 4	LIQUOR LICENSE APPLICATION - SPICE TIMES SMOKE SHOP
<u>ITEM 14</u>	DISTRICT 5	LIQUOR LICENSE APPLICATION - SPECIAL EVENT - BALLET FOLKLORICO TAPATIO, INCORPORATED
<u>ITEM 15</u>	DISTRICT 6	LIQUOR LICENSE APPLICATION - SPECIAL EVENT - ST. BENEDICT ROMAN CATHOLIC PARISH PHOENIX
<u>ITEM 16</u>	DISTRICT 6	LIQUOR LICENSE APPLICATION - PUBLIC HOUSE GARAGE
<u>ITEM 17</u>	DISTRICT 6	LIQUOR LICENSE APPLICATION - URBAN TACO
<u>ITEM 18</u>	DISTRICT 7	LIQUOR LICENSE APPLICATION - SPECIAL EVENT - ARIZONA SCHOOL FOR THE ARTS
<u>ITEM 19</u>	DISTRICT 7	LIQUOR LICENSE APPLICATION - SPECIAL EVENT - KAET-TV
<u>ITEM 20</u>	DISTRICT 8	LIQUOR LICENSE APPLICATION - SPECIAL EVENT - ALWUN HOUSE FOUNDATION
<u>ITEM 21</u>	DISTRICT 8	LIQUOR LICENSE APPLICATION - SPECIAL EVENT - PHOENIX DAY
<u>ITEM 22</u>	DISTRICT 8	LIQUOR LICENSE APPLICATION - US AIRWAYS, INC.
<u>ITEM 23</u>	DISTRICT 8	LIQUOR LICENSE APPLICATION - US AIRWAYS, INC.
<u>ITEM 24</u>	DISTRICT 8	LIQUOR LICENSE APPLICATION - CHI CHIS SHOWCLUB
<u>ITEM 25</u>	DISTRICT 8	LIQUOR LICENSE APPLICATION - V A MARKET
<u>ITEM 26</u>	DISTRICT 8	LIQUOR LICENSE APPLICATION - WINGSTOP
<u>ITEM 27</u>	DISTRICT 2	LIQUOR LICENSE APPLICATION - MCFADDEN'S RESTAURANT & SALOON
<u>ITEM 28</u>	DISTRICT 8	LIQUOR LICENSE APPLICATION - 48TH ST MARKET
<u>ITEM 29</u>	DISTRICTS 2, 5, AND 8	MODIFICATION OF STIPULATION REQUESTS FOR

**RATIFICATION OF PLANNING HEARING OFFICER
ACTION**

<u>ITEM 30</u>	DISTRICT 2	LIQUOR LICENSE APPLICATION - MCFADDEN'S RESTAURANT & SALOON
<u>ITEM 31</u>	CITYWIDE	ORDINANCE G-5898 - AMEND CITY CODE - 2012 INTERNATIONAL FIRE CODE
<u>ITEM 32</u>	DISTRICT 6	ORDINANCE G-5899 - AMEND CITY CODE - REZONING APPLICATION Z-53-13-6
<u>ITEM 33</u>	DISTRICT 7	ORDINANCE G-5900 - AMEND CITY CODE - MODIFICATION OF STIPULATIONS FOR REZONING APPLICATION Z-35-08-7 ADOPTED BY ORDINANCE G-5256
<u>ITEM 34</u>	DISTRICT 7	ORDINANCE G-5901 - AMEND CITY CODE - MODIFICATION OF STIPULATIONS FOR REZONING APPLICATION Z-16-09-7 ADOPTED BY ORDINANCE G-5384
<u>ITEM 35</u>	DISTRICT 7	ORDINANCE G-5902 - AMEND CITY CODE - REZONING APPLICATION Z-43-A-12-7
<u>ITEM 36</u>	DISTRICT 7	ORDINANCE G-5903 - AMEND CITY CODE - REZONING APPLICATION Z-46-12-7
<u>ITEM 37</u>	DISTRICT 8	ORDINANCE G-5904 - AMEND CITY CODE - REZONING APPLICATION Z-SP-10-13-8
<u>ITEM 38</u>	CITYWIDE	ORDINANCE S-40619 - PAYMENT ORDINANCE
<u>ITEM 39</u>	DISTRICT 8	ORDINANCE S-40620 - NEW EXECUTIVE HANGAR LEASES AT SKY HARBOR AIRPORT
<u>ITEM 40</u>	DISTRICT 8	ORDINANCE S-40621 - FACILITY LEASE WITH ARIZONA HISPANIC CHAMBER OF COMMERCE
<u>ITEM 41</u>	DISTRICT 8	ORDINANCE S-40622 - AWARD AGREEMENT TO THE RIESTER CORPORATION FOR GOVERNMENTAL AND COMMUNITY INFORMATION ASSISTANCE
<u>ITEM 42</u>	OUT OF CITY	ORDINANCE S-40623 - GOODYEAR FIXED BASE OPERATOR LEASE ASSIGNMENT AND AMENDMENT OF BUSINESS

TERMS AT GOODYEAR AIRPORT

<u>ITEM 43</u>	DISTRICT 7	ORDINANCE S-40624 - PROPOSED DUNCAN ANNEXATION
<u>ITEM 44</u>	DISTRICT 7	ORDINANCE S-40625 - PROPOSED TATUM ANNEXATION
<u>ITEM 45</u>	CITYWIDE	ORDINANCE S-40626 - GILA RIVER INDIAN COMMUNITY GAMING GRANTS
<u>ITEM 46</u>	CITYWIDE	ORDINANCE S-40627 - PERFORM IMPLEMENTATION SERVICES FOR SAP PUBLIC BUDGET FORMULATION
<u>ITEM 47</u>	CITYWIDE	ORDINANCE S-40628 - IFB 13-134A - PAPER PRODUCTS - REQUIREMENTS CONTRACT
<u>ITEM 48</u>	CITYWIDE	ORDINANCE S-40629 - IFB 14-031 - PUMPS (NEW, REPAIR, PARTS, AND ACCESSORIES) - REQUIREMENTS CONTRACT
<u>ITEM 49</u>	CITYWIDE	ORDINANCE S-40630 - IFB 14-034 - FIRE HYDRANT (NEW AND PARTS) - REQUIREMENTS CONTRACT
<u>ITEM 50</u>	CITYWIDE	ORDINANCE S-40631 - IFB 14-035 - PRODUCTION WELL AND RELATED EQUIPMENT - REQUIREMENTS CONTRACT
<u>ITEM 51</u>	CITYWIDE	ORDINANCE S-40632 - IFB 14-049 - DUEL μECD GAS CHROMATOGRAPH (WITH PARTS, SUPPLIES, REPAIRS, AND MAINTENANCE) - REQUIREMENTS CONTRACT
<u>ITEM 52</u>	CITYWIDE	ORDINANCE S-40633 - IFB 14-065 - ION CHROMATOGRAPH SYSTEM (WITH PARTS, SUPPLIES, REPAIRS, AND MAINTENANCE) - REQUIREMENTS CONTRACT
<u>ITEM 53</u>	CITYWIDE	ORDINANCE S-40634 - IFB 14-077 - EMS IMMOBILIZER TRANSPORTATION PRODUCTS - REQUIREMENTS CONTRACT
<u>ITEM 54</u>	CITYWIDE	ORDINANCE S-40635 - IFB 14-097 - HYDRAULIC HOSE REPAIR AND REPLACEMENT - REQUIREMENTS CONTRACT
<u>ITEM 55</u>	CITYWIDE	ORDINANCE S-40636 - IFB 14-098 - PETROLEUM PRODUCTS II - REQUIREMENTS CONTRACT
<u>ITEM 56</u>	CITYWIDE	ORDINANCE S-40637 - IFB 14-101 - PACKER BODY AND ARTICULATED LOADER LUBRICATION SERVICES -

REQUIREMENTS CONTRACT

<u>ITEM 57</u>	CITYWIDE	ORDINANCE S-40638 - RFA 12-010A - HACH LABORATORY PRODUCTS - REQUIREMENTS CONTRACT
<u>ITEM 58</u>	CITYWIDE	ORDINANCE S-40639 - RFA 14-035 - RISK MANAGEMENT INFORMATION SYSTEM AND ANCILLARY SERVICES - REQUIREMENTS CONTRACT
<u>ITEM 59</u>	CITYWIDE	ORDINANCE S-40640 - RFA 14-039 - PORTABLE MONITOR DEFIBRILLATORS - REQUIREMENTS CONTRACT
<u>ITEM 60</u>	CITYWIDE	ORDINANCE S-40641 - RFA 14-043 - CATERPILLAR MEDIUM FRONT END LOADER
<u>ITEM 61</u>	CITYWIDE	ORDINANCE S-40642 - RFA 14-045 - CATERPILLAR MACHINE MAINTENANCE - REQUIREMENTS CONTRACT
<u>ITEM 62</u>	CITYWIDE	ORDINANCE S-40643 - RFP 12-001A - SECURITY GUARD SERVICES (AVIATION) - REQUIREMENTS CONTRACT
<u>ITEM 63</u>	CITYWIDE	ORDINANCE S-40644 - RFP 14-011 - COMMERCIAL/ HOUSING FLOORING PRODUCTS AND SERVICES - REQUIREMENTS CONTRACT
<u>ITEM 64</u>	CITYWIDE	ORDINANCE S-40645 - RFP 14-013 - USE-OF-FORCE TRAINING SIMULATOR SYSTEMS - REQUIREMENTS CONTRACT
<u>ITEM 65</u>	DISTRICT 4	ORDINANCE S-40646 - AMEND AND RESTATE LEASES FOR TWO CBS BILLBOARD SITES LOCATED AT 703 AND 705 WEST CAMELBACK
<u>ITEM 66</u>	DISTRICT 5	ORDINANCE S-40647 - GRANT OF ELECTRICAL EASEMENT TO SALT RIVER PROJECT - LIGHT RAIL TRANSIT PARCELS NW.1241 AND NW.1436
<u>ITEM 67</u>	DISTRICT 5	ORDINANCE S-40648 - LEASE CITY-OWNED PROPERTY AT 1957 WEST DUNLAP AVENUE, SUITE 11, TO MASTAN SHAIK
<u>ITEM 68</u>	DISTRICT 7	ORDINANCE S-40649 - GRANT OF IRRIGATION EASEMENT TO SALT RIVER PROJECT

ITEM 69	CITYWIDE	ORDINANCE S-40650 - EXTEND LEASE WITH 2346 LLC DURING RELOCATION OF CHILD VICTIM SERVICES
ITEM 70	CITYWIDE	ORDINANCE S-40651 - LICENSE AGREEMENT WITH CHILDHHELP, INC FOR THE OCCUPANCY OF SPACE AT 2120 NORTH CENTRAL AVENUE
ITEM 71	CITYWIDE	ORDINANCE S-40652 - ACCEPT CITIES OF SERVICE HANDS-ONLY CPR KIT GRANT
ITEM 72	CITYWIDE	ORDINANCE S-40653 - APPLY FOR AND ACCEPT HEAD START FUNDS AND CONTRACT WITH DELEGATE AGENCIES
ITEM 73	CITYWIDE	ORDINANCE S-40654 - AMEND MCREL CONTRACT TO INCREASE CEILING
ITEM 74	CITYWIDE	ORDINANCE S-40655 - RFP ITS-14-002 - UNIFIED COMMUNICATIONS MODERNIZATION PROJECT PROFESSIONAL SERVICES CONTRACT AWARD
ITEM 75	DISTRICTS 7 AND 8	ORDINANCE S-40656 - FABRICATION AND CONSTRUCTION OVERSIGHT CONTRACT FOR THE ROOSEVELT STREET IMPROVEMENTS PROJECT
ITEM 76	DISTRICTS 7 AND 8	ORDINANCE S-40657 - CONTRACT FOR DOCUMENTARY SERVICES FOR NEA "OUR TOWN" GRANT
ITEM 77	CITYWIDE	ORDINANCE S-40658 - MEMORANDUM OF UNDERSTANDING TO ACCEPT TWO DUI PROCESSING VANS FROM THE ARIZONA GOVERNOR'S OFFICE OF HIGHWAY SAFETY
ITEM 78	CITYWIDE	ORDINANCE S-40659 - RFA 13-SWD-025 - DISPOSAL OF NON-HAZARDOUS BRINE WATER
ITEM 79	DISTRICT 3	ORDINANCE S-40660 - IGA WITH FCDMC FOR CENTRAL AVENUE AND FOOTHILL DRIVE STORM DRAIN PROJECT
ITEM 80	DISTRICT 4	ORDINANCE S-40661 - IGA WITH FCDMC FOR OSBORN ROAD AND 12TH PLACE STORM DRAIN PROJECT
ITEM 81	DISTRICT 8	ORDINANCE S-40662 - IGA WITH FCDMC FOR 1745 EAST JACKSON STORM DRAIN PROJECT
ITEM 82	DISTRICT 8	ORDINANCE S-40663 - IGA WITH FCDMC FOR 27TH STREET AND SOUTHERN STORM DRAIN PROJECT

ITEM 83	DISTRICT 8	ORDINANCE S-40664 - WS85509001-1 - WATERMAIN REPLACEMENT - MARICOPA FREEWAY TO BUCKEYE ROAD, AND 7TH AVENUE TO CENTRAL AVENUE - DESIGN SERVICES
ITEM 84	CITYWIDE	ORDINANCE S-40665 - PLANNING AND DEVELOPMENT BUILDING FIELD INSPECTIONS ON-CALL SERVICES
ITEM 85	CITYWIDE	ORDINANCE S-40666 - PLANNING AND DEVELOPMENT CIVIL ENGINEERING FIELD INSPECTIONS ON-CALL SERVICES
ITEM 86	CITYWIDE	ORDINANCE S-40667 - PLANNING AND DEVELOPMENT ELEVATOR INSPECTIONS ON-CALL SERVICES
ITEM 87	DISTRICT 6 AND OUT OF CITY	ORDINANCE S-40668 - WS85100034, WS85100035 - BOOSTER PUMP STATION REPLACEMENT - CMAR - CONSTRUCTION CONTRACT AWARD
ITEM 88	DISTRICT 3	ORDINANCE S-40669 - AMEND ORDINANCE S-38975 FOR NON-POTABLE WATER AGREEMENT WITH MOON VALLEY COUNTRY CLUB AND POINTE HILTON TAPATIO CLIFFS
ITEM 89	CITYWIDE	ORDINANCE S-40670 - SUBMIT APPLICATION FOR AN ALLOCATION OF POST-2017 HOOVER POWER
ITEM 90	CITYWIDE	RESOLUTION 21204 - ISSUANCE OF ONE OR MORE SERIES OF UP TO \$13,000,000 OF THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE CITY OF PHOENIX, ARIZONA TAX-EXEMPT AND/OR TAXABLE EDUCATION FACILITY REVENUE BONDS (ARIZONA CHARTER ACADEMY PROJECT) SERIES 2014
ITEM 91	DISTRICT 1	RESOLUTION 21205 - ABANDONMENT OF RIGHT OF WAY - V 130029A
ITEM 92	DISTRICT 6	RESOLUTION 21206 - ABANDONMENT OF EASEMENT - V-140001A
ITEM 93	DISTRICT 8	MEMORANDUM OF AGREEMENT REGARDING A PARKING LOT EXPANSION AT SKY HARBOR AIRPORT
ITEM 94	CITYWIDE	INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF AVONDALE FOR SHARING

TELECOMMUNICATIONS FACILITIES

<u>ITEM 95</u>	CITYWIDE	INTERGOVERNMENTAL AGREEMENT WITH MCCCD FOR SHARING TELECOMMUNICATIONS FACILITIES
<u>ITEM 96</u>	DISTRICT 7	AMEND PARKING USE AGREEMENT WITH THE HYATT REGENCY PHOENIX
<u>ITEM 97</u>	CITYWIDE	AGREEMENT WITH COMVERGE, INC. FOR APS PEAK SOLUTIONS PROGRAM
<u>ITEM 98</u>	DISTRICT 4	FINAL PLAT - 2985 OSBORN - 140003
<u>ITEM 99</u>	DISTRICT 5	FINAL PLAT - WESTERN SCHOOL OF SCIENCE & TECHNOLOGY - 130063
<u>ITEM 100</u>	DISTRICTS 1, 3, AND 5	<u>PUBLIC HEARING</u> - RESOLUTION 21207 - NORTH MOUNTAIN REDEVELOPMENT AREA PLAN
<u>ITEM 101</u>	CITYWIDE	<u>PUBLIC HEARING</u> - RESOLUTION 21208 - GPA-CTYW-1-13 - STREET CLASSIFICATION MAP AMENDMENTS
<u>ITEM 102</u>	DISTRICT 6	<u>PUBLIC HEARING</u> - ORDINANCE G-5753 - Z-24-12-6 - HISTORIC OVERLAY OF FRANK LLOYD WRIGHT HOUSE
<u>ITEM 103</u>	DISTRICT 4	<u>PUBLIC HEARING</u> - ORDINANCE G-5890 - Z-47-13-4 - 3RD AVENUE AND CAMELBACK ROAD
<u>ITEM 104</u>	DISTRICT 3	<u>PUBLIC HEARING</u> - ORDINANCE G-5891 - Z-24-13-3 - TATUM BOULEVARD AND SHEA BOULEVARD
<u>ITEM 105</u>	DISTRICT 6	<u>PUBLIC HEARING</u> - ORDINANCE G-5905 - Z-56-13-6 - 7TH STREET AND OCOTILLO ROAD

AGENDA FOR FORMAL MEETING

**PHOENIX CITY COUNCIL
WEDNESDAY, MARCH 19, 2014, 3:00 P.M.
COUNCIL CHAMBERS, 200 WEST JEFFERSON
PHOENIX, ARIZONA 85003**

INVOCATION

The invocation to be given by Pastor Jacqui Pagel, Trinity Lutheran Church.

PLEDGE

The Pledge of Allegiance to the Flag to be led by Councilman Sal DiCiccio.

ROLL CALL

BOARDS AND COMMISSIONS

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.

ITEM 1

CITYWIDE

**SUSPENSION OF THE RULES - SWEARING IN OF
THE CHIEF PRESIDING JUDGE AND MUNICIPAL
COURT JUDGES**

Request to suspend the rules and change the order of business to permit the swearing in of the Chief Presiding Judge and Municipal Court Judges.

Administer the oath of office for the Honorable Roxanne K. Song Ong as Chief Presiding Judge of the Phoenix Municipal Court for a term to expire on February 9, 2015.

Administer the oath of office for the following Municipal Court Judges:

<u>Name</u>	<u>Term</u>
Judge Deborah Griffith	December 19, 2017
Judge Lori Metcalf	December 19, 2017
Judge Monyette Nyquist	December 19, 2017

Judge Robert Doyle	January 1, 2018
Judge Kevin Kane	January 1, 2018
Judge Marianne Bayardi	January 17, 2018
Judge Hercules Dellas	January 17, 2018
Judge Michael Hintze	January 17, 2018
Judge Eric Jeffery	January 17, 2018

Suspension of the rules and changing the order of business of the Formal City Council meeting is required by Rule 7(b) of the Rules of Council Proceedings.

This item is recommended by Ms. Jonovich and the City Council Office.

LIQUOR LICENSE APPLICATIONS

ITEM 2

DISTRICT 2

**LIQUOR LICENSE APPLICATION - SPECIAL
EVENT - THE ETHIOPIA PROJECT**

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>
2	Andrew Buswell The Ethiopia Project 17580 NW Springville Road, #2 (Community Group Run)	- <u>Event Location:</u> 7077 East Mayo Boulevard - <u>Day/Date/Time:</u> Thursday, April 3, 2014 6:30 p.m. to 8:00 p.m. - <u>Total Expected Attendance:</u> 300

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 - SPECIAL
EVENT - THE ETHIOPIA PROJECT**

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>
2	Andrew Buswell The Ethiopia Project 17580 NW Springville Road, #2 (Community Group Run)	- <u>Event Location:</u> 7077 East Mayo Boulevard - <u>Day/Date/Time:</u> Thursday, May 6, 2014 6:30 p.m. to 8:00 p.m. - <u>Total Expected Attendance:</u> 300

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 - SPECIAL
EVENT - THE SCOTTSDALE LEAGUE FOR THE
ARTS**

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>
2	Lindsey Friend The Scottsdale League for the Arts 7309 East Evans Road (Food and Wine Tasting)	- <u>Event Location:</u> 4725 East Mayo Boulevard - <u>Day/Date/Time:</u> Wednesday, April 9, 2014 7:00 p.m. to 10:00 p.m. - <u>Total Expected Attendance:</u> 400

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 - SPECIAL
EVENT - THE SCOTTSDALE LEAGUE FOR THE
ARTS**

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>
2	Lindsey Friend The Scottsdale League for the Arts 7309 East Evans Road (Food and Wine Tasting)	- <u>Event Location:</u> 6902 East Greenway Parkway - <u>Day/Date/Time:</u> Saturday, April 12, 2014 7:00 p.m. to 10:00 p.m. - <u>Total Expected Attendance:</u> 400

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 - SPECIAL
EVENT - WILDFIRE ELEMENTARY SCHOOL
P.T.O., 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>
2	Jolene Newman Wildfire Elementary School P.T.O., Inc. 22404 North 39th Terrace (Silent Auction)	- <u>Event Location:</u> 22500 North Aviano Way - <u>Day/Date/Time:</u> Saturday, May 3, 2014

6:00 p.m. to 10:00 p.m.

-
Total Expected Attendance: 250

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 - SPECIAL
EVENT - PHOENIX
HARLEY OWNERS
GROUP CHARITIES, 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>
3	Allen Bryan Phoenix Harley Owners Group Charities, Inc. 2445 East Blanche Drive (Community Event)	- <u>Event Location:</u> 13850 North Cave Creek Road - <u>Day/Date/Time:</u> Saturday, March 29, 2014 12 noon to 7:30 p.m. - <u>Total Expected Attendance:</u> 6,000

Staff Recommendation - Staff recommends approval of this application.

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

ITEM 8 **DISTRICT 4** **LIQUOR LICENSE APPLICATION - SPECIAL
EVENT - WINDSOR SQUARE SPECIAL
PLANNING DISTRICT**

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	Ken Mosesian Windsor Square Special Planning District 345 East Medlock Drive (Home and Garden Tour)	- <u>Event Location:</u> 220 East Orange Drive - <u>Day/Date/Time:</u> Sunday, March 30, 2014 11:00 a.m. to 5:30 p.m. - <u>Total Expected Attendance:</u> 1,500

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 -
BOTTOM'S UP
GENTLEMEN CLUB**

Request for a Series 6, On Sale-All Liquor, liquor license in an area zoned C-2. Arizona State Application 06070799.

Applicant: Samir Yono, Agent
Bottom's Up Gentlemen Club
4516 North 19th Avenue

This request is for an ownership transfer of a Series 6 liquor license from The Doukas Corporation to Pizza Crazy, LLC for a topless bar. This location was previously licensed for liquor sales 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 is Friday, March 28, 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 - The ownership of this business also has an interest in the following liquor license(s):

7-Eleven #26411B
8410 East McDonald Drive
Scottsdale, Arizona

A suspension was served from November 29, 1996, to December 3, 1996, for selling, giving, or furnishing an underage person with alcohol.

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 - Two hundred and five 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 local residents. They are concerned with the location. They feel that this establishment has been a blight in the neighborhood and has had ongoing issues related to noise, crime, drug use, and violence. They also feel that this establishment has reduced neighboring property values and that this type of establishment does not fit into the surrounding neighborhood.

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 held multiple licenses before and operated multiple locations."

5. Staff Recommendation - Staff recommends approval of this application. Staff gave careful consideration to the protest letters received. However, after reviewing the application in its entirety, staff is recommending approval of this application.

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

ITEM 10**DISTRICT 4****LIQUOR LICENSE APPLICATION -
CHICAS CABARET**

Request for a Series 7, On Sale-Beer and Wine, liquor license in an area zoned A-1. Arizona State Application 07070127.

Applicant: Joyce Yarbrough Wallace, Agent

Chicas Cabaret
2802 North 35th Avenue

This request is for an acquisition of control of a Series 7 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 Sunday, March 23, 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 - The ownership of this business also has an interest in the following liquor license(s):

Locas Showclub
3614 West McDowell Road
Phoenix, Arizona

The Public Access Database indicates that the above license has not had any administrative sanctions levied against the ownership by the Department.

2. Police Calls for Service - The Department reports the following number of aggregate calls for police service in the last 12 months at establishments located in the City of Phoenix in which the applicant has ownership interest:

Locas Showclub
3614 West McDowell Road
17 calls

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 years of experience managing bars in Arizona, had training in security for bars, worked as a DJ at bars, had alcohol and management training and have security training for working in bars."

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 -**
EZ GROCERIES LLC

Request for a Series 10, Off Sale-Beer and Wine, liquor license in an area zoned C-2. Arizona State Application 10076494.

Applicant: Jose Rivera, Agent
 EZ Groceries LLC
 3440 West Thomas Road, #2

This request is for a new Series 10 liquor license for a convenience store that does not sell gas. This location was previously licensed for liquor sales as 3 Hermanos Carniceria-Convenience 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 is Friday, April 4, 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 been in business for over 35 yrs."

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

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

ITEM 12

DISTRICT 4

**LIQUOR LICENSE APPLICATION -
LAS PUERTAS SPORTS GRILL**

Request for a Series 12, Restaurant-All Liquor on Premises, liquor license in an area zoned C-2. Arizona State Application 12079788.

Applicant: Raul Laitano Espinoza
Las Puertas Sports Grill
2030 West Camelback Road

This request is for a new Series 12 liquor license for a restaurant. This location was previously licensed for liquor sales as Sabor Cubano and is currently operating with an interim permit. The operation plan filed with the application shows that the restaurant area seats 120 and the bar area seats 7. This business will have outdoor dining and outdoor alcohol sales. This location requires a Use Permit for this type of activity. This location is within 2,000 feet of a light rail station.

The sixty-day limit for processing this application was Sunday, March 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 consider myself a responsible person in the sense that I know how liquor regulations work, that I always stick to what the law establishes and its requirements."

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 13

DISTRICT 4

**LIQUOR LICENSE APPLICATION -
SPICE TIMES SMOKE SHOP**

Request for a Series 10, Off Sale-Beer and Wine, liquor license in an area zoned C-2. Arizona State Application 10076493.

Applicant: Daikran Dikran
Spice Times Smoke Shop
2530 North 7th Street, Suite 101

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 requires a Use Permit to allow packaged liquor sales within 300 feet of a residentially zoned property. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Thursday, April 3, 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 am an organized and hard working individual. I have a bachelor's degree in Chemistry educationally. I have with my family operated a successful smoke shop business in the area. I know individuals who own liquor stores and have been consulting with them for past year in matters related to running a liquor store. I do understand the risks involved, but I also believe that I can be a successful in running such a business. Financially, I am well to get into this type of business. I also have strong family support in everyway (financially, morally and as help to run the business)."
 - 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 have considered the important of this type of business upon the community. The site is not in the neighborhood of school or vicinity of place of worship. I am personally ordained deacon at my church (I am at church every Sunday) I plan to be stringent and vigilant when it comes to client (minors and students). I will ensure that all my employees are promptly applying the laws and regulations with no exception. I plan to hire a number of people (preferably from the nearby community) bearing in mind that will help in job creation in the area, I will benefit too since they will be close to work. Finally, my business should succeed will create revenue for to the City of Phoenix in the form of taxes, license fees etc."

5. Neighborhood Stability

Liquor License Data	1 Mile	1/2 Mile	Crime Data	Avg.	1 Mile	1/2 Mile

Description	Series	#	#
Bar	6	7	3
Beer & Wine Bar	7	4	0
Liquor Store	9	5	0
Beer & Wine Store	10	6	3
Hotel	11	1	0
Restaurant	12	27	9
Club	14	1	0

Violent Crimes	5.82	13	8
Property Crimes	45.04	79.8	66.57

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	67
Total Violations	105	114

Census 2010 Data 1/2 Mile				
Block Group	2010 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1105022	1216	28%	19%	23%
1106004	1456	47%	27%	3%
1117003	1057	64%	2%	10%
1117004	1227	75%	20%	21%
1118001	742	44%	28%	5%
1118003	996	65%	15%	4%
1118004	671	62%	6%	6%
Average		61%	13%	19%

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.

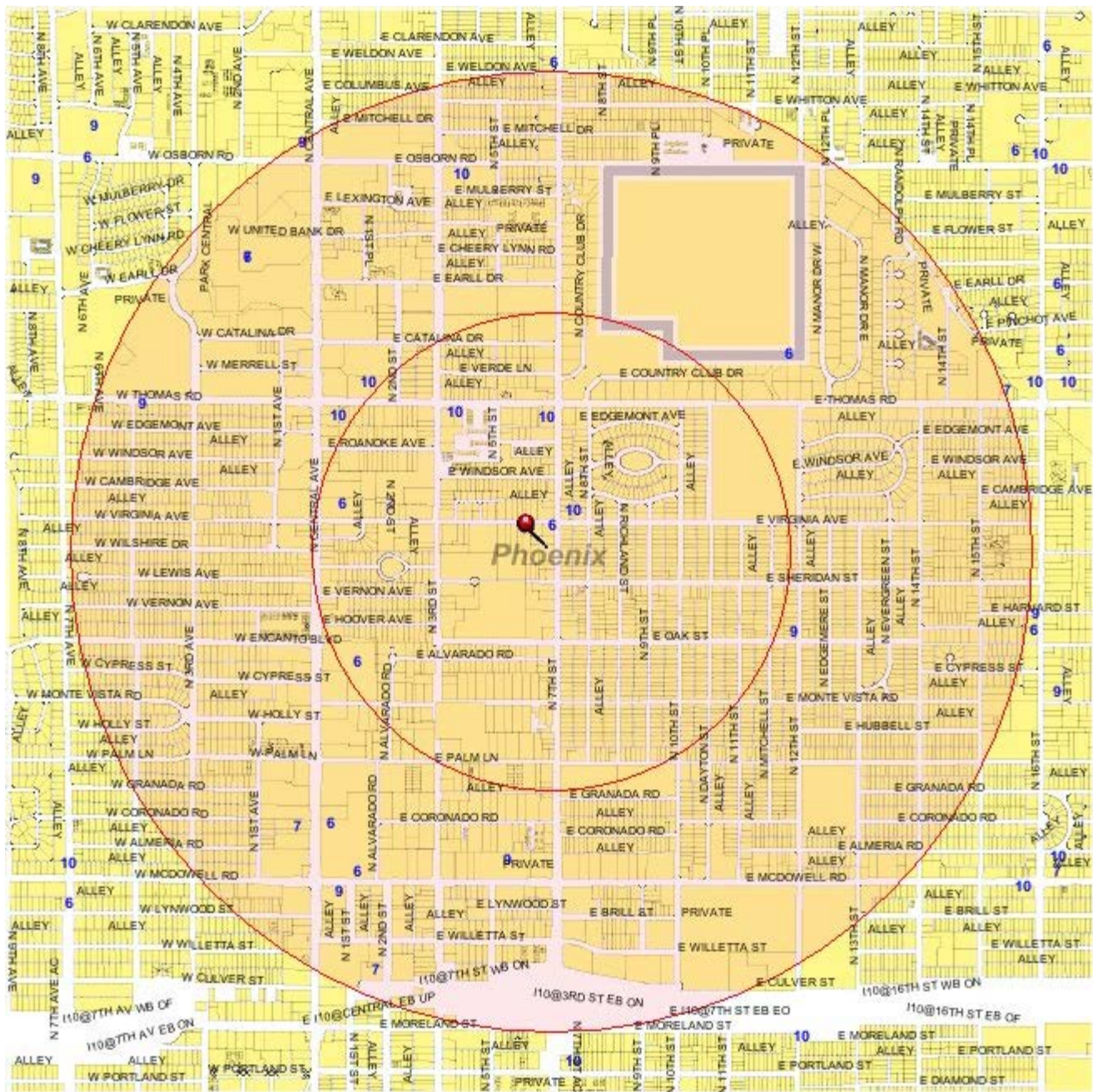
If denied, the applicant will continue operations without a liquor license and the previous owner will not resume ownership.

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

Daikran Dikran
 Spice Times Smoke Shop
 2530 North 7th Street, Suite 101



ITEM 14

DISTRICT 5

**LIQUOR LICENSE APPLICATION - SPECIAL
EVENT - BALLE FOLKLORICO TAPATIO,
INCORPORATED**

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
5	Eduardo Baca Ballet Folklorico Tapatio, Incorporated 2100 South 4th Avenue (Concert)	<u>Event Location:</u> 4344 West Indian School Road, Suite 100 <u>Day/Date/Time:</u>

Saturday, April 26, 2014
8:00 p.m. to 1:30 a.m.

-
Total Expected Attendance: 800

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. BENEDICT 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	Marie Axman St. Benedict Roman Catholic Parish Phoenix 16035 South 48th Street (Dinner/Silent Auction)	- <u>Event Location:</u> 16035 South 48th Street - <u>Day/Date/Time:</u> Saturday, May 10, 2014 6:00 p.m. to 10:30 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 16 **DISTRICT 6** **LIQUOR LICENSE APPLICATION -
PUBLIC HOUSE GARAGE**

Request for a Series 12, Restaurant-All Liquor on Premises, liquor license in an area zoned C-1. Arizona State Application 12078648.

Applicant: Randy Nations, Agent
Public House Garage
4855 East Warner Road, #A31

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 204 and the bar area seats 48. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application was Monday, March 10, 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.

Bar	6	2	0
Beer & Wine Bar	7	2	0
Liquor Store	9	2	1
Beer & Wine Store	10	6	2
Restaurant	12	18	6

Crimes	5.82	2.65	2.6
Property Crimes	45.04	39.69	43.1

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	168
Total Violations	105	261

Census 2010 Data 1/2 Mile				
Block Group	2010 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1051024	525	49%	14%	10%
1063002	1099	67%	24%	17%
1064001	715	84%	23%	9%
1064002	2049	31%	16%	9%
1065011	1458	63%	8%	10%
1065012	1594	61%	18%	32%
1065021	1383	30%	18%	43%
1065022	1027	85%	14%	4%
1065023	919	56%	15%	10%
Average		61%	13%	19%

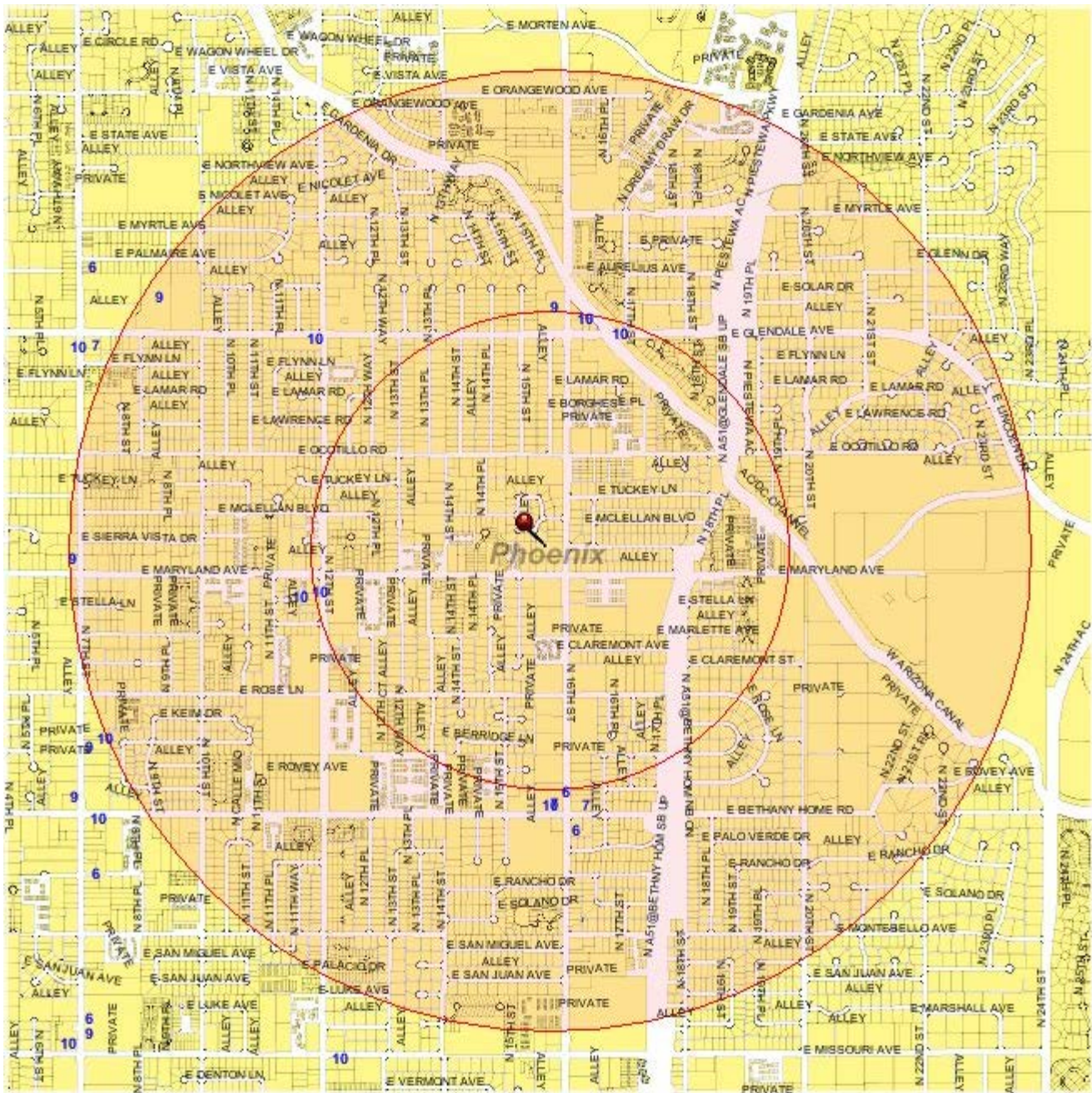
6. Staff Recommendation - Staff recommends approval of this application, noting the applicant must resolve any pending City of Phoenix building and zoning requirements, and be in compliance with the City of Phoenix Code and Ordinances.

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

Tim Perkins, Agent
 Urban Taco
 6522 North 16th Street, #1



ITEM 18

DISTRICT 7

**LIQUOR LICENSE APPLICATION - SPECIAL
EVENT - ARIZONA SCHOOL FOR THE ARTS**

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>
7	Jerome Doris Arizona School for the Arts 4242 North 35th Street (Carnival)	<u>Event Location:</u> 1410 North 3rd Street <u>Day/Date/Time:</u> Friday, April 4, 2014 5:00 p.m. to 8:00 p.m.

-
Total Expected Attendance: 500

Staff Recommendation - Staff recommends approval of this application.

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

ITEM 19 **DISTRICT 7** **LIQUOR LICENSE APPLICATION - SPECIAL
EVENT - KAET-TV**

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>
7	Kelly McCullough KAET-TV 555 North Central Avenue (Silent Auction)	- <u>Event Location:</u> 1 East Washington Street - <u>Day/Date/Time:</u> Sunday, March 30, 2014 11:00 a.m. to 3:00 p.m. - <u>Total Expected Attendance:</u> 2,000

Staff Recommendation - Staff recommends approval of this application.

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

ITEM 20 **DISTRICT 8** **LIQUOR LICENSE APPLICATION - SPECIAL
EVENT - ALWUN HOUSE FOUNDATION**

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	Dana Johnson Alwun House Foundation 1204 East Roosevelt Street (Art Show/Dance Performance)	- <u>Event Location:</u> 1204 East Roosevelt Street - <u>Day/Date/Time:</u> Friday, March 21, 2014 7:00 p.m. to 12:30 a.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 21 **DISTRICT 8** **LIQUOR LICENSE APPLICATION - SPECIAL
EVENT - PHOENIX DAY**

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	Sean Carroll Phoenix Day 2123 East State Avenue (Recognition Ceremony/Silent Auction)	- <u>Event Location:</u> 215 East Grant Street - <u>Day/Date/Time:</u> Friday, April 4, 2014 6:00 p.m. to 8:30 p.m. - <u>Total Expected Attendance:</u> 300

Staff Recommendation - Staff recommends approval of this application.

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

ITEM 22

DISTRICT 8

**LIQUOR LICENSE APPLICATION -
US AIRWAYS, INC.**

Request for a Series 8, Conveyance License-Sale of all Liquor on Board Planes and Trains, liquor license in an area zoned A-1. Arizona State Application 08070006.

Applicant: Stephen Kingsley, Agent
US Airways, Inc.
3200 East Sky Harbor Boulevard, T4

This request is for an acquisition of control of a Series 8 liquor license for an airline. 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 Monday, March 31, 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 - The ownership of this business also has an interest in the following liquor licenses:

American Airlines
3400 East Sky Harbor Boulevard
Phoenix, Arizona

American Airlines
7250 South Tucson Boulevard, #202
Tucson, Arizona

The Public Access Database indicates that the above licenses have not had any administrative sanctions levied against the ownership by the Department.

2. Police Calls for Service - The Department reports the following number of aggregate calls for police service in the last 12 months at establishments located in the City of Phoenix in which the applicant has ownership interest:

American Airlines
3400 East Sky Harbor Boulevard
204 calls

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: "US Airways is committed to upholding the highest standards for alcohol sales and service; flight attendants are trained in the techniques of legal and responsible sales and service to passengers."

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

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

ITEM 23

DISTRICT 8

**LIQUOR LICENSE APPLICATION -
US AIRWAYS, INC.**

Request for a Series 14, Clubs-All Liquor on Premises, liquor license in an area zoned A-1. Arizona State Application 14071020.

Applicant: Kurt Holdren, Agent
US Airways, Inc.
3800 East Sky Harbor Boulevard, T4

This request is for an acquisition of control of a Series 14 liquor license for a private club. 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 Monday, March 31, 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 - The ownership of this business also has an interest in the following liquor licenses:

American Airlines
3400 East Sky Harbor Boulevard
Phoenix, Arizona

American Airlines
7250 South Tucson Boulevard, #202
Tucson, Arizona

The Public Access Database indicates that the above licenses have not had any administrative sanctions levied against the ownership by the Department.

2. Police Calls for Service - The Department reports the following number of aggregate calls for police service in the last 12 months at establishments located in the City of Phoenix in which the applicant has ownership interest:

American Airlines
3400 East Sky Harbor Blvd.
204 calls

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: "US Airways is committed to upholding the highest standards for alcohol sales and service; managers and staff are trained in the techniques of legal and responsible sales and service."

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

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

ITEM 24

DISTRICT 8

LIQUOR LICENSE APPLICATION -

CHI CHIS SHOWCLUB

Request for a Series 7, On Sale-Beer and Wine, liquor license in an area zoned C-2. Arizona State Application 07070780.

Applicant: Francis Zanzucchi, Agent
 Chi Chis Showclub
 2438 East McDowell Road

This request is for an ownership and location transfer of a Series 7 liquor license from Gilbert for a topless bar. This location was not previously licensed for liquor sales and does not have an interim permit. This location is currently licensed as an Adult Cabaret, with no 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 Monday, March 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 - The ownership of this business also has an interest in the following liquor license(s):

Locas Showclub
 3614 West McDowell Road
 Phoenix, Arizona

2. Police Calls for Service - The Department reports the following number of aggregate calls for police service in the last 12 months at establishments located in the City of Phoenix in which the applicant has an ownership interest:

Locas Showclub
 3614 West McDowell Road
 17 calls

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:

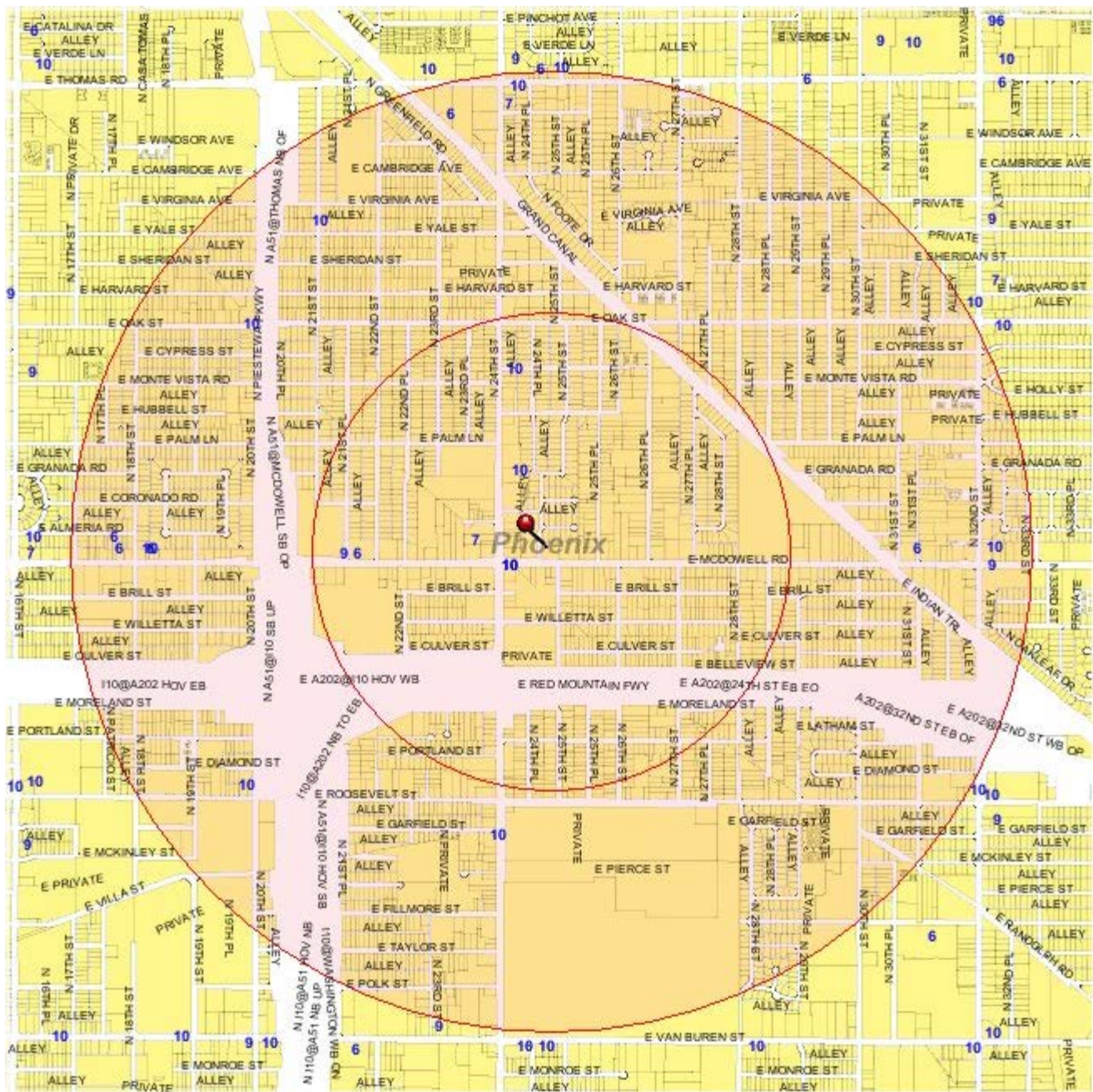
- A. I have the capability, reliability, and qualifications to hold a liquor license because: "I've managed liquor as an owner and a manager for 30+ years in Arizona I also am a certified trainer for ABC liquor training and I'm on the ALBA (AZ Liquor Bev Assc.) Board of Directors."
- B. The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "With this new addition of a liquor license will draw new business to the local business in the area. We painted the building and will restripe the parking lines. We will have security on duty everyday we are open. We will provide stability to this property by staying in business."

5. Neighborhood Stability

Liquor License Data		1 Mile	1/2 Mile
Description	Series	#	#
Bar	6	7	1
Beer & Wine Bar	7	2	1
Liquor Store	9	2	1
Beer & Wine Store	10	12	4
Restaurant	12	4	2

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	22.3	14.25
Property Crimes	45.04	82.85	74.75

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	195



ITEM 25 DISTRICT 8 LIQUOR LICENSE APPLICATION - V A MARKET

Request for a Series 10, Off Sale-Beer and Wine, liquor license in an area zoned C-1. Arizona State Application 10076491.

Applicant: Samir Zuraikat
 V A Market
 907 North 32nd Street

This request is for a new Series 10 liquor license for a convenience store that does not sell gas. This location is currently licensed for liquor sales with a Series 9, Off Sale-All Liquor, liquor license 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 is Friday, March 28, 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 - The ownership of this business

also has an interest in the following liquor license(s):

V A Market (Series 9)
907 North 32nd Street
Phoenix, Arizona

In April 2004, a fine of \$1,000 was paid for failure to request identification from an underage buyer and for selling, giving, or furnishing an underage person with alcohol.

2. Police Calls for Service - The Department reports the following number of aggregate calls for police service in the last 12 months at establishments located in the City of Phoenix in which the applicant has an ownership interest:

V A Market
907 North 32nd Street
16 calls

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 owned and operated the business for over 25 years, with beer sales during the entire time."
- 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 currently have a #9 license and are applying to convert to a #10."

5. Neighborhood Stability

Liquor License Data		1 Mile	1/2 Mile
Description	Series	#	#
Microbrewery	3	1	0
Bar	6	4	1
Liquor Store	9	3	1
Beer & Wine Store	10	7	4
Hotel	11	1	0
Restaurant	12	4	0

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	14.89	14
Property Crimes	45.04	63.42	61.62

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	184
Total Violations	105	463

Census 2010 Data 1/2 Mile				
Block Group	2010 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1135011	2332	25%	12%	55%
1135012	1738	41%	26%	36%
1135021	2383	35%	21%	39%
1136011	1911	16%	21%	11%
1136012	1471	36%	14%	49%
1136021	1061	49%	11%	53%
1136022	1619	48%	14%	40%
1138011	1007	13%	30%	31%
1138012	834	21%	19%	47%
Average		61%	13%	19%

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.

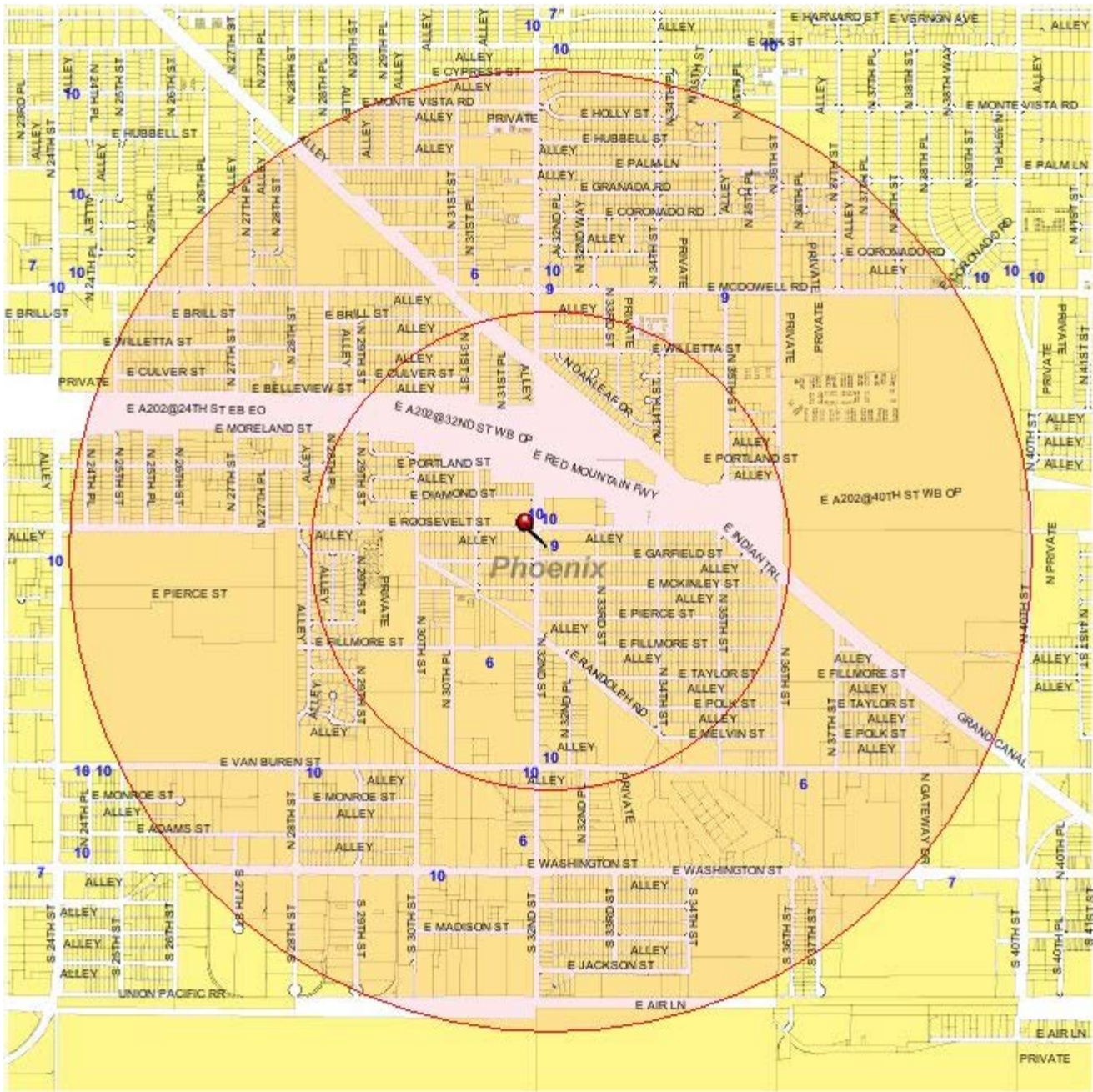
If denied, the
applicant will
continue
operations with
the current
Series 9, Off
Sale-All Liquor,
liquor license.

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

Samir Zuraikat
V A Market
907 North 32nd Street



ITEM 26

DISTRICT 8

LIQUOR LICENSE APPLICATION - WINGSTOP

Request for a Series 12, Restaurant-All Liquor on Premises, liquor license in an area zoned C-2. Arizona State Application 12079791.

Applicant: Morgan Higgins, Agent
Wingstop
5130 West Baseline Road, Suite 106

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 40 and there is no bar area. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Friday, March 21, 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 - The ownership of this business also has an interest in the following liquor license(s):

Wingstop
5215 West Indian School Road,
#103-104
Phoenix, Arizona

Wingstop
4041 East Thomas Road, #115
Phoenix, Arizona

Wingstop
555 North Scottsdale Road, #102
Tempe, Arizona

Wingstop
5905 West Chandler Boulevard, #1
Chandler, Arizona

The Public Access Database indicates that the above licenses have not had any administrative sanctions levied against the ownership by the Department.

2. Police Calls for Service - The Department reports the following number of aggregate calls for police service in the last 12 months at establishments located in the City of Phoenix in which the applicant has an ownership interest:

Wingstop
5215 West Indian School Road,
#103-104
25 calls

Wingstop
4041 East Thomas Road, #115
86 calls

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: "Since February 2009, I have managed all Wingstop restaurants owned by San Antonio Wings (SAW) within the state of Arizona. I will be physically present and operating the licensed premises as I currently adhere to with all locations throughout the state of Arizona. I have attended and completed all state approved Liquor Law training courses within the past 5 years. Being a resident of the state of Arizona, I have been the responsible party for all liquor licenses issued to SAW throughout the state of Arizona."

B. The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Wingstop is a restaurant serving made to order chicken wings and other poultry products. The chicken wings are offered in a variety of sauces and tossed to order. No other restaurant in the immediate area provides such a unique experience and a similar concept to Wingstop. Many of our guests find beer and wine to be a perfect complement to an order of hot wings. The beer and wine will represent approx. 2% of our overall sales, which is not much of a factor in our sales mix and will not pose any additional safety or security risks."

5. Neighborhood Stability

Liquor License Data		1 Mile	1/2 Mile
Description	Series	#	#
Bar	6	1	1
Beer & Wine Bar	7	1	0
Liquor Store	9	3	3
Beer & Wine Store	10	5	3
Restaurant	12	4	4

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	3.31	5.87
Property Crimes	45.04	40.36	60.87

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	44

Total Violations	105	61
------------------	-----	----

Census 2010 Data 1/2 Mile				
Block Group	2010 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1166041	2095	60%	28%	0%
1166042	1043	40%	18%	33%
1166051	2194	82%	12%	2%
1166091	1542	72%	9%	7%
1166102	2562	77%	5%	19%
Average		61%	13%	19%

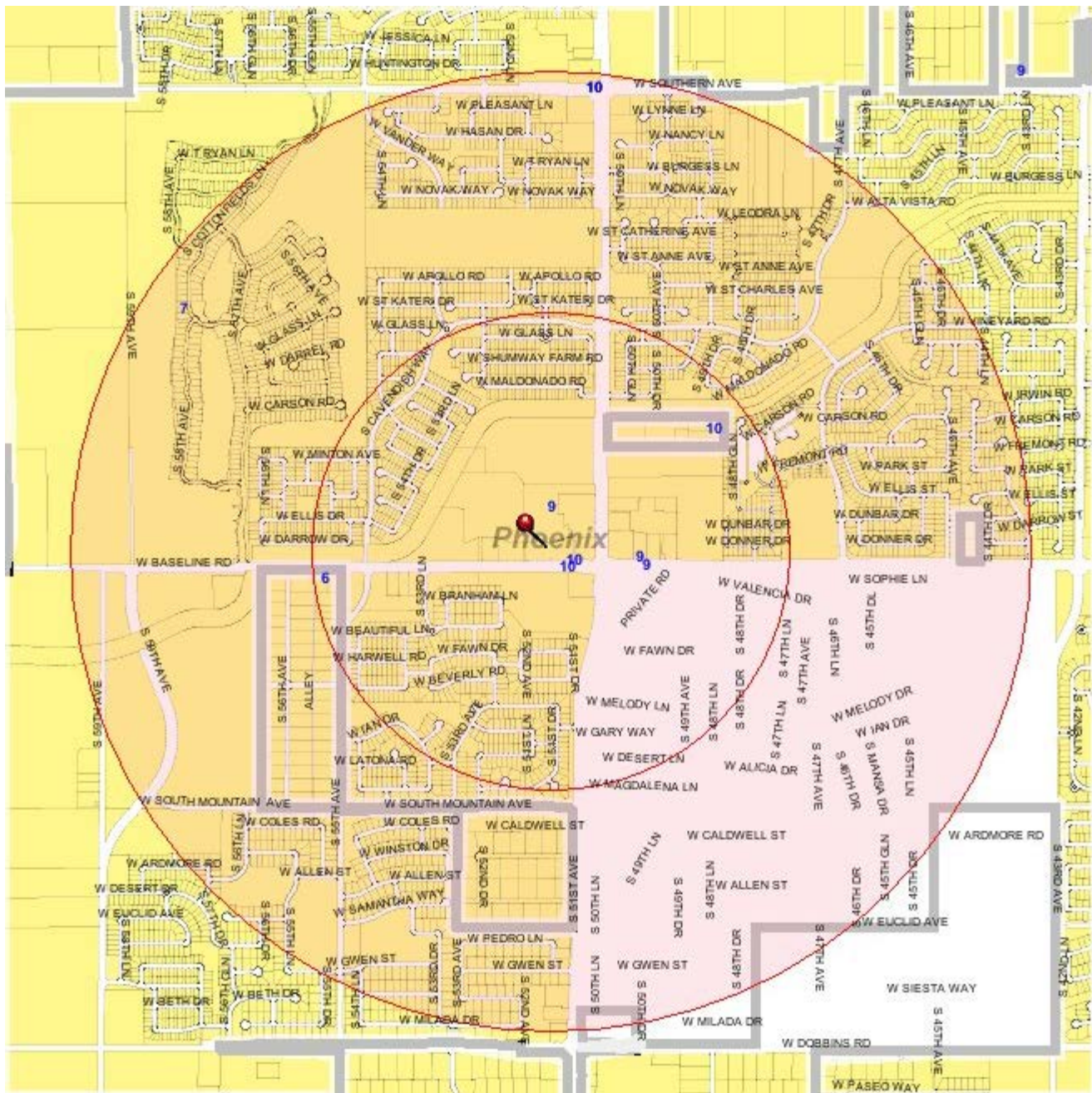
6. Staff Recommendation - Staff recommends approval of this application.

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

Morgan Higgins, Agent
Wingstop
5130 West Baseline Road, Suite 106



ITEM 27

DISTRICT 2

**LIQUOR LICENSE APPLICATION - MCFADDEN'S
RESTAURANT & SALOON**

Request for a Series 6, On Sale-All Liquor, liquor license in an area zoned C-2. Arizona State Application 06070194.

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

This request is for an ownership and location transfer of a Series 6 liquor license from 4622 North 7th Street for a bar. This location is currently operating with an interim permit for a Series 12, Restaurant-All Liquor on Premises, liquor license. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application was Friday, March 14, 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 - 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 thirty 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. Additionally, it was ordered that Harry Hayman divest himself of all financial and other business and personal interest in the 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 identification 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:
 - A. 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."
 - 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 would like the ability to offer patrons drinks with their meals if they choose to have one."

5. Neighborhood Stability

Liquor License Data		1 Mile	1/2 Mile
Description	Series	#	#
Microbrewery	3	1	1
Bar	6	5	4
Liquor Store	9	3	3
Beer & Wine Store	10	3	3
Restaurant	12	26	22

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	0.85	1.66
Property Crimes	45.04	19.45	32.33

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	0
Total Violations	105	0

Census 2010 Data 1/2 Mile				
Block Group	2010 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
6150003	344	8%	38%	5%
6151001	1444	84%	18%	8%
6152001	1993	8%	29%	12%
6152002	2127	70%	10%	4%
6152003	867	89%	26%	2%
Average		61%	13%	19%

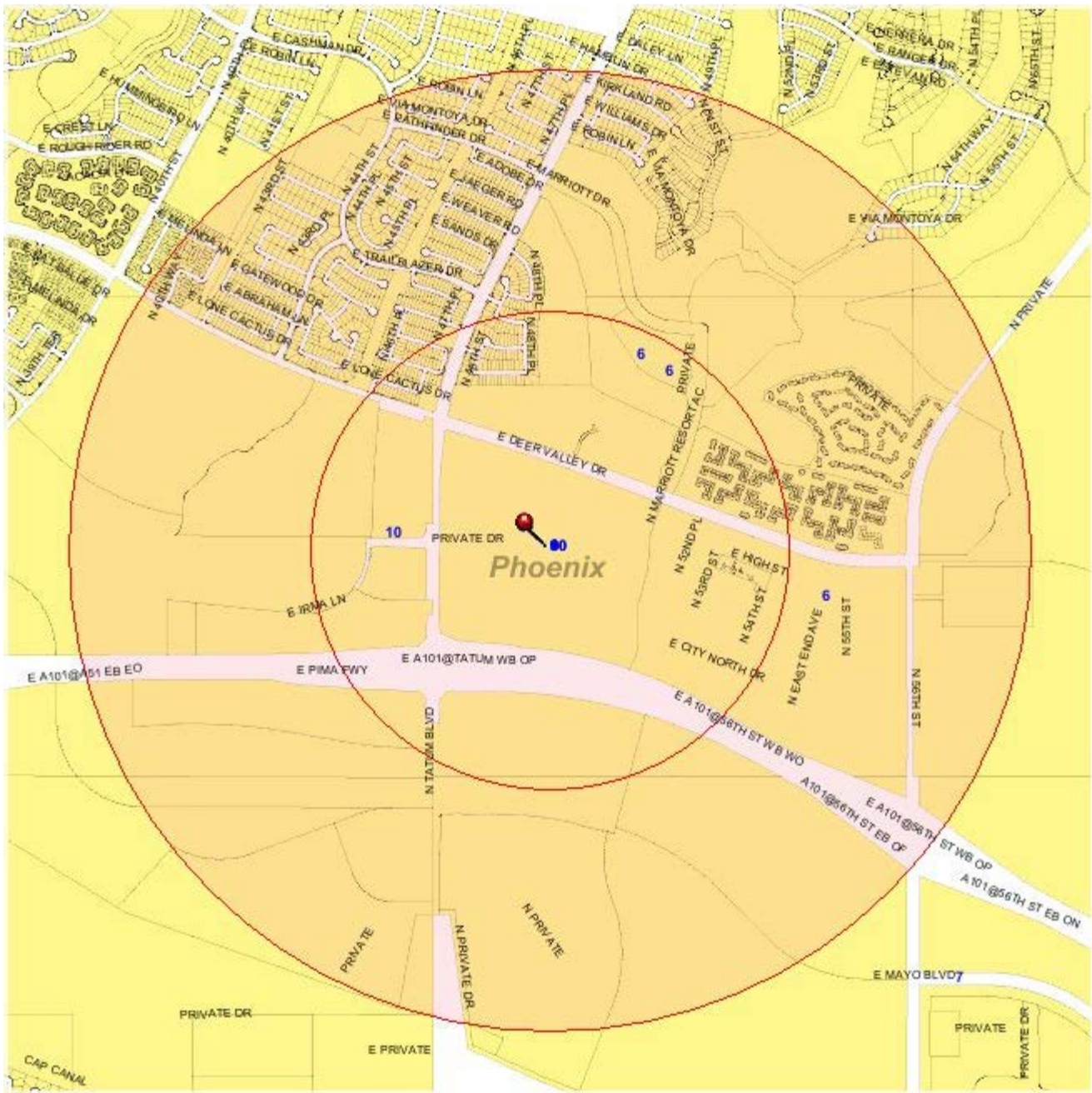
6. Staff Recommendation - Staff recommends disapproval of this application based on concerns with the applicant's history of liquor license violations.

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 2

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



ITEM 28

DISTRICT 8

**LIQUOR LICENSE APPLICATION -
48TH ST MARKET**

Request for a Series 10, Off Sale-Beer and Wine, liquor license in an area zoned C-2. Arizona State Application 10076492.

Applicant: Mohammed Abdul Kareem, Agent
48th St Market
320 North 48th Street

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 requires a Use Permit to allow packaged liquor sales within 300 feet of a residentially zoned property. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Sunday, March 30, 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 managing this nature of business for many years and I am a man of good moral conduct and integrity. I have with merits demonstrated to be an upstanding citizen and good member of society."
 - 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 provide an immediate availability of products and services to the local community that is very requested and will provide employment that will assist the local residents and create and generate tax revenue for the city."
5. Neighborhood Stability

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

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	6.94	6.25
Property Crimes	45.04	48.27	57.62

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	31
Total Violations	105	92

Census 2010 Data 1/2 Mile				
Block Group	2010 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1112021	1913	6%	18%	38%
1112031	1003	0%	24%	37%
1137002	1578	21%	11%	59%
1137003	1101	31%	18%	11%
1137005	1280	14%	32%	52%
1138011	1007	13%	30%	31%
Average		61%	13%	19%

6. 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 failure to disclose criminal history and past incidents involving liquor law violations for a business the applicant managed. The applicant has not demonstrated that he is capable, reliable, and qualified to hold and control a liquor 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.

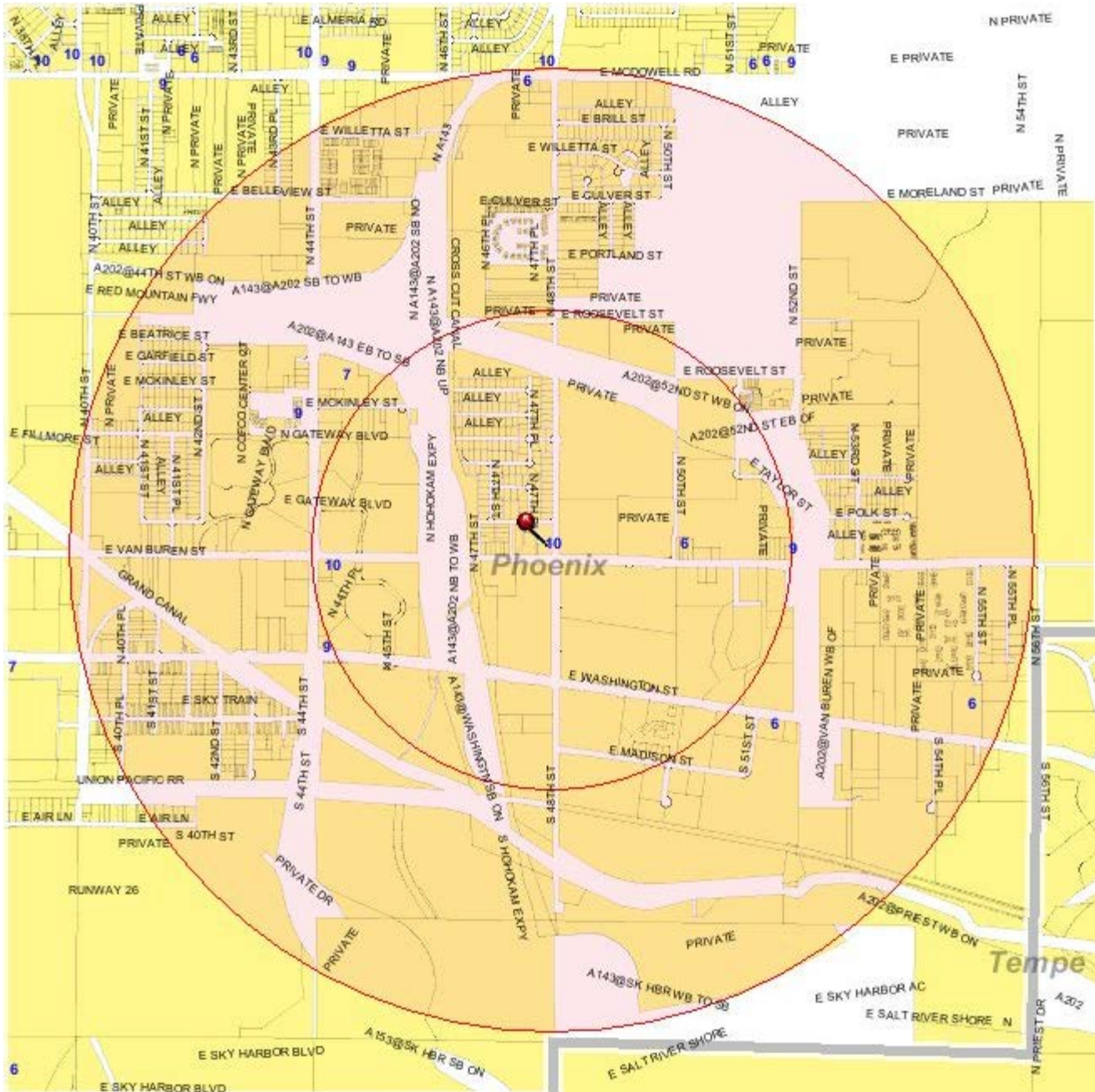
If denied, the applicant will continue operations without a liquor license and the previous owner will

not resume ownership.

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
Mohammed Abdul Kareem, Agent
48th St Market
320 North 48th Street



PETITIONS, COMMUNICATIONS, AND PUBLIC HEARINGS

ITEM 29

DISTRICTS 2, 5, AND 8

**MODIFICATION OF STIPULATION REQUESTS
FOR RATIFICATION OF PLANNING HEARING
OFFICER ACTION**

Request to approve the Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard

by the Planning Hearing Officer on February 19, 2014.

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

DISTRICT 2
38TH STREET AND BELL ROAD
APPLICANT: SIGNS PLUS
OWNER: TUCK BETTIN
REPRESENTATIVE: CHRIS TOTTON

- A. Application: Z-29-96-2
- Existing Zoning: C-2
- Acreage: 2.7
- Location: Southwest corner of 38th Street and Bell Road
- Proposal: Deletion of Stipulation 2 regarding height of freestanding signs.

The Planning Hearing Officer recommended approval.

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

Stipulations

- 1. That a 40-foot landscape setback be provided along Bell Road consistent with the Bell Road Design Standards.
- ~~2. That freestanding signs be limited to a maximum height of ten (10) feet.~~
- ~~3-2.~~ That there shall be one driveway access on Bell Road and one driveway access on 38th Street.
- ~~4-3.~~ That the landscaping consists of 'non lawn desert style' vegetation.

DISTRICT 5
27TH AVENUE AND GLENDALE AVENUE
APPLICANT: C. MARK BERGQUIST
OWNER: O'REILLY AUTOMOTIVE
STORES, INC.
REPRESENTATIVE: C. MARK BERGQUIST

- B. Application: Z-81-06-5
- Existing Zoning: C-2
- Acreage: 0.06
- Location: Approximately 330 feet west and 153 feet north of the northwest corner of 27th Avenue and Glendale Avenue
- Proposal:
 - 1) Deletion of Stipulation 1 regarding 10-foot landscape buffer.
 - 2) Deletion of Stipulation 2 regarding location of drive aisle.

The Planning Hearing Officer took the case under advisement on February 19, 2014. On February 20, 2014, the case was taken out from under advisement and approved as filed.

The Alhambra Village Planning Committee did not review this request.

Stipulations

- ~~1. That the 10-foot landscaped buffer, provided on the north and west property line, shall include three-inch caliper non-deciduous trees placed 20 feet on center in a staggered double row or in equivalent groupings, as approved by the Development Services Department.~~
- ~~2. That a drive aisle shall be located adjacent to the landscaped setback along the north and west~~

property line.

3-1. That the C-2 portion of the site, planned for later development, shall require Planning Hearing Officer approval prior to preliminary site plan approval.

4-2. That the following people and organizations shall be notified of the Planning Hearing Office hearing for development of the C-2 portion of the property:

-

- • Frank Beaudrot, 7016 North 27th Avenue Phoenix, Arizona 85051
- • North Glen Square Neighborhood Association, P.O. Box 39485, Phoenix, Arizona 85069
- • Lawrence Wing and Gerry Batt Camden Court Development, 7115 North 27th Lane, Phoenix, Arizona 85051
- • Diane Piergallini, 2297 West Keim Drive, Phoenix, Arizona 85015

DISTRICT 8
24TH STREET AND BASELINE ROAD
APPLICANT: K. HOVANIAN HOMES
OWNER: TRIYAR CAITAL, LLC
REPRESENTATIVE: NICK WOOD, ESQ. -
SNELL AND WILMER, LLP

C. Application: Z-12-06-8
Existing Zoning: R1-8 BAO
Acreage: 40.97
Location: Approximately 328 feet west of the southwest corner of 24th Street and Baseline Road
Proposal: 1) Modification of Stipulation 1 regarding general conformance with the site plan date stamped March 29, 2006.
2) Modification of Stipulation 2 regarding elevations.
3) Deletion of Stipulation 3 regarding single-story limitations.
4) Deletion of Stipulation 4 regarding alternative garage locations.
5) Modification of Stipulation 5 regarding the multi use trail on the west side of 24th Street.
6) Modification of Stipulation 8 regarding perimeter walls constructed along the Highline Canal.
7) Deletion of Stipulation 10 regarding open space areas of the west parcel.
8) Modification of Stipulation 11 regarding open space areas and amenities.
9) Deletion of Stipulation 15 regarding single-story home on Lot 44.
10) Deletion of Stipulation 16 regarding Lots 33, 34, 36, and 37 of the site's west parcel.
11) Modification of Stipulation 17 regarding walls at the northwest corner of the site's west parcel.
12) Modification of Stipulation 18 regarding a 6-foot wall along the west property line of the site's west parcel.
13) Technical corrections to Stipulations 6, 7, 9, and 14.

The Planning Hearing Officer recommended denial as filed and approval with modifications.

The South Mountain Village Planning Committee did not review this request.

Stipulations

SITE PLAN AND ELEVATIONS

1. That the development shall be in general conformance with the site plan date stamped ~~March~~

29, 2006 and elevations date stamped March 8, 2006, DECEMBER 19, 2013, as modified by the following stipulations and approved by the PLANNING AND Development Services Department.

2. ~~That the elevations shall incorporate four-sided enhanced architecture, such as exterior accent materials (e.g. brick, stone, veneer), exterior detailing (e.g. stucco recesses, pop outs or other window treatments), and decorative garage doors that convey a sense of continuity throughout the development~~ BE IN GENERAL CONFORMANCE WITH THE ELEVATIONS DATE STAMPED DECEMBER 19, 2013, as approved by the PLANNING AND Development Services Department.

SUBDIVISION DESIGN

- ~~3. That a minimum of 50 percent of all homes constructed on lots adjacent to the Highline Canal shall be one-story (maximum 15 feet). That homes constructed on lot 22, of the west parcel and Lots 8, 12, 13, and 17, of the east parcel, as illustrated on the site plan date stamped March 29, 2006, shall be one-story (maximum 15 feet) to provide view corridors throughout the site, as approved by the Development Services Department.~~
- ~~4. That a minimum of 30 percent of all homes constructed shall provide an alternative garage location (e.g. side entry), as approved by the Development Services Department.~~

MULTI-USE TRAIL

- 5-3. ~~That a~~ A 10-foot wide multi-use trail shall be constructed within a 30-foot multi-use trail easement on the ~~west~~ EAST side of 24th Street, as approved by the Parks and Recreation Department. That any proposed reductions in trail easement width shall be approved by the Parks and Recreation Department.

PERIMETER WALLS

- 6-4. ~~That the~~ perimeter wall constructed along the 50-foot landscaped setback area to be provided along Baseline Road shall be a view wall. That the view wall may be comprised of the following combination of wrought iron and decorative block wall, as demonstrated in the residential development fencing figure on Page 25 of the Baseline Area Master Plan and as approved by the PLANNING AND Development Services Department:
 -
 - • Minimum four feet wrought iron - 90 percent minimum of entire wall length; and
 - • Decorative block wall - 10 percent maximum of entire wall length.
- 7-5. ~~That p~~Perimeter walls shall not be constructed between lots backing onto 24th Street and the public right-of-way, as approved by the PLANNING AND Development Services Department.
- 8-6. ~~That p~~Perimeter walls constructed along the Highline Canal shall be view walls. That the view walls shall be comprised of ~~a maximum of four feet decorative block wall and that the remaining portion of the walls shall be~~ wrought iron WITH COLUMNS, as approved by the PLANNING AND Development Services Department.

ENTRY FEATURES

- 9-7. ~~That e~~Citrus trees shall be incorporated into all of the site's entrances. Required landscape materials shall include a minimum of three-inch caliper trees and shall be planted in rows or equivalent groupings to mimic plant nurseries, as approved by the PLANNING AND Development Services Department.

OPEN SPACE

40. ~~That the open space areas of the west parcel, as illustrated on the site plan date stamped March 29, 2006, shall have a combined minimum of five amenities, which may include but are not limited to the following: tot lot, large shaded seating area, barbeque area, tennis court, basketball court, or swimming pool as approved by the Development Services Department~~
-
- 41-8. ~~That the open space areas, as illustrated on the site plan date stamped March 29, 2006~~ DECEMBER 19, 2013, shall have a combined minimum of ~~four~~ FIVE amenities, which may include but are not limited to the following, as approved by the PLANNING AND Development Services Department: tot lot, ~~large shaded~~ seating area, barbeque area, RAMADAS, tennis court, basketball court, or swimming pool.

AVIATION

- 42-9. That the property owner shall record documents that disclose the existence and operational characteristics of Sky Harbor International Airport to future owners or tenants of the property. The form and content of such documents shall be according to the templates and instructions provided, which have been reviewed and approved by the City Attorney.

STREETS AND RIGHT-OF-WAY

- 43-10. That right-of-way totaling 40 feet shall be dedicated for the west half of 24th Street.
- 44-11. That the developer shall construct all streets within and adjacent to the development, with paving, curb, gutter, sidewalk, curb ramps, streetlights, median islands, landscaping, and other incidentals, as per plans approved by the PLANNING AND Development Services Department. All improvements shall comply with all Americans with Disabilities Act accessibility standards.
45. ~~That the home constructed on Lot 44 of the site's west parcel, as illustrated on the site plan date stamped March 29, 2006, shall be one story (maximum 15 feet).~~
-
46. ~~That homes constructed on Lots 33, 34, 36, and 37 of the site's west parcel, as illustrated on the site plan date stamped March 29, 2006, shall be one story (maximum 15 feet).~~
- 47-12. ~~That~~ A SIX-FOOT-TALL FENCE SHALL BE CONSTRUCTED ALONG THE EAST AND SOUTH PROPERTY LINES OF THE EXCEPTION PARCEL LOCATED AT THE NORTHWEST CORNER OF THE SITE'S WEST PARCEL, IDENTIFIED AS APN 301-30-003C, YOWELL KIRBY, ON THE SITE PLAN DATE STAMPED DECEMBER 19, 2013. THE FENCE SHALL BE A MAXIMUM OF FOUR FEET OF BLOCK; THE REMAINING HEIGHT SHALL BE VIEW FENCING. ~~Walls SHALL BE constructed along the east, AND south, and west property lines of the exception parcelS located near AT the northwest corner of the site's west parcel shall be six-foot view walls. That the view walls shall be comprised of a minimum of two feet wrought iron.~~
- 48-13. THAT GROUND COVER, BUSHES, AND OTHER SIMILAR PLANTS THAT ARE LOCATED WITHIN 50 FEET OF THE WALL DESCRIBED IN STIPULATION 12 BE TRIMMED AND MAINTAINED BY THE FUTURE HOMEOWNER'S ASSOCIATION AND SHALL NOT EXCEED THE MAXIMUM HEIGHT OF THE BLOCK PORTION OF THE AFOREMENTIONED WALL. ~~That the developer shall make improvements RETAIN THE EXISTING WALL along the west property line of the site's west parcel to provide a six-foot wall.~~

OLD BUSINESS

ITEM 30

DISTRICT 2

**LIQUOR LICENSE APPLICATION - MCFADDEN'S
RESTAURANT & SALOON**

(Continued from December 4, 2013, January 15, 2014, and February 19, 2014) - 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 identification 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 31

CITYWIDE

**ORDINANCE G-5898 -
AMEND CITY CODE -
2012 INTERNATIONAL
FIRE CODE**

Request to adopt amendments to the 2012 International Fire Code. The fire code adoption process is consistent with the 2012 Construction Code adoption process approved by the City Council on June 19, 2012. The Fire Safety Advisory Board and the Development Advisory Board gave their approvals to the adoption of these amendments to the 2012 edition of the International Fire Code. The Multi-Housing Association supports the smoke alarm requirements.

The highlights of the proposed amendments to the code include:

- Additional requirement for special equipment and/or material(s) to ensure rapid response and timely emergency abatement for active mulch fires.
- Modification for standby fire personnel to be present at events with large gatherings of people.
- Modification for the requirement of an inspection of fire apparatus access roads, and the responsibility of the owner for any repairs needed to bring the road up to design standards.
- Inclusion of requirement of an active automatic fire sprinkler system prior to the issuance of a Temporary Certificate of Occupancy.
- Modification to prohibit stopping or parking in fire apparatus access roads.
- Additional requirement for Directed Care (R-3 and R-4 occupancies) facilities to have locking devices that can be opened from the inside.
- A requirement for smoke alarms that are solely battery-operated to be replaced with an Underwriters Laboratory listed smoke alarm with a sealed 10 year battery.

This item is recommended by Ms. Takata and the Fire Department.

ITEM 32

DISTRICT 6

**ORDINANCE G-5899 -
AMEND CITY CODE - REZONING
APPLICATION Z-53-13-6**

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-53-13-6 for the R-O (Residential Office-Restricted Commercial) zoning district located approximately 300 feet west of the northwest corner of 16th Street and Maryland Avenue to allow residential office.

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

ITEM 33

DISTRICT 7

**ORDINANCE G-5900 -
AMEND CITY CODE - MODIFICATION OF STIPULATIONS
FOR REZONING
APPLICATION Z-35-08-7 ADOPTED BY
ORDINANCE G-5256**

Request to amend the stipulations applicable to Rezoning Application Z-35-08-7 previously approved by Ordinance G-5256 for the R1-10 (Single-Family Residence) zoning district located approximately 2,700 feet south of the southeast corner of 107th Avenue and Broadway Road. This request will allow a development of single-family residential development in compliance with the R1 10 (Single-Family Residence) zoning district.

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

ITEM 34

DISTRICT 7

**ORDINANCE G-5901 -
AMEND CITY CODE - MODIFICATION OF STIPULATIONS
FOR REZONING
APPLICATION Z-16-09-7 ADOPTED BY
ORDINANCE G-5384**

Request to amend the stipulations applicable to Rezoning Application Z-16-09-7 previously approved by Ordinance G-5384 for the C-2 H-R (Intermediate Commercial High Rise and High Density) zoning district located approximately 275 feet east of the northeast corner of the 63rd Avenue alignment and Dobbins Road. This request will establish the timeline for development to occur.

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

ITEM 35

DISTRICT 7

**ORDINANCE G-5902 -
AMEND CITY CODE - REZONING
APPLICATION Z-43-A-12-7**

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-A-12-7 for the PUD (Planned Unit Development) zoning district located at the northwest corner of 59th Avenue and Van Buren Street to allow expansion of Wentworth Planned Unit Development Boundary (Z-43-12-7) and change perimeter and retention basin landscape requirements.

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

ITEM 36 **DISTRICT 7** **ORDINANCE G-5903 -
AMEND CITY CODE - REZONING
APPLICATION Z-46-12-7**

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-46-12-7 for the PUD (Planned Unit Development) zoning district located at the southeast corner of 75th Avenue and Broadway Road to allow single-family residential and commercial.

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

ITEM 37 **DISTRICT 8** **ORDINANCE G-5904 -
AMEND CITY CODE - REZONING
APPLICATION Z-SP-10-13-8**

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-10-13-8 for the A-2 SP RSIO (Industrial Special Permit Rio Salado Interim Overlay) zoning district located at the northwest corner of 28th Street and Elwood Street to allow an equipment storage yard and all underlying A-2 uses.

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

ITEM 38 **CITYWIDE** **ORDINANCE S-40619 -
PAYMENT ORDINANCE**

Request to authorize the City Controller to disburse funds in an aggregate amount not to exceed \$4,173,173.44 for the purpose of paying vendors, contractors, claimants, and others; and providing additional payment authority under certain existing City contracts.

\$	8,617.71	a)	To Arizona Department of Water Resources, for the 2013 Water Withdrawal and Use Report; summary and permit fees for groundwater withdrawal, groundwater production, and dewatering, for the Aviation Department.
	35,000.00	b)	To Blake Law Firm, P.C., on behalf of Joshua Henderson, to fund the settlement of claim CV2013-012584, RE: Henderson versus City of Phoenix, City File 12-0851-001, for the Finance Department.
	12,971.00	c)	To Caltrol, Inc., for the purchase of three electric actuators, utilized during the automated process of backwashing filter media at the Union Hills Water Treatment Plant, for the Water Services Department.
	35,000.00	d)	To Erlichman Law Firm, to fund the settlement of claim CV2013-002527, RE: Viramontes versus City of Phoenix, City File 11-0923-002, for the Finance Department.
\$	11,961.00	e)	To JGB Enterprises, Inc., for the purchase of a chlorine evaporator pressure vessel, to replace equipment that has reached the end of its useful life, utilized at the Val Vista Water Treatment Plant, for the Water Services Department.
	13,541.83	f)	To LN Curtis & Sons, for the purchase of vehicle stabilization equipment, funded by the Urban Areas Security Initiative (UASI) grant, for the Fire Department.
	38,989.00	g)	To Mannington Mill, Inc., for the purchase of 1,300 square yards of replacement carpet tiles utilized for emergency and planned repair work at various City facilities, for the Public Works Department.
	8,741.16	h)	To McGraw Hill Global Education, for the purchase of new paramedic training materials, for the Fire Department.
	110,000.00	i)	To Mummy Mountain Partners, LLC, to fund the settlement of claim CV2011-014604, RE: Mummy Mountain Partners versus City of Phoenix, City File 13-9008-001, for the Finance Department.

12,122.50	j)	To National Association of Housing and Redevelopment Officials (NAHRO), for payment of 2014 annual membership dues for the Housing Department. The Neighborhoods, Planning and Development, Housing, and Homeless Subcommittee approved this item at their meeting on February 18, 2014.
23,244.44	k)	To Q-Matic Corporation, for the purchase of proprietary hardware, software, and associated services for upgrades to the customer flow management system, for the Planning and Development Department.
14,633.49	l)	To Swabs Arizona, Inc., for the purchase of eight high torque electric motors, to replace equipment that has reached the end of its useful life, utilized at the 23rd Avenue Wastewater Treatment Plant, for the Water Services Department.
\$ 15,000.00	m)	To Utiliuse, for the purchase of replacement batteries and circuit boards for leak detection perma loggers, for the Water Services Department.

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

\$ 450,000.00	n)	To 3M Company, for payment authority to continue to supply reflectorized sign sheeting, awarded by State of Arizona Cooperative Agreement ADOT 11-004167, Agreement S114167-01, through March 16, 2015, for the Streets Transportation and Aviation Departments.
40,000.00	o)	To Airport Lighting Company, to exercise an option to extend Agreement P-09293-13/130582, awarded by IFB 11-017, through February 28, 2015, to continue to provide runway closure markers on an as-needed basis, for the Aviation Department.
115,000.00	p)	To Arizona Air-Scent, Inc., to exercise an option to extend Agreement P-09299-13/130550 awarded by IFB 11-072, through February 28, 2015, to continue to provide odor control services in areas of City-maintained facilities with extensive public access, on an as-needed basis, for various City departments, including Aviation and Convention Center.
69,000.00	q)	To Arizona Boiler Company, Inc., to exercise an option to extend Agreement P-09340-14/130794 awarded by IFB 11-088, through March 31, 2015, to continue to provide boiler cleaning and maintenance on an as-needed basis, for various City Departments.
35,000.00	r)	To Century Graphics, Inc., to provide election envelopes if needed, under Agreement MW14-00037, awarded by RFQ 14-037, through December 31, 2014, for the City Clerk Department.
35,964.59	s)	To Climatec Building Technologies Group, Agreement P-09808-14/135475, to provide preventative maintenance for the existing Lenel Access Controls System at the Deer Valley and Goodyear Airports, awarded by IFB 13-064, through March 31, 2015, for the Aviation Department.
\$ 81,300.00	t)	To Colliers International, Amendment 1, under Agreement 135022, to continue to perform property management services at 2120 North Central Avenue, through December 14, 2014, for the Human Services Department.
115,000.00	u)	To Currier Construction, Inc., for Change Order 11, Contract 126017-3, Project WS85050023-4, for additional construction services required as part of the Steel Tank Improvements - Group D project, for the Water Services Department.
69,400.00	v)	To El Sol Painting, LLC, to exercise an option to extend Agreement P-09312-13/130753 awarded by IFB 11-058, through June 30, 2014, to continue to provide painting services on an as-needed basis, for various City departments.
51,000.00	w)	To Enmar Hardwood Flooring, Inc., to exercise an option to extend Agreement P-09250-13/130368 awarded by IFB 11-080, through February 28, 2015, to provide indoor sport court floor resurfacing, for the Parks and Recreation Department.

24,128.00	x)	To Gilbane Building Company, for Change Order 4, Contract 121723, Project PW25070004-4, for additional construction services required as part of the South Mountain Police Precinct Maintenance Facility project, for the Street Transportation Department.
15,000.00	y)	To Innovata, LLC, to exercise an option to extend Agreement MW13-00053 awarded by RFQ 13-053, through February 28, 2015, to continue to supply airline flight schedule data, for the Aviation Department.
455,873.00	z)	To ISS Facility Services, Inc., to exercise an option to extend Agreement P-09317-13/130779, awarded by IFB 11-005, through February 28, 2015, to continue to provide custodial services at the Central Library, for the Public Works Department.
35,000.00	aa)	To Mech-Line Services, LLC, to exercise an option to extend Agreement MW10-00054, awarded by RFQ 10-054, through April 30, 2015, to continue to provide variable frequency drive maintenance services, for the Aviation Department.
\$ 20,000.00	ab)	To Q-Star Technology, LLC, to exercise an option to extend Agreement P-09838-14/135615 awarded by RFA 13-040, through April 30, 2015, to supply portable solar-charged motion activated flashcams, decoy cameras, and quick move adapters, utilized in the deterrence of graffiti, for the Neighborhood Services Department.
866,356.00	ac)	To the following vendors to exercise an option to extend respective agreements awarded by IFB 11 011, through January 31, 2015, to continue to provide various safety products such as eye and ear protection, gloves, safety vests, respiratory protection, and first aid items, for various City departments with staff in high risk environments: \$493,823.00 AGS Safety & Supply, P 09251 14/130330 199,262.00 W.W. Grainger, Inc., P 09255 14/130333 51,981.00 Cintas, P-09252-14/130335 51,981.00 Saf-T-Gard International, Inc., P 09253-14/130341 25,990.00 Hagemeyer North America, Inc., P-09260-14/130334 17,327.00 Ever Ready First Aid & Medical, P-09258-14/130336 8,664.00 MSC Industrial Supply, P 09259 14/130342 8,664.00 Border Construction Specialties, P-09261-14/130343 8,664.00 Copper State Supply, Inc., P 09254-14/130337
500,000.00	ad)	To the following vendors to exercise an option to extend respective agreements awarded by IFB 10 059, through February 28, 2015, to continue to provide work uniforms for various City departments: \$460,000.00 Orient Arts Inc., dba, The Unisource Company, P 09042 12/127831 40,000.00 Promotional Designs, Inc., P 09043-12/127832
\$ 537,089.00	ae)	To the following vendors to exercise an option to extend respective agreements awarded by IFB 11 077, through March 31, 2014, to continue to provide custodial services at various metro facilities (to include the Salt River Service Center, Glenrosa Service Center, Fire Ops Complex), for the Public Works Department: \$285,480.00 Triangle Services, Inc., P 09335 12/130790 107,597.00 J Services, P-B9332-12/130793 100,728.00 GCA Services, Inc., P 09334 12/130789 43,284.00 Upright Commercial Janitorial, P 09388-12/131194
50,000.00	af)	To the following vendors to provide flame resistant jackets, through July 15, 2015 under Agreements MW14-00047 and MW14-A0047, respectively, awarded by RFQ 14-047, for various City Departments: \$40,000.00 Arizona Uniform & Apparel, MW14 00047 10,000.00 Ace Uniform of Phoenix, MW14 A0047
25,000.00	ag)	To the following vendors to provide plants, cacti, and trees, through December 31, 2015, under Agreements MW14-00045 and MW14-A0045, respectively, awarded by RFQ 14-045, for the Aviation Department: \$15,000.00 Sunrise Nursery, LLC, MW14 00045 10,000.00 Mountain States Wholesale Nursery, MW14-A0045

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:

\$ 23,117.74	ah)	To Dadee Manufacturing, Inc., and/or Assignee(s), to provide displacement relocation assistance as a part of the Avenida Rio Salado/Broadway Road, Phase III, 27th Avenue - 17th Avenue project, for the Street Transportation Department by the Finance Department.
\$ 122,650.00	ai)	To Figueroa, Arnold Larry and/or Assignee(s), to provide displacement relocation assistance as part of the Community Noise Reduction Program, for the Aviation Department by the Finance Department.
77,280.58	aj)	To Ocampo Gonzalez, Cecilio and/or Assignee(s), to provide displacement relocation assistance as part of the Community Noise Reduction Program, for the Aviation Department by the Finance Department.
20,192.40	ak)	To S.V. Auto Glass, aka Sun Valley Auto Glass and/or Assignee(s), to provide displacement relocation assistance as a part of the Avenida Rio Salado/Broadway Road, Phase III, 27th Avenue - 17th Avenue Project, for the Street Transportation Department by the Finance Department.
<hr style="width: 100%; border: 0.5px solid black; margin-bottom: 5px;"/> \$ 4,173,173.44		

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

ITEM 39 DISTRICT 8 ORDINANCE S-40620 -
NEW EXECUTIVE HANGAR LEASES AT SKY HARBOR
AIRPORT

Request to authorize the City Manager, or his designee, to negotiate and execute new executive hangar lease agreements with the following five existing executive hangar tenants at Phoenix Sky Harbor International Airport (PHX): Empire Airlines, Inc.; Pacific Simon, LLC; Papa Sierra, LLC; DP64, LLC; and Tube Specialties, Inc. (Tenants).

The executive hangars at PHX range in size from approximately 3,776 to 5,450 square feet and are used to store lessee-owned or exclusively leased aircraft.

The Tenants currently occupy the hangars under month-to-month lease agreements with the City. The lease agreements need to be updated with current lease terms and rental rates.

A real estate market survey was completed for the executive hangars. The survey determined that the fair market value for similar hangars in the region ranges from \$5.40 to \$6.60 per square-foot per year.

Subject to City Council approval, the Tenants have agreed to continue their tenancies under the new leases based upon the following terms and conditions:

1. Lease term is five years.
2. Rent for the first three years of the lease will be:

Hangar Size Square Feet	Per Square Foot Rate Lease Year 1 (2014)	Per Square Foot Rate Lease Year 2 (2015)	Per Square Foot Rate Lease Year 3 (2016)
3,776	\$3.64	\$4.82	\$6
3,936	\$3.58	\$4.79	\$6
4,212	\$3.94	\$4.97	\$6
5,450	\$4.42	\$5.21	\$6

3. Rent for Lease Years 4 and 5 will be adjusted annually according to Consumer Price Index.
4. The City will be responsible for the costs to maintain and repair the foundation, roof, exterior walls and doors, and the mechanical, plumbing, HVAC, and electrical systems, including the fire suppression system.
5. The new leases may contain other terms and conditions deemed necessary or appropriate by the City Manager or the Aviation Director.

This item was unanimously recommended for approval by the Phoenix Aviation Advisory Board on February 20, 2014.

This item is also recommended by Mr. Murphy and the Aviation Department.

ITEM 40

DISTRICT 8

**ORDINANCE S-40621 -
FACILITY LEASE WITH ARIZONA HISPANIC CHAMBER
OF COMMERCE**

Request to authorize the City Manager, or his designee, to enter into a facility lease with the Arizona Hispanic Chamber of Commerce, an Arizona non-profit organization, at 1 South 24th Street in Phoenix, Arizona.

The property is an approximately 5,460-square-foot former bank branch building on approximately 1.55 acres of land located at the northeast corner of Washington Street and 24th Street. The Aviation Department acquired the property in 2000. The building, constructed in 1968, is currently vacant.

Subject to City Council approval, the lease would include the following terms and conditions:

1. The term will be for 20 years.
2. Rental rate will be \$9.50 per building square-foot for the first two years.
3. Beginning in the third year, rent will be adjusted annually in accordance with Consumer Price Index (CPI) or two percent, whichever is less. The adjusted rental rate will not be less than the prior lease year.
4. In the 11th and 16th years, the rental rate will be adjusted in accordance with the lease terms or appraised market value of the premises, whichever is greater. The annual rental rate adjustment for the 11th and 16th years will be at least two percent but not more than five percent. Annual rental rates will be adjusted thereafter in accordance with the lease terms.
5. Lessee will be responsible for costs of any tenant improvements, maintenance of its improvements, normal wear and tear of the building, and custodial and janitorial services.
6. Lessee may receive rental credits for capital improvements to the property, pre-approved by lessor, in an amount not to exceed \$470,000.
7. Subject to approval from the Federal Aviation Administration, lessor will grant to lessee the right to purchase the premises at any time during the lease term at a purchase price of \$705,000, adjusted annually in accordance with the lease.
8. The lease may contain other terms and conditions as deemed necessary or appropriate by the Aviation Director.

This item was unanimously recommended for approval by the Phoenix Aviation Advisory Board on February 20, 2014.

This item is also recommended by Mr. Murphy and the Aviation Department.

ITEM 41

DISTRICT 8

**ORDINANCE S-40622 -
AWARD AGREEMENT TO THE RIESTER CORPORATION
FOR GOVERNMENTAL AND COMMUNITY INFORMATION
ASSISTANCE**

Request to authorize the City Manager, or his designee, to enter into an agreement with The Riester Corporation (Riester) to provide governmental and community information assistance to the Aviation Department.

The agreement may contain other terms and conditions deemed necessary or appropriate by the City Manager or the Aviation Director.

Further request authorization for the City Controller to disburse the necessary funds in an amount not to exceed \$90,000 annually for a total of \$450,000 over the term of the agreement if all options are exercised.

The Aviation Department uses consultants to support staff in building relationships with community groups and other governmental jurisdictions that interact or are stakeholders with Phoenix Sky Harbor International Airport. Riester is uniquely qualified to perform this service based on its prior experience performing community outreach regarding aviation issues within metropolitan Phoenix.

The term of the agreement will be for one year, to begin on or about May 1, 2014. The agreement will include four options to extend the term for one year each, which may be exercised at the sole discretion of the Aviation Director.

Financial Impact

The total cost over the life of the agreement, including any extensions, will not exceed \$450,000, with an estimated annual expenditure of \$90,000. Funds are available in the Aviation Department's operating budget.

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

ITEM 42

OUT OF CITY

**ORDINANCE S-40623 -
GOODYEAR FIXED BASE OPERATOR LEASE
ASSIGNMENT AND AMENDMENT OF BUSINESS TERMS
AT GOODYEAR AIRPORT**

Request to authorize the City Manager, or his designee, to approve a lease assignment from Sun Western Flyers, Inc. to DBRT Goodyear FBO, LLC, a Delaware limited liability company, and amend business terms to enter into a new Fixed Base Operator (FBO) unsubordinated ground lease with DBRT Goodyear FBO, LLC at Phoenix Goodyear Airport.

In 2007, the City issued a request for proposal (RFP) for an FBO at Phoenix Goodyear Airport (GYR) and the City Council approved the award of the FBO to Sun Western Flyers, Inc., dba Lux Air. The City entered into a five-year facility lease with the FBO operating out of the existing airport terminal with an option to execute a 25-year unsubordinated ground lease for the development of a full service FBO facility. On March 4, 2009, the City Council consented to the transfer of ownership of Sun Western Flyers, Inc. to DBRT, LLC. DBRT Goodyear FBO, LLC, is a wholly-owned subsidiary of DBRT, LLC.

DBRT Goodyear FBO, LLC, a wholly-owned subsidiary of DBRT, LLC, is prepared to take assignment of the FBO lease, enter into the 25-year unsubordinated ground lease, and develop the full service FBO facilities at Phoenix Goodyear Airport.

Subject to City Council approval, the lease would include the following terms and conditions:

1. The term will be for 25 years.
2. Lessee will lease up to 9.9 acres of land and the 33,600-square-foot existing fuel facility.
3. Rent will be the greater of a Minimum Annual Guarantee (MAG) rent of \$50,000 or two percent of gross sales beginning on the commencement date. The MAG for each succeeding year will be the greater of 85 percent of the prior year's annual rent payment or 100 percent of the first year's MAG rent.
4. Lessee may receive rental credit reimbursement for up to \$250,000 in eligible utility relocation costs. Annual rent credits shall not exceed 50 percent of annual rent. Work is required to be publicly bid to receive rental credits and reimbursement is based upon the Aviation Department's receipt of actual invoices and payments made by lessee no later than 90 days after the date of substantial completion of the work.
5. The agreement may contain other terms and conditions as deemed necessary or appropriate by the Aviation Director.

This item was unanimously recommended for approval by the Phoenix Aviation Advisory Board on February 20, 2014.

This item is also recommended by Mr. Murphy and the Aviation Department.

ITEM 43

DISTRICT 7

**ORDINANCE S-40624 -
PROPOSED DUNCAN ANNEXATION**

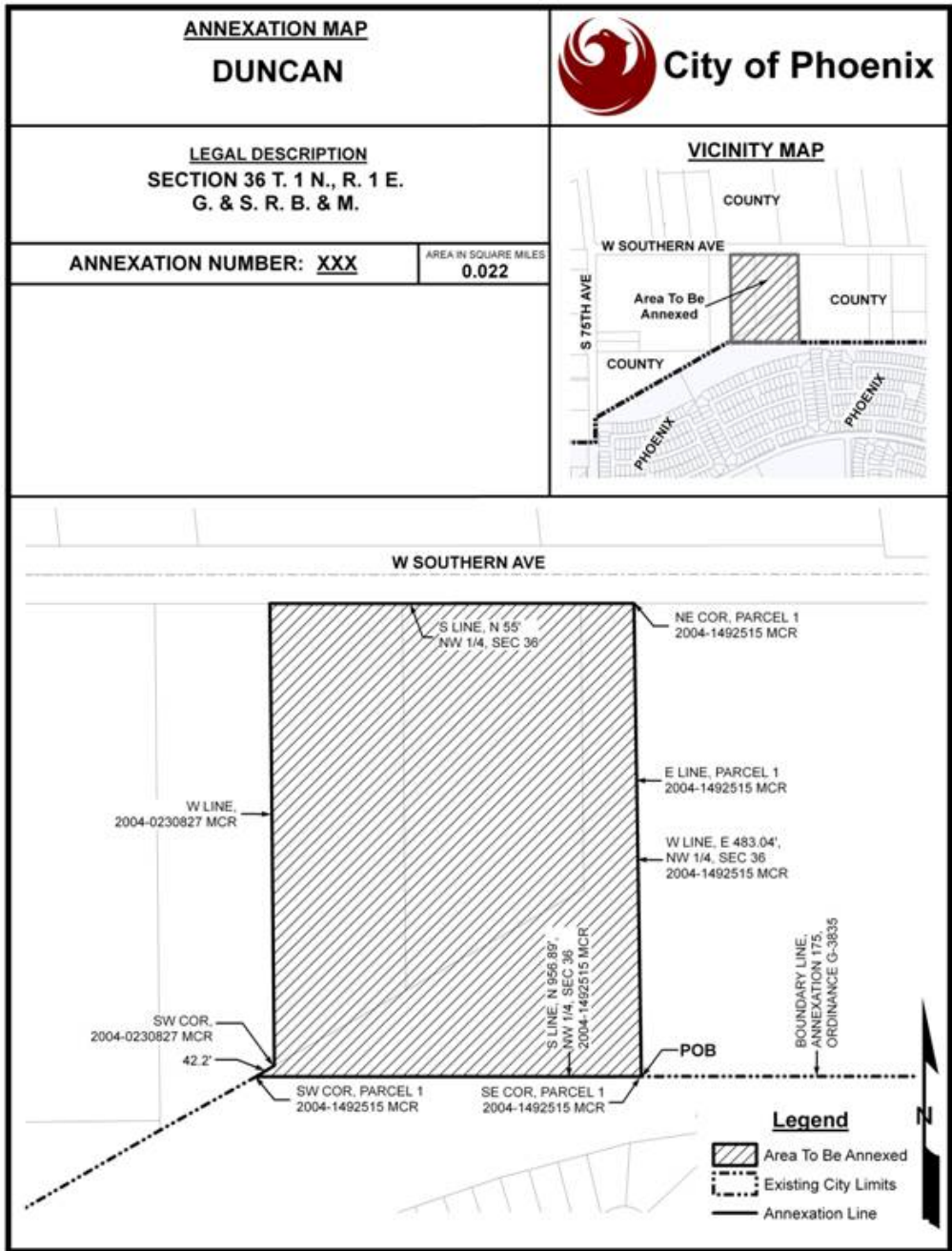
Request to extend and increase the corporate limits of the city of Phoenix, Arizona, pursuant to the provisions of Arizona Revised Statutes, Section 9 471, by annexing thereto a certain tract of land contiguous to and not embraced within the present limits of the city of Phoenix, designated as the Duncan Annexation. The ordinance also authorizes current county zoning to continue in effect until municipal zoning is applied to the annexed territory, but not longer than six months after this annexation.

This annexation was requested by the property owner to obtain City services 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 14 acres (0.022 square miles) and the population is estimated to be 0. The properties being annexed are Parcel Numbers 104-83-002U, 104-83-003C, and 104-83-003E, located at the southwest corner of Southern Avenue and the alignment of 72nd Avenue.

On January 30, 2013, the City Council authorized the filing of a blank petition with the County Recorder's Office and the required public hearing was held April 17, 2013. The City Clerk Department has received signed petitions representing 100 percent of the assessed value and 100 percent of the owners, excluding utilities, within the proposed annexation area. The Waiver of Claims for Diminution in Value of Property under Proposition 207 has been executed.

A map accompanies this item on the following page.

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



ITEM 44

DISTRICT 7

**ORDINANCE S-40625 -
PROPOSED TATUM ANNEXATION**

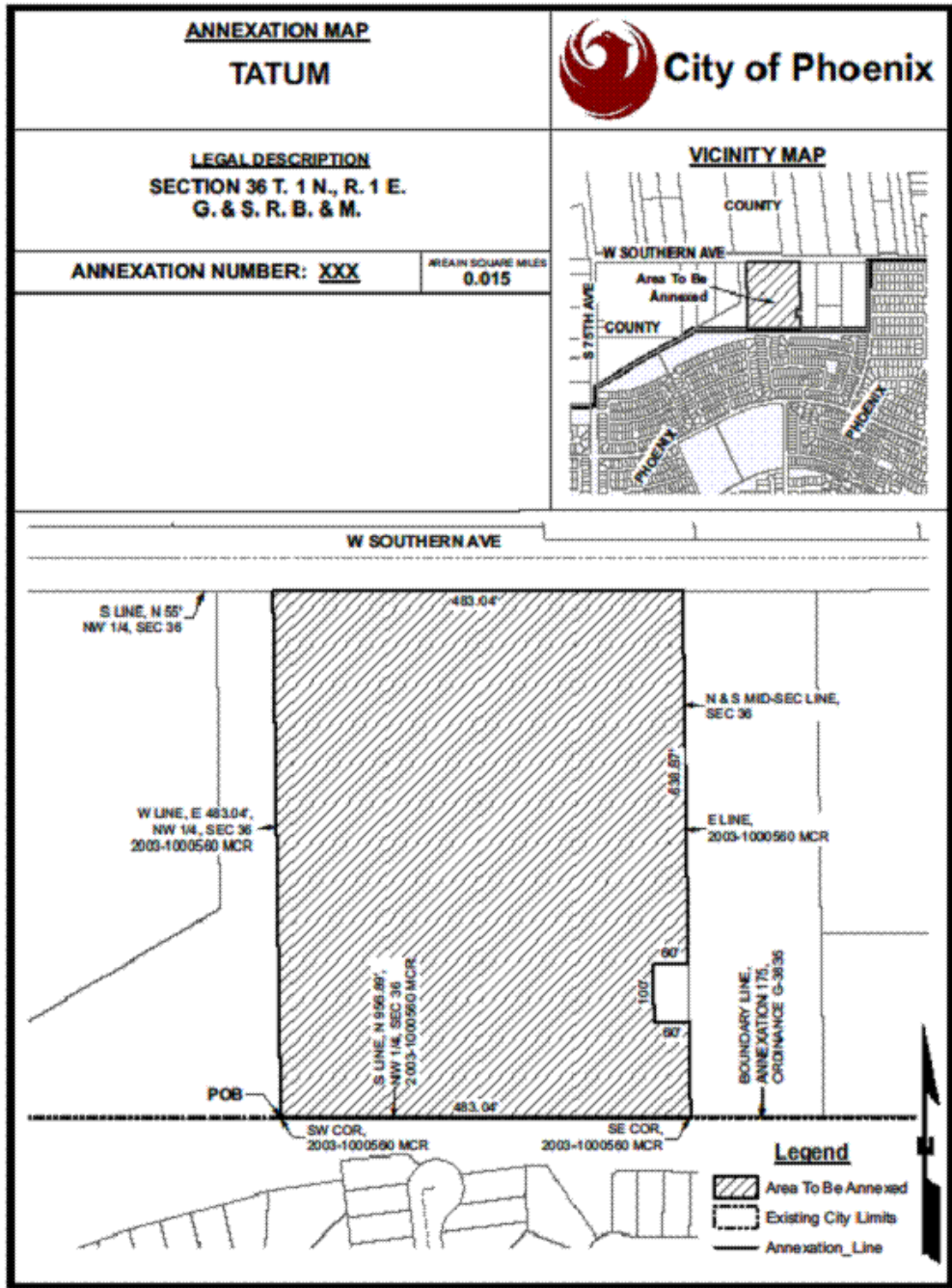
Request to extend and increase the corporate limits of the City of Phoenix, Arizona, pursuant to the provisions of Arizona Revised Statutes, Section 9 471, by annexing thereto a certain tract of land contiguous to and not embraced within the present limits of the city of Phoenix, designated as the Tatum Annexation. The ordinance also authorizes current county zoning to continue in effect until municipal zoning is applied to the annexed territory, but not longer than six months after this annexation.

This annexation was requested by the property owner to obtain City services 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 9.55 acres (0.015 square miles) and the population is estimated to be 0. The property being annexed is Parcel Number 104-83-933, located at the southwest corner of Southern Avenue and the alignment of 71st Avenue.

On January 30, 2013, the City Council authorized the filing of a blank petition with the County Recorder's Office and the required public hearing was held April 17, 2013. The City Clerk Department has received signed petitions representing 100 percent of the assessed value and 100 percent of the owners, excluding utilities, within the proposed annexation area. The Waiver of Claims for Diminution in Value of Property under Proposition 207 has been executed.

A map accompanies this item on the following page.

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



ITEM 45

CITYWIDE

**ORDINANCE S-40626 -
GILA RIVER INDIAN COMMUNITY GAMING GRANTS**

Request to authorize the City Manager, or his designee, to apply for, and if awarded, accept up to \$250,000 in new funding from the Gila River Indian Community (GRIC). These monies would be applied, as directed by GRIC, towards the following:

- The Phoenix Zoo: \$250,000 for infrastructure to complete the Doornobs Volunteer and Administrative Center as well as the Sumatran Tiger Experience and for general operations.

The gaming compact entered into by the State of Arizona and various tribes calls for 12 percent of gaming revenue to be contributed to cities, towns, and

counties for government services that benefit the general public including public safety, mitigation of impacts of gaming, and promotion of commerce and economic development. The Gila River Indian Community will notify the City by resolution of the Tribal Council if it desires to convey to the City a portion of its annual 12 percent local revenue-sharing contribution.

Authorization is requested for the City Controller to disburse funds as directed by the Gila River Indian Community in connection with this grant.

Financial Impact

There is no budgetary impact to the City of Phoenix and no general purpose funds are required. Entities that receive gaming grants are responsible for the management of those funds.

This item is recommended by Ms. Takata and the Office of Government Relations.

<u>ITEM 46</u>	CITYWIDE	<u>ORDINANCE S-40627 - PERFORM IMPLEMENTATION SERVICES FOR SAP PUBLIC BUDGET FORMULATION</u>
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Request to authorize the City Manager, or his designee, to enter into an agreement with Optimal Solutions Integration, Inc. (Optimal Solutions) to provide SAP Public Budget Formulation (PBF) implementation services for the City of Phoenix. The term of the agreement will be from May 2014 through December 2015 with two unilateral options to extend. Authorization is also requested for the City Controller to disburse funds over the life of the contract in an amount not to exceed \$1.7 million.

In May 2013, the City Council authorized staff to purchase software applications from SAP to realize efficiencies, integrate the City's financial and budget data, and expand functionality and automation throughout the budget process. Implementation of SAP PBF allows the City to replace an aging budget application (BRASS) that is no longer adequately supported by the vendor while enabling the City to leverage the original enterprise-wide capital investment in SAP by integrating these solutions utilizing existing software.

A seven-member evaluation committee was convened to conduct a comprehensive review of the proposals submitted. The committee was comprised of representatives from the Finance, Budget and Research, Information Technology Services, Library, and Parks and Recreation Departments. After the evaluation committee's review of the proposals and an interview process, the highest scoring vendor, Optimal Solutions, was selected to provide SAP PBF implementation services for the City.

Optimal is an award-winning leader in SAP-based business transformation and was originally named an SAP implementation partner in 1996. Optimal is also certified by SAP to provide application management/hosting services for the SAP Business All-in-One solutions and to implement SAP Public Budget Formulation.

Optimal has successfully implemented PBF for numerous government entities including the City of San Diego, the Colorado Department of Transportation, the Government of Australia, the U.S. Department of Homeland Security's Customs and Border Protection Agency, the U.S. Department of Agriculture, and the State of South Carolina. Additionally, Optimal's team of consultants possess several years of experience working with public sector budgeting offices which provides them with excellent knowledge about local government budget operations.

Financial Impact

Consistent with the Council's May 2013 action, funds are available in various departments' capital budgets and will be recovered with efficiency savings in future years.

This item is recommended by Mr. Zuercher, and the Finance and Budget and Research Departments.

<u>ITEM 47</u>	CITYWIDE	<u>ORDINANCE S-40628 - IFB 13-134A - PAPER PRODUCTS - REQUIREMENTS CONTRACT</u>
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Request to authorize the City Manager, or his designee, to add additional expenditures to Contract 136316 with Spicer's Paper in the amount of \$55,440 annually for the remaining four years of the contract term. Further request authorization for the City Controller to disburse these additional funds in an amount not to exceed \$221,760 over the remaining life of the contract.

This contract is a result of IFB 13-134 awarded by formal Council action on June 5, 2013, with an original aggregate value of \$675,925.

The contract is for paper products for the City Clerk Department, Printing Services operation. The additional amounts are necessary to cover the addition of paper needed for the printing of the water bills. This paper was not included in the original solicitation due to possible outsourcing of the printing of the water bills.

Financial Impact

With the \$221,760 in additional funds, the contract's revised aggregate value is now \$897,685 (including applicable taxes), with the new estimated annual expenditures of \$190,625. The additional funds are available in the City Clerk Department budget.

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

<u>ITEM 48</u>	CITYWIDE	<u>ORDINANCE S-40629 - IFB 14-031 - PUMPS (NEW, REPAIR, PARTS, AND ACCESSORIES) - REQUIREMENTS CONTRACT</u>
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Request to authorize the City Manager, or his designee, to enter into agreements with Clearwater Engineering, LLC; Hennessy Mechanical Sales, LLC; James, Cooke & Hobson, Inc.; Phoenix Pumps, Inc.; Pump Systems, Inc.; Quadna A DXP Company; The Pump Company; and West Coast Rotor, Inc. on an as needed basis during a three-year period beginning on or about April 1, 2014 and ending March 31 2017. Authorization is also requested for the City Controller to disburse funds over the life of the contracts in an amount not to exceed \$8,000,000.

Solicitation IFB 14-031 was conducted in accordance with Administrative Regulation 3.10. Eight bids were received and opened on December 6, 2013. This contract is necessary to replace obsolete and non-repairable pumps in the Wastewater Treatment, Wastewater Collection, and Water Production Divisions.

Following is a tabulation of the lowest offers received:

Bidder	Total Bid Prices
Clearwater Engineering, LLC*	Percentage Discounts: 5 - 10% Onsite Labor Rates: \$80.00 Shop Labor Rates: \$80.00 Manufacturer: Clearwater
Hennessy Mechanical Sales, LLC*	Percentage Discounts: Net - 52% Onsite Labor Rates: \$65.00 - \$130.00 Shop Labor Rates: \$40.00 - \$130.00 Manufacturers: AMT Pumps, Fairbanks Nijhuis, KSB, LMI Milton Roy, MWI, Meyers, Mono, Moyno, Neptune, Verder, Vogsang, Wemco
James, Cooke & Hobson, Inc.*	Percentage Discounts: Net - 16% Onsite Labor Rates: \$65.00 - \$130.00 Shop Labor Rates: \$65.00 - \$130.00 Manufacturers: Flygt, Pulsafeeder, Aurora, Netzch
Phoenix Pumps, Inc.*	Percentage Discounts: Net - 25% Onsite Labor Rates: \$65.00 - \$187.50 Shop Labor Rates: \$65.00 - \$130.00 Manufacturers: Price Pump, ABS, AES Seal, Allis Chalmer, Aro, Baldor, Blackmer, Blachoh, CAT Pumps, Chemstar, Dean, Ebara, Federal Pump, Filter Specialist, Finish Thompson, Floway, Fybroc, Garlock, Grundfos/Alldos, Gusher, Homa, Hydromatic, Ingersoll Rand, Iwaki, JWC, Liberty Pro, LobePro, Master Pneumatic, Masterflex, National Pump, Neptune, Nidec/US Electric, OTS, Primax, Rain-Flo, Ramparts, Sertifco, Sethco, Stenner, Tarby, Thermofisher, Versamatic, Viking, Warren Rupp, Weg, Weir/Wemco, Wilden, Yamada
Pump Systems, Inc.*	Percentage Discounts: Net - 25% Onsite Labor Rates: \$65.00 - \$130.00 Shop Labor Rates: \$40.00 - \$130.00 Manufacturers: AMT, Barnes, Berkeley, Chesterton, Deming, Goulds, John Crane, MTH, Patterson, Pulsafeeder, Rainsflow, SIHI, Simflo, Sta-Rite, Vanton, Vaughn, Warren Rupp, Weinman
Quadna, A DXP Company*	Percentage Discounts: 10 - 40% Onsite Labor Rates: \$65.00 - \$130.00 Shop Labor Rates: \$65.00 - \$130.00 Manufacturers: BJM Pump, Boerger Pumps, Crane Pump, Fluid Dynamics, John Crane, Liquiflo, LMI, Tranvaini Pump, Vertiflo Pump, Warren Rupp, Xylem-Goulds Water Technology, ITT Goulds Pumps, Quadna, Seepex, Xylem - AC
The Pump Company*	Percentage Discounts: 20% Onsite Labor Rates: \$65.00 - \$130.00 Shop Labor Rates: \$65.00 - \$130.00 Manufacturers: Goulds, National Pump/Gorman Rupp
Westcoast Rotor, Inc.*	Percentage Discounts: 0% Manufacturer: Westcoast Rotor

It is recommended by the Deputy Finance Director that Clearwater Engineering, LLC; Hennessy Mechanical Sales, LLC; James, Cooke & Hobson, Inc.; Phoenix Pumps, Inc.; Pump Systems, Inc.; Quadna, A DXP Company; The Pump Company; West Coast Rotor, Inc., as asterisked, be accepted as the lowest responsive and responsible bidders.

Multiple awards were recommended based on percentage discounts and manufacturers as the City requires the services of these contractors to meet the volume and variety of needs outlined in the contract. City of Phoenix staff will use the most cost effective contract to meet needs whenever possible.

Financial Impact

The aggregate contract value for all option years shall not exceed \$8,000,000, with an estimated annual expenditure of \$1,600,000. Funds are available in the Water Services Department 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.

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

ITEM 49

CITYWIDE

**ORDINANCE S-40630 -
IFB 14-034 - FIRE HYDRANT (NEW AND PARTS) -
REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into agreements with Clow Valve Company, Dana Kepner Co., HD Supply Waterworks, and Peoria Winnelson on an as-needed basis during a three-year period beginning on or about March 1, 2014 and ending February 28, 2017. Authorization is also requested for the City Controller to disburse funds over the life of the contract in an amount not to exceed \$6,877,500.

Solicitation IFB 14-034 was conducted in accordance with Administrative Regulation 3.10. Eight bids were received and opened on December 6, 2013. These fire hydrants will replace obsolete and non-repairable hydrants in the water distribution systems.

Following is a tabulation of the lowest bids received:

Group I - Fire Hydrant (New)	
Bidders	Total Bid Prices
Clow Valve Company*	\$1,339,000
Kennedy Valve	\$1,340,300
Peoria Winnelson	\$1,341,548
Mueller Co., LLC	\$1,476,800
Ferguson Enterprises	\$1,792,609
Fullerson Systems	\$1,846,000
HD Supply Waterworks	\$1,872,312
Dana Kepner Co.	\$2,445,950

Group II - Percentage Discount for Parts/ Accessories by Manufacturer	
Bidders	Discount off List Price
AMERICAN DARLING	
Dana Kepner Co.*	26%
Fuller Systems	6%
CLOW VALVE	
HD Supply Waterworks*	44%
Clow Valve Company	20%
EAST JORDAN IRON WORKS	
Peoria Winnelson*	0.00856%

Group II - Percentage Discount for Parts/ Accessories by Manufacturer	
Bidders	Discount off List Price
KENNEDY VALVE	
Dana Kepner Co.*	37%
Kennedy Valve	20%
MUELLER COMPANY	
HD Supply Waterworks*	52%

WATEROUS

It is recommended by the Deputy Finance Director that the bids submitted by Clow Valve Company, Dana Kepner Co., HD Supply Waterworks, and Peoria Winnelson, as asterisked, be accepted as the lowest responsive and responsible bidders.

Financial Impact

The aggregate contract value for all option years shall not exceed \$6,877,500, with an estimated annual expenditure of \$1,375,500. The contract value is based on the number of new hydrants that need to be purchased plus parts and accessories needed. Funds are available in the Water Services Department 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.

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

ITEM 50 **CITYWIDE** **ORDINANCE S-40631 -
IFB 14-035 - PRODUCTION WELL AND RELATED
EQUIPMENT - REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into an agreement with Weber Water Resources, Layne Christensen, and The Pump Company for services and/or repair of City-owned production wells and the purchase of accessory equipment on an as-needed basis during a one-year contract period beginning on or about March 19, 2014 and ending February 28, 2015. Authorization is also requested for the City Controller to disburse funds for the life of the contract in an amount not to exceed \$1,400,000.

Solicitation IFB 14-035 was conducted in accordance with Administrative Regulation 3.10. Four bids were received and opened on December 20, 2013.

Following is a tabulation of the responsive and responsible bids received:

<u>Contractor</u>	<u>Bid Price</u>
Weber Water Resources	\$2,135.00*
Layne Christensen	\$3,605.00*
The Pump Company	\$4,664.24*
Southwest Waterworks	\$4,822.00

It is recommended by the Deputy Finance Director that Weber Water Resources, Layne Christensen, and The Pump Company, as asterisked, be accepted as the lowest responsive and responsible bidders.

Multiple awards are recommended to meet the high operational volume and wide variety of needs outlined in the solicitation. Previously, two contractors were unable to provide the necessary service level; therefore, the Public Works Department is requesting to have three contractors. Staff will select the most cost effective contractor available at the time of services needed.

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

Financial Impact

The aggregate contract value for all option years will not exceed \$1,400,000, with an estimated expenditure of \$800,000 in the first year and \$150,000 for each optional year, if exercised. Funds are available in the Public Works Department 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.

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

ITEM 51 **CITYWIDE** **ORDINANCE S-40632 -
IFB 14-049 - DUEL µECD GAS CHROMATOGRAPH (WITH
PARTS, SUPPLIES, REPAIRS, AND MAINTENANCE) -
REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into a contract with Agilent Technologies, Inc. during a three-year contract period beginning April 1, 2014 and ending March 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 \$102,327.88.

Solicitation IFB 14-049 was conducted in accordance with Administrative Regulation 3.10. Report of one bid received by the Procurement Division on November 15, 2013, to provide the Water Services Department with a Duel µECD Gas Chromatograph and ongoing consumable supplies and annual maintenance. This equipment allows Lab Services to analyze Haloacetic acids in drinking water to maintain regulatory requirements. The existing chromatograph has reached the end of its useful life and needs to be replaced.

Following is tabulation of the only responsive and responsible offer received:

Description	Bid Price
Agilent 7890B Gas Chromatograph with required options	\$54,423.78
Consumable Supplies (per year)	\$ 3,357.50
Annual Maintenance Agreement - Year 2	\$ 3,112.20
Annual Maintenance Agreement - Year 3	\$ 6,224.40
Annual Maintenance Agreement - Year 4	\$ 9,336.00
Annual Maintenance Agreement - Year 5	\$12,444.00

It is recommended by the Deputy Finance Director that Agilent Technologies, Inc. be accepted as the only responsive and responsible bidder. The Procurement Division has reviewed the offer and has determined the price to be fair and reasonable based on previous contract pricing and current market prices.

Financial Impact

The aggregate contract value, including all option years, will not exceed \$102,327.88. The estimated amount for the first year is \$57,781.28 which includes the equipment purchase and annual consumable supplies. Subsequent annual expenditures will range from \$6,469.70 in Year 2 to \$15,801.50 in Year 5 for annual consumable supplies and maintenance. Funds are available in the Water Services Department 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. Naimark and the Water Services Department.

ITEM 52

CITYWIDE

**ORDINANCE S-40633 -
IFB 14-065 - ION CHROMATOGRAPH SYSTEM (WITH
PARTS, SUPPLIES, REPAIRS, AND MAINTENANCE) -
REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into a contract with Thermo Electron North America, LLC for a three-year contract period beginning March 19, 2014 and ending April 30, 2017. Authorization is also requested for the City Controller to disburse funds over the life of the contract in an amount not to exceed \$70,145.83.

Solicitation IFB 14-065 was conducted in accordance with Administrative Regulation 3.10. One bid was received by the Procurement Division on November 15, 2013, to provide the Water Services Department with an Ion Chromatography System and ongoing consumable supplies and maintenance. The system replaces an existing chromatography system that has reached the end of its useful life and is used to analyze the common anions and inorganic disinfection-by-products in water samples.

Following is a tabulation of the only responsive and responsible offer received:

Description	Bid Price
ICS-4000 Integrated HPIC System with required options and training	\$48,837.25
Consumable Supplies (price per year over 4 years)	
Annual Maintenance Agreement - Year 2	\$ 3,220.00
Annual Maintenance Agreement - Year 3	\$ 3,370.58
Annual Maintenance Agreement - Year 4	\$ 2,529.00
	\$ 2,529.00

It is recommended by the Deputy Finance Director that bid of Thermo Electron North America, LLC be accepted as the only responsive and responsible bidder. The Procurement Division has reviewed the offer and has determined the price to be fair and reasonable based on previous contract pricing and current market prices.

Financial Impact

The aggregate contract value, including all option years, will not exceed \$70,145.83. The estimated amount for the first year is \$52,057.25 which includes the equipment purchase and annual consumable supplies. Subsequent year expenditures will range from \$6,590.58 in Year 2 to \$5,749 in Years 3 and 4 for annual consumable supplies and maintenance. Funds are available in the Water Services Department 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. Naimark and the Water Services Director.

ITEM 53

CITYWIDE

**ORDINANCE S-40634 -
IFB 14-077 - EMS IMMOBILIZER TRANSPORTATION
PRODUCTS - REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into an agreement with Spectrum Products USA, Inc. for the purchase of EMS immobilizer transportation products for the Fire Department on an as-needed basis during a one-year contract period beginning on or about April 1, 2014

and ending March 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 \$522,500.

Solicitation IFB 14-077 was conducted in accordance with Administrative Regulation 3.10. Three bids were received and opened on December 20, 2013. Group II will not be awarded at this time. The specifications will be reviewed, revised, and re-bid in the near future.

Following is a tabulation of the lowest bids received:

<u>Description</u>	<u>Annual Estimated Quantity</u>	<u>Spectrum Products USA, Inc.</u>	<u>Clean Scene AZ, LLC</u>
Group I - Immobilizer Head Block System	10,000	\$7.25*	\$8.25
Group III - Restraint Straps (1")	15,000	\$1.20*	\$2.20
Group III - Restraint Straps (2")	8,000	\$1.75*	\$2.75

It is recommended by the Deputy Finance Director that Spectrum Products USA, Inc., as asterisked, be accepted as the lowest responsive and responsible bidder.

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

Financial Impact

The aggregate contract value for all options will not exceed \$522,500, with an estimated annual expenditure of \$104,500. Funds are available in the Fire Department 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 also recommended by Ms. Takata and the Acting Fire Chief.

ITEM 54

CITYWIDE

**ORDINANCE S-40635 -
IFB 14-097 - HYDRAULIC HOSE REPAIR AND
REPLACEMENT - REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into an agreement with Mobile Hose of Arizona, Inc. for hydraulic hose repair and replacement on an as-needed basis during a one-year contract period beginning on or about April 1, 2014 and ending March 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 \$750,000.

Solicitation IFB 14-097 was conducted in accordance with Administrative Regulation 3.10. Three bids were received and opened on January 24, 2014.

Following is a tabulation of the bids received:

<u>Description</u>	<u>Mobile Hose of Arizona, Inc.</u>	<u>Hose Power USA</u>	<u>Alternative Hose, Inc.</u>
Labor and Parts	\$270.07*	\$302.01	\$361.85

It is recommended by the Deputy Finance Director that the bid of Mobile Hose of Arizona, Inc., as asterisked, be accepted as the lowest priced responsive and responsible bidder.

The majority of repairs under this contract are anticipated for the Solid Waste fleet. These trucks use hydraulic systems to raise lift arms, compact garbage, etc. With use, hydraulic hoses that supply fluid to allow the parts to move, need replacement and repair.

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.

Financial Impact

The aggregate contract value for all option years will not exceed \$750,000, with an estimated annual expenditure of \$150,000. Funds are available in the Public Works Department budget.

- This item is also recommended by Mr. Naimark and the Public Works Director.

ITEM 55

CITYWIDE

ORDINANCE S-40636 -

**IFB 14-098 - PETROLEUM PRODUCTS II -
REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into an agreement with Pioneer Distributing Co., Inc.; Canyon State Oil; Senergy Petroleum; and North American Lubricants for the purchase of petroleum products on an as-needed basis during a one-year contract period beginning on or about April 1, 2014 and ending March 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 \$1,500,000.

Solicitation IFB 14-098 was conducted in accordance with Administrative Regulation 3.10. Four bids were received and opened on January 3, 2014.

Following is a tabulation of the responsive and responsible bids received:

<u>Groups</u>	<u>Pioneer Distributing Co. Inc.</u>	<u>Canyon State Oil</u>	<u>North American Lubricants</u>	<u>Senergy Petroleum</u>
Group A - Re- Refind Diesel Engine Motor Oils	\$121,800.00*	\$125,125.00*	\$129,500.00	\$130,200.00
Group B - Engine Oil for Natural Gas and Synthetic Fuel Powered Engines	\$ 14,556.60*	No Bid	No Bid	No Bid
Group C - Re- Refind Hydraulic Fluid	\$ 78,820.00*	\$ 81,480.00*	\$ 84,700.00	\$ 89,740.00
Group D - Grease	\$ 41,581.93	\$ 42,984.00	\$ 34,644.51*	\$ 36,854.34*

It is recommended by the Deputy Finance Director that Pioneer Distributing Co., Inc.; Canyon State Oil; Senergy Petroleum; and North American Lubricants, as asterisked, be accepted as the lowest 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 petroleum products 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 use at their discretion.

Financial Impact

The aggregate contract value for all option years will not exceed \$1,500,000, with an annual expenditure of \$300,000. Funds are available in the Public Works Department 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.

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

ITEM 56

CITYWIDE

**ORDINANCE S-40637 -
IFB 14-101 - PACKER BODY AND ARTICULATED LOADER
LUBRICATION SERVICES - REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into an agreement with Truck Repair Phx, LLC for packer body and articulated loader lubrication services on an as-needed basis during a one-year contract period beginning on or about April 1, 2014 and ending March 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 \$1,075,000.

Solicitation IFB 14-101 was conducted in accordance with Administrative Regulation 3.10. Three bids were received and opened on January 31, 2014.

Following is a tabulation of the lowest bids received:

Truck Repair Phx, LLC (extended weekly	Pacific Consolidated of AZ, Inc. (extended weekly price for
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Description	price for all units)	all units)
Labor and Parts	\$4,098.10*	\$6,904.50

It is recommended by the Deputy Finance Director that the bid of Truck Repair Phx, LLC, as asterisked, be accepted as the lowest priced responsive and responsible bidder.

Financial Impact

The aggregate contract value for all option years will not exceed \$1,075,000, with an estimated annual expenditure of \$215,000. Funds are available in the Public Works Department budget.

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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 and the Public Works Director.

ITEM 57 **CITYWIDE** **ORDINANCE S-40638 -
RFA 12-010A - HACH LABORATORY PRODUCTS -
REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to authorize additional expenditures on Contract 132636 with Hach Company for the supply of various water testing and monitoring laboratory products for the Water Services Department. This contract is a result of RFA12-010 awarded by formal Council action on January 4, 2012. The total estimated annual expenditure requested is \$337,000. Authorization is also requested for the City Controller to disburse the additional funds over the life of the contract in an amount not to exceed \$1,011,000.

On January 4, 2012, the City Council approved an estimated one-year cost of \$186,000, noting that usage of the contract may be higher, or lower depending upon needs and available funds. Actual expenditures to the contract have been higher than estimated at that time.

Additional funds are needed to align spending authority with actual historical expenditures.

Financial Impact

As a result of additional funds needed, the revised aggregate amount for the remainder of the three years of the agreement will not exceed \$1,011,000, with an estimated annual expenditure of \$337,000.

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This item is recommended by Mr. Naimark, and the Finance and Water Services Departments.

ITEM 58 **CITYWIDE** **ORDINANCE S-40639 -
RFA 14-035 - RISK MANAGEMENT INFORMATION
SYSTEM AND ANCILLARY SERVICES - REQUIREMENTS
CONTRACT**

Request to authorize the City Manager, or his designee, to enter into an agreement with CS Stars, LLC to provide a web-based risk management information system and ancillary services for the Risk Management Division on an as-needed basis beginning on or about March 30, 2014 and ending on March 29, 2017. Authorization is also requested for the City Controller to disburse funds over the life of the contract in an amount not to exceed \$625,000.

This system is currently in use by the Risk Management Division and has been recently upgraded. This software program and ancillary services include custom automation to increase efficiency and will provide continuity and stability in the management and processing of risk management and claims data.

In the negotiations between the City and CS Stars, LLC, the vendor requested exceptions to the City's standard terms and conditions. The Law Department and Risk Management Division recommend accepting those changes.

Financial Impact

The aggregate contract value for all option years will not exceed \$625,000, with an estimated annual expenditure of \$125,000. Funds are available Self Insured Retention Reserve Trust.

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 recommended by Mr. Zuercher and the Acting Chief Financial Officer.

ITEM 59 **CITYWIDE** **ORDINANCE S-40640 -
RFA 14-039 - PORTABLE MONITOR DEFIBRILLATORS -
REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into an agreement with Philips Healthcare for the purchase of portable monitor

defibrillators for the Fire Department. The initial contract term shall begin on or about April 1, 2014 and end on March 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 \$1,500,000.

The City of Phoenix has standardized their heart monitors and automatic external defibrillators to Philips Medical Systems products.

The City of Phoenix currently has approximately 140 Philips portable monitors in use and approximately 542 Philips automatic external defibrillators installed in City of Phoenix facilities. The City's firefighters have been trained to use this equipment and the Fire Department maintenance crew is familiar with the repair of this equipment and maintains a stock of replacement parts for Philips equipment.

Philips does not have distributors and will only sell direct.

Financial Impact

The aggregate contract value for all options shall not exceed \$1,500,000, with an annual expenditure of \$300,000. Funds are available in the Fire Department operating 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 Ms. Takata and the Acting Fire Chief.

ITEM 60

CITYWIDE

**ORDINANCE S-40641 -
RFA 14-043 - CATERPILLAR MEDIUM FRONT END
LOADER**

Request to authorize the City Manager, or his designee, to make purchases against the National Intergovernmental Purchasing Alliance (IPA) contract with Empire Machinery established by the City of Tucson resulting from Solicitation RFP 120377. The contract award is effective through April 30, 2014, with two, one-year options to extend. Authorization is also requested for the City Controller to disburse funds for the purchase in an amount not to exceed \$315,743.

On February 26, 2013, the Mayor and City Council established a goal to divert 40 percent of municipal solid waste by the year 2020. A strategic review of the City's Solid Waste program identified several opportunities to support with the diversion goal and green waste was identified to be the most significant portion of the waste that can be diverted. On January 7, 2014, the City Council approved changes to the Solid Waste programs, including a curbside green organics program and changes to the Bulk Trash program to help divert more green waste from the landfill.

Staff expects an increase in green organics when the program begins implementation July 2014. This action will authorize the purchase of a front loader to supplement the mulching program and help with the processing of green organics material at the 27th Avenue Transfer Station.

Under the Intergovernmental Agreement with the National IPA, the City of Phoenix will use its agreement when it is beneficial for the City to do so.

Financial Impact

The contract value shall not exceed \$315,743. Funds are available in the Public Works Department budget.

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

ITEM 61

CITYWIDE

**ORDINANCE S-40642 -
RFA 14-045 - CATERPILLAR MACHINE MAINTENANCE -
REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into an agreement with Empire Machinery for the purchase of repair and maintenance service for Caterpillar equipment for the Public Works Department. The initial contract term shall begin on or about April 1, 2014 and end on March 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 \$5,500,000.

This service will be used to maintain and repair heavy machinery in operation at the SR 85 Landfill and the 27th Avenue and North Gateway Transfer Stations. Empire Machinery is the only dealer in Arizona authorized to work on Caterpillar equipment, which is essential to fleet operations.

Financial Impact

The aggregate contract value for all option years shall not exceed \$5,500,000, with an estimated annual expenditure of \$1,100,000. Funds are available in the Public Works Department operating budget.

Options 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 recommended by Mr. Naimark and the Public Works Director.

ITEM 62

CITYWIDE

**ORDINANCE S-40643 -
RFP 12-001A - SECURITY GUARD SERVICES (AVIATION) -
REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to amend Contract 133343 with HSS, Inc. to authorize additional expenditures in the amount of \$480,000 annually for the remaining three years for the Aviation Department. Further request to authorize the City Controller to disburse these additional funds in an amount not to exceed \$1,440,000 over the remaining life of the contract.

This contract is one of two contracts awarded by formal Council action on April 4, 2012, as a result of RFP 12-001. The term of both contracts was three years with two, one-year renewal options. The total aggregate value authorized for both contracts is \$15,655,000 if the renewal options are exercised.

The contract is for security guard services at Phoenix Sky Harbor International Airport. The additional funds are necessary to cover increased security guard services to meet federal security requirements related to airfield access for various Airport capital construction projects.

Financial Impact

With the \$1,440,000 in additional funds, the revised aggregate value is now \$17,095,000, with a new estimated annual expenditure of \$3,611,000. Funds are available in the Aviation Department operating budget.

This item is recommended by Mr. Murphy, and the Aviation and Finance Departments.

ITEM 63 **CITYWIDE** **ORDINANCE S-40644 -
RFP 14-011 - COMMERCIAL/ HOUSING FLOORING
PRODUCTS AND SERVICES - REQUIREMENTS
CONTRACT**

Request to authorize the City Manager, or his designee, to enter into agreements with Diversified Flooring Services-Phoenix, LLC; The Floor Studio, Inc.; and

Continental Flooring Company for flooring supplies and services during the contract period beginning on or about March 19, 2014 and ending February 28, 2015. Authorization is also requested for the City Controller to disburse funds for the life of the contracts in an amount not exceed \$1,745,897.

This contract will be for the Citywide commercial/housing flooring products and services.

Solicitation RFP 14-011 was conducted in accordance with Administrative Regulation 3.10. Three proposals were received by the Procurement Division on January 3, 2014.

The proposals were scored by a three-member evaluation committee based on the following criteria: method of approach/capacity of offeror (350 points), statement of work response (350 points), and prices and pricing (300 points).

Following is a tabulation of the scored proposals:

Proposer	Total Proposer Score
Diversified Flooring Services-Phoenix, LLC	920
The Floor Studio, Inc.	913
Continental Flooring Company	920

It is recommended by the Deputy Finance Director that all offers be accepted to ensure adequate coverage for the wide variety and large volume of commercial and residential projects required by the departments. City departments will make the most economical decision at the time of purchase.

Financial Impact

The aggregate contract value for all option years will not exceed \$1,745,897, with an annual expenditure of \$349,179. Funds are available throughout Citywide departmental budgets.

Option to Extend

Provisions of this agreement include an option to extend the contract up to four additional years, in increments of up to one-year, 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 the Acting Chief Financial Officer.

ITEM 64 **CITYWIDE** **ORDINANCE S-40645 -
RFP 14-013 - USE-OF-FORCE TRAINING SIMULATOR
SYSTEMS - REQUIREMENTS CONTRACT**

Request to authorize the City Manager, or his designee, to enter into a one-year contract with Ti Training Corp. for Use-Of-Force Training Simulator Systems beginning March 20, 2014 and ending March 19, 2015. Authorization is also requested for the City Controller to disburse funds over the life of the contract in an amount not to exceed \$56,650 during the life of the contract.

Solicitation RFP 14-013 was conducted in accordance with Administrative Regulation 3.10. Report of two proposals received on December 13, 2013, to provide the Police Department with Use-Of-Force Training Simulator Systems. The current training systems are outdated and have reached the end of their useful life. The old hardware cannot support the latest video capture and editing technologies.

Following is a tabulation of the scored proposals:

<u>Proposer</u>	<u>Proposer Score</u>
Ti Training Corp.*	879
IES Interactive Training	733

The proposals were scored by a four-member evaluation committee based on the following criteria: system requirements (40%); testing (40%); and price (20%)

The Deputy Finance Director recommends that Ti Training Corp., as asterisked, be accepted as the highest scored proposer.

Financial Impact

The aggregate contract value (including tax) for all option years will not exceed \$56,650. The initial year purchase is \$43,450 and \$3,300 for each subsequent year for the hardware and software maintenance agreement. Funds are available in the Police Department 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 also recommended by Mr. Murphy and the Chief of Police.

ITEM 65

DISTRICT 4

**ORDINANCE S-40646 -
AMEND AND RESTATE LEASES FOR TWO CBS
BILLBOARD SITES LOCATED AT 703 AND 705 WEST
CAMELBACK**

Request to authorize the City Manager, or his designee, to amend and restate private leases with CBS for two billboard sites located at 703 and 705 West Camelback Road. The City assumed the current billboard leases when the property was acquired for Light Rail. The leases will be amended to modify the term from an annual lease with automatic renewals to a month-to-month lease with a 30-day termination provision, and to incorporate standard City required provisions.

Monthly base rent for each billboard site will be \$167 per month, plus applicable taxes, which is within the range of market rents as determined by the Real Estate Division. The current tenant is in good standing and has been a long-term tenant at this location.

All other terms and conditions of the existing lease will remain the same.

The long-term plan for the contiguous sites is to dispose of the property through a Request for Proposal (RFP) in accordance with Federal Transit Administration requirements to ensure maximum return to the City's public transit system. The City desires to amend the term of the leases with CBS to continue generating revenue while the sites are vacant, and to enable the City to terminate the leases within 30 days for a future RFP and subsequent disposal. The current leases only allow for yearly termination.

Further request authorization for the City Treasurer to accept all necessary funds for rents during the term of this lease.

This item bears the recommendation of the Interim Public Transit Director and the Deputy Finance Director.

This item is also recommended by Mr. Naimark.

ITEM 66

DISTRICT 5

**ORDINANCE S-40647 -
GRANT OF ELECTRICAL EASEMENT TO SALT RIVER
PROJECT - LIGHT RAIL TRANSIT PARCELS NW.1241 AND
NW.1436**

Request to authorize the City Manager, or his designee, to grant power underground distribution easements to Salt River Project (SRP) for consideration in the amount of one dollar. Light Rail Transit Parcel NW.1241 contains an easement area of approximately 151 square feet and is located at 6702 North 19th Avenue. Light Rail Transit Parcel NW.1436 contains an easement of approximately 88 square feet and is located adjacent to 7833 North 19th Avenue.

SRP requires the easements to install new transformers in order to accommodate the Light Rail Transit project at each location.

This bears the recommendation of the Interim Public Transit Director and the Deputy Finance Director.

This item is also recommended by Mr. Naimark.

ITEM 67

DISTRICT 5

**ORDINANCE S-40648 -
LEASE CITY-OWNED PROPERTY AT 1957 WEST DUNLAP
AVENUE, SUITE 11, TO MASTAN SHAIK**

Request to authorize the City Manager, or his designee, to enter into a lease with Mastan Shaik for City-owned property at 1957 West Dunlap Avenue, Suite 11, known as the Village Shopping Center. Mastan Shaik will lease a 1,400-square-foot suite for the operation of an Indian Restaurant.

The lease is subject to the following terms and conditions:

1. Lease Term: 66 Months
2. Options: None
3. Lease Rate: Year 1: \$10.18/square-foot/year (\$1,105.00 per month), increasing three percent per year over the term beginning the second year. As consideration for tenant improvements being made by tenant, rent will be abated for the first six months. This is within the range of market rents as determined by the Real Estate Division.
4. Signage: Tenant may display monument and business signs, as approved by the Planning and Development Department.
5. Building Maintenance: All exterior maintenance and fire alarm system and monitoring will be facilitated by the City, the proportionate cost of which will be included in Tenant's Common Area Maintenance (CAM) charges.

Interior maintenance, including, without limitation, glass, ceiling, walls, floors, locks, windows, plumbing, electrical, switches, fixtures, signs, equipment, and heating and cooling systems will be the responsibility of Tenant.
6. Cancellation: Arizona Revised Statutes 38-511, or upon 90 days advance notice by Landlord.
7. Insurance and Indemnity: Lease will contain insurance and indemnity provisions acceptable to the City's Risk Management Division and the City Attorney.
8. Other: This lease may contain other terms and conditions deemed necessary or appropriate.

Further request authorization for the City Treasurer to accept all necessary funds for rents and CAM charges during the term of this lease.

This item bears the recommendation of the Interim Public Transit Director and the Deputy Finance Director.

This item is also recommended by Mr. Naimark.

ITEM 68

DISTRICT 7

**ORDINANCE S-40649 -
GRANT OF IRRIGATION EASEMENT TO SALT RIVER
PROJECT**

Request to authorize the City Manager, or his designee, to grant an irrigation easement to Salt River Project (SRP), for consideration of one dollar and/or other valuable consideration. The easement area contains approximately 3,013 square feet and is located within City of Phoenix right-of-way at 59th and South Mountain Avenues.

SRP requires the easement to relocate an existing open irrigation distribution ditch to an underground distribution pipeline in order to accommodate the Street Transportation Department road improvement project at this location.

Further request the City Council to grant an exception pursuant to Phoenix City Code § 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code § 42-18. SRP requires an indemnification provision to be included in the instrument as a condition of the relocation.

This bears the recommendation of the Street Transportation Director and Deputy Finance Director.

This item is also recommended by Mr. Naimark.

ITEM 69

CITYWIDE

**ORDINANCE S-40650 -
EXTEND LEASE WITH 2346 LLC DURING RELOCATION
OF CHILD VICTIM SERVICES**

Request to authorize the City Manager, or his designee, to amend Contract 135651 with 2346 LLC, an Arizona limited liability company (Landlord), to extend the term of occupancy for property located at 2346 North Central Avenue, through April 7, 2014, to avoid any interruption in child victim advocacy services during the relocation of these operations.

The City of Phoenix Police Department, Phoenix Children's Hospital, Child Protective Services, the Maricopa County Attorney's Office, and Childhelp, Inc. work cooperatively at 2346 North Central to provide a broad range of victim advocacy services for abused children. These operations will be moved to the City-owned Family Advocacy Center at 2120 North Central Avenue upon the completion of renovations March 31, 2014. Extending the term of

occupancy by seven days will facilitate a seamless move; helping to ensure the uninterrupted availability of services.

Further request authorization for the City Controller to disburse funds for the extension of the lease term for seven days. Rent will be pro-rated at the current monthly rate (\$4,706.33 for the seven-day period); any holdover beyond April 7, 2014, will trigger substantial penalties.

This item bears the recommendation of Mr. Zuercher, the Chief of Police, Acting Human Services Director, and Acting Chief Financial Officer.

This item is also recommended by Mr. Murphy, Ms. Jonovich, and Ms. Spencer.

ITEM 70 **CITYWIDE** **ORDINANCE S-40651 -
LICENSE AGREEMENT WITH CHLDHELP, INC FOR THE
OCCUPANCY OF SPACE AT 2120 NORTH CENTRAL
AVENUE**

Request to authorize the City Manager, or his designee, to enter into a license agreement with Childhelp, Inc. (Childhelp) to occupy approximately 7,710 square feet of space in the City's Family Advocacy Center located at 2120 North Central Avenue.

Child victim advocacy services provided by Childhelp, the City of Phoenix Police Department, Phoenix Children's Hospital, Child Protective Services, and the Maricopa County Attorney's Office are currently housed in leased space at 2346 North Central Avenue. These operations will move to the City of Phoenix Family Advocacy Center effective April 7, 2014. In accordance with separate service agreements, Childhelp will provide program coordination, staffing, and professional counseling services for these operations.

The term of the license shall be five years, cancelable by either party upon thirty days' notice; consideration shall be Childhelp's performance under the services agreements; and Childhelp shall provide insurance and indemnification acceptable to the City's Risk Management Division and the Law Department.

This item bears the recommendation of Mr. Zuercher, the Chief of Police, Acting Human Services Director, and Acting Chief Financial Officer.

This item is also recommended by Mr. Murphy, Ms. Jonovich, and Ms. Spencer.

ITEM 71 **CITYWIDE** **ORDINANCE S-40652 -
ACCEPT CITIES OF SERVICE HANDS-ONLY CPR KIT
GRANT**

Request retroactive authorization for the City Manager, or his designee, to apply for and accept a grant award of 500 Hands-Only CPR kits from the Cities of Service. The retail value of these kits totals \$17,475. No funding is associated with this grant.

Cities of Service is a bipartisan coalition of mayors around the nation, who have committed to working together to engage citizens in addressing pressing city needs through volunteering. The grant, funded by Bloomberg Philanthropies, will support the implementation of the Cities of Service Volunteer CPR Blueprint, a high-impact service strategy in which the Mayor's office partners with the Phoenix Fire Department to train citizen volunteers to use the lifesaving Hands Only CPR technique. The citizen volunteers must pledge to teach Hands Only CPR to at least six others, vastly improving a community's ability to respond to sudden cardiac emergencies. Volunteers will be recruited in partnership with the Citywide Volunteer Program.

On January 21, 2014, Cities of Service announced Phoenix as one of only five U.S. cities to be awarded the CPR Anytime Educational kits. As a Cities of Service Coalition member with a full-time citywide volunteer coordinator, the City of Phoenix was eligible for and was awarded this grant.

The grant period is January 2014 through December 2014.

Financial Impact

No matching funds are required to accept the award.

This item is recommended by Ms. Takata and the Fire Department.

ITEM 72 **CITYWIDE** **ORDINANCE S-40653 -
APPLY FOR AND ACCEPT HEAD START FUNDS AND
CONTRACT WITH DELEGATE AGENCIES**

Request to authorize the City Manager, or his designee, to apply for and accept Fiscal Year 2014-2015 Head Start program grant funds from the U.S. Department of Health and Human Services (DHHS) for an amount up to \$27,614,128 for the period of July 1, 2014 through June 30, 2015. The funding includes a 1.3 percent cost of living increase on operations and restoration of funding lost due to sequestration cuts in 2013-2014.

Authorization is also requested for the City Controller to disburse all funds for payment of services performed under this contract.

In addition, authorization is requested to contract with delegate agencies for up to the amounts specified below to operate the Head Start program from July 1, 2014 through June 30, 2015. The total contract includes the base amount, which covers personnel and operations costs, the 1.3 percent cost of living increase, and funds to provide training and technical assistance (T&TA) for staff and parents to maintain high quality services and programs.

Delegate Agency	Base Amount	T&TA Amount	Total Contract
Alhambra Elementary School	\$ 2,069,329	\$21,500	\$ 2,090,829

District			
Booker T. Washington Child Development Center	\$ 1,334,105	\$ 8,200	\$ 1,342,305
Deer Valley Unified School District	\$ 755,747	\$ 7,900	\$ 763,647
Fowler School District	\$ 679,033	\$ 6,000	\$ 685,033
Greater Phoenix Urban League	\$ 3,120,064	\$19,887	\$ 3,139,951
Murphy School District No. 21	\$ 770,704	\$ 6,680	\$ 777,384
Roosevelt School District No. 66	\$ 1,805,012	\$11,330	\$ 1,816,342
Washington Elementary School District	\$ 2,539,096	\$0	\$ 2,539,096
Wilson School District No. 7	\$ 553,680	\$ 7,700	\$ 561,380
Subtotal - Delegate Agency Contracts	\$13,626,770	\$89,197	\$13,715,967

The remainder of the Head Start grant award (\$13,898,161) will be utilized within the Human Services Department to provide direct services, pay for administrative costs, and also includes funding for operation of Head Start classrooms due to the restoration of sequestration cuts.

Program Impact

The Phoenix Head Start program provides comprehensive education and social services to 3,090 Head Start and 300 Early Head Start low-income children and families. Many services are provided through contractors known as delegate agencies.

Financial Impact

A 25 percent match required by the grant is generated by the contractors, City in-kind services, and community volunteers. No additional General Funds are needed to operate the Head Start program.

The Parks, Arts, Transparency, and Education Subcommittee recommended City Council approval of this item on February 26, 2014.

This item is also recommended by Ms. Jonovich and the Human Services Department.

ITEM 73

CITYWIDE

**ORDINANCE S-40654 -
AMEND MCREL CONTRACT TO INCREASE CEILING**

Request to authorize the City Manager, or his designee, to amend the Education Division contract with Mid-Continent Research for Education and Learning (McREL) to increase the ceiling by \$50,000 for the period of March 24, 2014 through June 30, 2014, increasing the total contract to \$238,515. The contract provides training and technical assistance services related to continuous program improvement.

Authorization is also requested for the City Controller to disburse all funds for payment of services performed under this contract.

McREL was selected in accordance with the Request for Qualifications process established in Administrative Regulation 3.10.

Program Impact

Head Start has a long, rich history of providing quality child development and social services to children and families. The consultant services are designed to increase the knowledge, skills, and effectiveness of the Phoenix Head Start leadership team in developing effective leadership practices for ensuring a positive, collaborative culture and a focus on continuous improvement. McREL has over 40 years experience providing consultant services in system improvement, standards-based programs, strategic planning, and leadership.

Financial Impact

No General Funds are required. Funding is available in the Early Head Start and Head Start budgets.

Previous City Council Action

This contract was approved by the City Council on September 14, 2011, for an initial period of nine months from October 1, 2011 to June 30, 2012, with a ceiling of \$50,000, and two options to renew the contract for additional one-year periods. Since then, the contract has been renewed for two additional years through June 30, 2014, with an additional \$188,515 in funding. This is the final extension available on this contract.

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

This item is recommended by Ms. Jonovich and the Human Services Department.

ITEM 74

CITYWIDE

**ORDINANCE S-40655 -
RFP ITS-14-002 - UNIFIED COMMUNICATIONS
MODERNIZATION PROJECT PROFESSIONAL SERVICES
CONTRACT AWARD**

Request to authorize the City Manager, or his designee, to enter into an agreement with COMgroup, Inc. to provide professional services for the Unified Communications Modernization project, which will upgrade the City's existing data/computer network and replace the existing telephone system. COMgroup, Inc. will perform services in support of the project, including development of business requirements and of product Request for Proposals (RFP). This request shall not exceed \$275,000. Authorization is also requested for the City Controller to disburse funds over the life of the agreement.

Solicitation RFP ITS-14-002 was conducted in accordance with Administrative Regulation 3.10. The RFP was advertised in the *Arizona Business Gazette*, *Arizona Informant*, and *Prensa Hispana*. Nine proposals were received. In compliance with the evaluation criteria stated in the RFP, the proposals were scored by an evaluation panel comprised of representatives from the Aviation, Water Services, Information Technology Services, Fire, and Public Works Departments.

Based upon the results of the evaluation and interview process, the evaluation panel recommends a contract award to COMgroup, Inc. as the most responsive and responsible offeror.

Financial Impact

Funds are available in the Information Technology Services Department operating budget.

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

<u>ITEM 75</u>	DISTRICTS 7 AND 8	<u>ORDINANCE S-40656 - FABRICATION AND CONSTRUCTION OVERSIGHT CONTRACT FOR THE ROOSEVELT STREET IMPROVEMENTS PROJECT</u>
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Request to authorize the City Manager, or his designee, to enter into a contract with the Massachusetts Artist Meejin Yoon, doing business as Howeler & Yoon Architecture, LLP for an amount not to exceed \$375,000 to work with the Street Transportation Department to fabricate and oversee construction and installation of sculptural shade structures and seating as part of the Roosevelt Street Improvements Public Art project. Authorization is also requested for the City Controller to disburse the funds over the life of the contract.

The Phoenix City Council approved a contract with Meejin Yoon on May 17, 2012, to design shade structures as part of the Roosevelt Street improvement project. The artist has worked with City staff and the community to design sculptural shade structures to bolster the identity and pedestrian comfort of a street renowned for arts-related businesses and events.

The structures, a series of geometric parasols 14 feet in height, would be made with durable powder-coated perforated steel and installed at three sites along Roosevelt Street. The design and locations of the shade structures are integrated into the overall Roosevelt Street improvement project, which also includes widened sidewalks and the addition of shade trees. The shade structures will have integrated solar cells to provide sustainable power for night lighting. The project also includes up to 24 powder-coated perforated steel benches with durable seating.

The Roosevelt Street Improvements 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 budget includes \$395,500 in non-General Obligation Percent-for-Art funds from the Streets and Water Capital Programs. The proposed \$375,000 contract will cover all of the artist's costs to fabricate, install and provide construction oversight services for the shade structures. The remaining \$20,000 would be used for project administration.

The Phoenix Arts and Culture Commission reviewed and recommended approval of this item at its October 16, 2013 meeting. This item was approved by the Parks, Arts, Transparency, and Education Subcommittee at its February 26, 2014 meeting.

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

<u>ITEM 76</u>	DISTRICTS 7 AND 8	<u>ORDINANCE S-40657 - CONTRACT FOR DOCUMENTARY SERVICES FOR NEA "OUR TOWN" GRANT</u>
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Request to authorize the City Manager, or his designee, to enter into a contract with Randy Murray Productions in an amount not to exceed \$18,200 to provide documentary services for the "Cultural Connection" Series of the Artists Initiative public art projects, funded through a National Endowment for the Arts (NEA) "Our Town" grant and the City's Artists' Initiative VI Temporary Public Art project. Authorization is also requested for the City Controller to disburse the funds over the life of the contract.

The Fiscal Year 2013-2018 Public Art Project Plan includes the Artists' Initiative VI Temporary Public Art project, to commission artists to create temporary works along the light rail corridor in downtown. Documentation is a programmed part of this project. Randy Murray Production was selected from a pool of 30 production companies for its proven ability to create video pieces required by the NEA grant to document the projects and events produced through the Cultural Connections partnership of the Phoenix Office of Arts and Culture, Roosevelt Row Community Development Corporation (CDC), and the Arizona State University (ASU) Museum of Art.

The Artists' Initiative VI 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 Phoenix Office of Arts and Culture, in partnership with the Arizona State University Museum of Art and Roosevelt Row Community Development Corporation, was awarded a \$100,000 grant by the NEA to supplement available City and private funds to develop events and artworks that activate underutilized yet highly visible and accessible public sites near Roosevelt Row and Margaret T. Hance Park. The projects coincide with other grant-supported activities planned by ASU's Art Museum and the Roosevelt Row CDC throughout 2013-2014.

Financial Impact

Funding is available through the Percent for Art program using wastewater and operating grant funds.

This item is recommended by Ms. Spencer and the Phoenix Office of Arts and Culture.

<u>ITEM 77</u>	CITYWIDE	<u>ORDINANCE S-40658 - MEMORANDUM OF UNDERSTANDING TO ACCEPT TWO</u>
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**DUI PROCESSING VANS FROM THE ARIZONA
GOVERNOR'S OFFICE OF HIGHWAY SAFETY**

Request to authorize the City Manager, or his designee, to enter into a Memorandum of Understanding with the Arizona Governor's Office of Highway Safety to accept the donation of two Driving Under the Influence (DUI) processing vans, total value of \$170,031. Authorization is also requested for the City Controller to receive and disburse funds.

The Governor's Office of Highway Safety (GOHS), using Federal funds, designed, developed, and purchased two mobile DUI process vans for the Police Department. The vans shall be used solely for the purposes of enhancing DUI enforcement activities, such as multi-agency DUI task forces, stationary DUI checkpoints, DUI saturation patrols, and other approved DUI-related events. These vans were specifically designed to enable the Police Department to process DUI alcohol cases more efficiently. The Police Department is requesting City Council approval now in order to be able to deploy the vans by the end of March.

The DUI vans will be added to the Police Department's fleet. Operating, maintenance, and minor initial equipment costs (e.g. mobile data computer, police radio, etc.) will be funded through the department's operating budget. The two vans will not be added to the long-term vehicle replacement plan for the Police Department. Estimated value of the vans is \$85,015.50 each for a total of \$170,031.

No matching funds are required; cost to the City is in-kind resources only.

This item is recommended by Mr. Murphy and the Chief of Police.

ITEM 78

CITYWIDE

**ORDINANCE S-40659 -
RFA 13-SWD-025 - DISPOSAL OF NON-HAZARDOUS
BRINE WATER**

Request to authorize the City Manager, or his designee, to enter into an agreement with Southwest Regional Landfill for the disposal of brine water from the SR85 Landfill to the Southwest Regional Landfill. Authorization is also requested for the City Controller to disburse funds over the life of the contract.

Water at the SR85 Landfill is extremely corrosive due to the high salt content. Water is processed through a reverse osmosis (RO) system prior to it being pumped into the Administration Building's plumbing system to prevent damage from the corrosives. The RO process creates brine water that is required by Arizona Department of Environmental Quality to be hauled to an approved disposal site or treatment facility.

Southwest Regional is one of two approved landfill sites for processing this material and it is located only two miles from the SR85 Landfill making it the most cost effective disposal option.

Financial Impact

The aggregate contract value, including all option years, will not exceed \$240,000, with an estimated annual expenditure of \$48,000. Funds are available in the Public Works Department 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.

This request is recommended by Mr. Naimark and the Public Works Director.

ITEM 79

DISTRICT 3

**ORDINANCE S-40660 -
IGA WITH FCDMC FOR CENTRAL AVENUE AND
FOOTHILL DRIVE STORM DRAIN PROJECT**

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Flood Control District of Maricopa County (FCDMC) for the construction, operation, and maintenance of the Central Avenue and Foothill Drive Storm Drain project. This agreement will allow the FCDMC to disburse up to \$250,000 to the City. Further request to authorize the City Controller to accept and disburse funds.

As part of the IGA, the City and FCDMC agree to save and hold harmless, defend and indemnify each other from claims resulting from either's or wrongful acts or omissions. Per City Code Section 42-20, indemnification of another public entity requires approval from the City Council.

Under the Small Project Assistance Program for Fiscal Year 2015, the City proposed the construction of drainage infrastructure in Central Avenue and Foothill Drive to reduce stormwater flows that have historically generated structural flooding. The project was ranked second by the FCDMC among fifteen total submittals for the fiscal year.

Financial Impact

The total cost for construction of Central Avenue and Foothill Drive Storm Drain project (ST83140053) is estimated at \$615,000. The City's estimated share is \$365,000. When the project is awarded, funding for the City's portion will be through Street Transportation Department Capital Improvement Program funds using 2006 Storm Drain Bonds. This project is being funded from the Local Drainage Solutions project (ST83140000) which was included in the \$132 million high-priority General Obligation Bond projects that were authorized by the City Council on December 6, 2011, to move forward.

Citizen Notification

The City of Phoenix will conduct public involvement meetings during the final design of the project. During construction, further communication with

citizens will be scheduled.

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

ITEM 80

DISTRICT 4

**ORDINANCE S-40661 -
IGA WITH FCDMC FOR OSBORN ROAD AND 12TH PLACE
STORM DRAIN PROJECT**

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Flood Control District of Maricopa County (FCDMC) for the construction, operation, and maintenance of the Osborn Road and 12th Place Storm Drain project. This agreement will allow the FCDMC to disburse up to \$250,000 to the City. Further request to authorize the City Controller to accept and disburse funds.

As part of the IGA, the City and FCDMC agree to save and hold harmless, defend and indemnify each other from claims resulting from either's or wrongful acts or omissions. Per City Code Section 42-20, indemnification of another public entity requires approval from the City Council.

Under the FCDMC Small Project Assistance Program for Fiscal Year 2015, the City proposed the construction of drainage infrastructure in Osborn Road and 12th Place to reduce stormwater flows that have historically generated structural flooding. The project was ranked second by the FCDMC among fifteen total submittals for the fiscal year.

Financial Impact

The total cost for construction of the Osborn Road and 12th Place Storm Drain project (ST83140043) is estimated at \$350,000. The City's estimated share is \$100,000. When the project is awarded, funding for the City's portion will be through Street Transportation Department Capital Improvement Program funds using 2006 Storm Drain Bonds.

This project is being funded from the Local Drainage Solutions project (ST83140000) which was included in the \$132 million high-priority General Obligation Bond projects that were authorized by the City Council on December 6, 2011, to move forward.

Citizen Notification

The City of Phoenix will conduct public involvement meetings during the final design of the project. During construction, further communication with citizens will be scheduled.

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

ITEM 81

DISTRICT 8

**ORDINANCE S-40662 -
IGA WITH FCDMC FOR 1745 EAST JACKSON STORM
DRAIN PROJECT**

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Flood Control District of Maricopa County (FCDMC) for the construction, operation, and maintenance of the 1745 East Jackson Street Storm Drain project. This agreement will allow the FCDMC to disburse up to \$250,000 to the City. Further request to authorize the City Controller to accept and disburse funds.

As part of the IGA, the City and FCDMC agree to save and hold harmless, defend and indemnify each other from claims resulting from either's or wrongful acts or omissions. Per City Code Section 42-20, indemnification of another public entity requires approval from the City Council.

Under the FCDMC Small Project Assistance Program for Fiscal Year 2015, the City proposed the construction of drainage infrastructure at 1745 East Jackson Street to reduce stormwater flows that have historically generated structural flooding. The project was ranked fourth by the FCDMC among fifteen total submittals for the fiscal year.

Financial Impact

The total cost for construction of the 1745 East Jackson Street Storm Drain project (ST83140060) is estimated at \$400,000. The City's estimated share is \$150,000. When the project is awarded, funding for the City's portion will be through Street Transportation Department Capital Improvement Program funds using 2006 Storm Drain Bonds. This project is being funded from the Local Drainage Solutions project (ST83140000) which was included in the \$132 million high-priority General Obligation Bond projects that were authorized by the City Council on December 6, 2011, to move forward.

Citizen Notification

The City of Phoenix will conduct public involvement meetings during the final design of the project. During construction, further communication with citizens will be scheduled.

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

ITEM 82

DISTRICT 8

**ORDINANCE S-40663 -
IGA WITH FCDMC FOR 27TH STREET AND SOUTHERN
STORM DRAIN PROJECT**

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Flood Control District of Maricopa County (FCDMC) for the construction, operation, and maintenance of the 27th Street and Southern Avenue Storm Drain project. This agreement will allow the FCDMC to disburse up to \$250,000 to the City. Further request to authorize the City Controller to accept and disburse funds.

As part of the IGA, the City and FCDMC agree to save and hold harmless, defend and indemnify each other from claims resulting from either's or wrongful acts or omissions. Per City Code Section 42-20, indemnification of another public entity requires approval from the City Council.

Under the FCDMC Small Project Assistance Program for Fiscal Year 2015, the City proposed the construction of drainage infrastructure 27th St Southern Avenue to reduce stormwater flows that have historically generated structural flooding. The project was ranked second by the FCDMC among fifteen total submittals for the fiscal year.

Financial Impact

The total cost for construction 27th Street and Southern Avenue Storm Drain project (ST83140062) is estimated at \$730,000. The City's estimated share is \$480,000. When the project is awarded, funding for the City's portion will be through Street Transportation Department Capital Improvement Program funds using 2006 Storm Drain Bonds. This project is being funded from the Local Drainage Solutions project (ST83140000) which was included in the \$132 million high-priority General Obligation Bond projects that were authorized by the City Council on December 6, 2011, to move forward.

Citizen Notification

The City of Phoenix will conduct public involvement meetings during the final design of the project. During construction, further communication with citizens will be scheduled.

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

ITEM 83

DISTRICT 8

**ORDINANCE S-40664 -
WS85509001-1 - WATERMAIN REPLACEMENT -
MARICOPA FREEWAY TO BUCKEYE ROAD, AND 7TH
AVENUE TO CENTRAL AVENUE - DESIGN SERVICES**

Request to authorize the City Manager, or his designee, to enter into an agreement with GHD, Inc., Phoenix, Arizona, to provide detailed design plans and construction administration services for the construction of water main replacements on various streets within Quarter Section 8-27, in the area bounded by Maricopa Freeway and Buckeye Road, and 7th Avenue and Central Avenue. The estimated construction cost is \$3,304,906. Further request to authorize the City Controller to disburse funds for the purpose of this ordinance.

The engineer's services shall include, but not be limited to: pre-design tasks; design services; project management services; development of topographic surveys; project close-out services; bid phase services; and post-design services.

The engineer's fee shall not exceed \$182,000, including all subconsultant and allowable costs.

GHD, Inc. was chosen for this project using a qualifications-based selection process authorized by Section 34-603 of the Arizona Revised Statutes as managed by the City Engineer.

Additionally, request to authorize the City Manager, or his designee, to take all actions deemed necessary 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. 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

Funds are available from the Water Revenue 0051 funds.

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 84

CITYWIDE

**ORDINANCE S-40665 -
PLANNING AND DEVELOPMENT BUILDING FIELD
INSPECTIONS ON-CALL SERVICES**

Request to authorize the City Manager, or his designee, to enter into separate agreements with the five firms listed below to provide on-call building field inspection services; and to further authorize the City Controller to disburse funds for the purpose of this ordinance

Services may include conducting building field inspections for building projects submitted to the City by private property owners for permit issuance purposes. The contract will be utilized on an as-needed basis for a two-year period beginning May 1, 2014. The contract amount for each firm will be established at a not-to-exceed amount of \$500,000. The firms are as follows:

- Willdan Engineering, Inc.
- Bureau Veritas, Inc.
- Stantec, Inc.
- OnSite Engineering, Inc.
- Shums Coda Associates, Inc.

The on-call contracts will be utilized on an as-needed basis to provide inspection services to the department for various projects. These on-call contracts provide a contracting option to the Planning and Development Department to execute work quickly and efficiently without having to individually procure services for each specific project. The on-call contracts have limits that establish contracting capacity, rather than encumbrance of funds. The encumbrances of funds against these on-call contracts occur as contract services are identified and negotiated for a specific project.

The firms were chosen for this project using a qualifications-based selection process as authorized by Title 34 of the Arizona Revised Statutes. Based on this selection process, these firms were determined to be the most qualified to provide the required services for this project.

Financial Impact

Funds are available in the Development Fund (012). The anticipated expenditure for all contracts combined in Fiscal Year 2014-2015 is approximately \$200,000. The total value of the contracts over the two-year period will not exceed \$2,000,000.

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

The Planning and Development Director concurs with this request.

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

ITEM 87

**DISTRICT 6 AND
OUT OF CITY**

**ORDINANCE S-40668 -
WS85100034, WS85100035 - BOOSTER PUMP STATION
REPLACEMENT - CMAR - CONSTRUCTION CONTRACT
AWARD**

Request to authorize the City Manager, or his designee, to enter into an agreement with PCL Construction, Inc., Tempe, Arizona, to provide Construction Manager at Risk (CMAR) construction phase services for the replacement of existing Booster Pump Stations (BPS) 3B-B1, located at 6307 East Thomas Road (64th Street Reservoir Facility), and BPS 3B-B2 located at the 24th Street Water Treatment Plant. Further request to authorize the City Controller to disburse funds for the purpose of this ordinance in an amount not to exceed \$13,200,000.

The existing booster pump stations are at the end of their useful life and need complete replacement. The CMAR construction phase services include, but are not limited to: coordinating the removal of the existing booster pump stations, demolition, equipment decommissioning, earthwork, and pump and piping installation.

PCL Construction, Inc. was chosen for this project using a qualifications-based selection process as authorized by Title 34 of the Arizona Revised Statutes.

Financial Impact

The CMAR's construction fee shall not exceed \$13,200,000, which includes all subconsultant, subcontractor, and reimbursable costs. Funds are available from Water Revenue as part of the Water Services Departments Capital Improvement Program.

Small Business Enterprise (SBE) Report

An SBE subcontractor participation goal of two percent has been established for this project.

Previous City Council Action

The Phoenix City Council approved Design Services Contracts 133425 and 133443, and CMAR Design Phase Services Contract 133442 on May 16, 2012.

Citizen Notification

There have been no public notifications or meetings to date regarding this project.

This City 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 88

DISTRICT 3

**ORDINANCE S-40669 -
AMEND ORDINANCE S-38975 FOR NON-POTABLE
WATER AGREEMENT WITH MOON VALLEY COUNTRY
CLUB AND POINTE HILTON TAPATIO CLIFFS**

Request to amend Ordinance S-38975 adopted June 13, 2012, which authorized executing a development agreement to construct a non-potable water supply pipeline and associated infrastructure to the privately-owned Moon Valley Country Club Golf Course (MV) and Pointe Tapatio Lookout Mountain Golf Course (LM) and a backup non-potable supply for the City-owned Cave Creek Golf Course (CC).

This amendment provides a correction that after the Phase I infrastructure improvements are constructed, MV will be charged the City's untreated Central Arizona Project water rate per City Ordinance; and after the Phase II infrastructure improvements are constructed, MV and LM will be charged the City's untreated Central Arizona Project water rate per City Ordinance.

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

ITEM 89

CITYWIDE

**ORDINANCE S-40670 -
SUBMIT APPLICATION FOR AN ALLOCATION OF POST-
2017 HOOVER POWER**

Request to authorize the City Manager, or his designee, to submit an application for a Boulder Canyon project resource allocation from the Post-2017 Pool, as described below.

The Western Area Power Administration (WAPA) has finalized marketing criteria, developed through a multi-year public process, to be used to allocate a Boulder Canyon project resource power pool to new allottees. This power pool, resulting from hydro-generation at Hoover Dam, will become available on October 1, 2017. This pool is often referred to as "Post-2017 Hoover Power." Entities applying for an allocation of power from this pool must submit a formal application to WAPA on or before March 31, 2014.

The Water Services Department proposes submitting an application for an allocation of this power for use at the department's water and wastewater plants. The City spends more than \$20 million per year on commercial power for water and wastewater operations. Any allocation of Post-2017 Hoover Power received would offset the need to purchase commercial power, thereby reducing department power costs. Such cost reductions could then be reflected in the overall rates Phoenix customers pay for water and wastewater services in the future.

Financial Impact

The magnitude of cost savings resulting from Post-2017 Hoover Power cannot be known until WAPA makes a recommended allocation. At that time, if Phoenix receives a portion of the recommended allocation, staff will analyze the associated costs and benefits and report to the City Council prior to seeking approval to enter into a contract to purchase Hoover power.

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

ITEM 90

CITYWIDE

RESOLUTION 21204 - ISSUANCE OF ONE OR MORE SERIES OF UP TO \$13,000,000 OF THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE CITY OF PHOENIX, ARIZONA TAX- EXEMPT AND/OR TAXABLE EDUCATION FACILITY REVENUE BONDS (ARIZONA CHARTER ACADEMY PROJECT) SERIES 2014

Request by Success School, dba Arizona Charter Academy, (the "Applicant"), an Arizona non-profit corporation, seeking a resolution granting approval of the proceedings under which The Industrial Development Authority of the City of Phoenix, Arizona (the "Phoenix IDA") has previously resolved to issue up to \$13,000,000 of Education Facility Revenue Bonds (the "Revenue Bonds") to: a) refinance or finance the acquisition, construction, renovation, improvement, and equipping of a charter school facility (the "Project"), including the refunding of prior bonds issued to finance the Project; and b) to pay certain costs related to the issuance of the Revenue Bonds.

The Applicant states that the Project will serve grades K through 12 and includes expansion to approximately 88,000 square feet of an existing approximately 60,000-square-foot building on approximately 5 acres located south of the southeast corner of Grand Avenue and Dysart Road.

Fees that are collected at closing and through ongoing assessment fees collected for the life of the bonds are available to invest in programs and initiatives that benefit Phoenix residents. Such investments include supporting small business loan programs aimed at retaining and creating jobs, and other community development programs.

On March 5, 2014, the Phoenix IDA adopted a resolution authorizing the issuance of the Revenue Bonds.

The Revenue Bonds will not involve the credit or financial backing of the City of Phoenix. The City of Phoenix will not incur any costs as a result of the project.

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

ITEM 91

DISTRICT 1

RESOLUTION 21205 - ABANDONMENT OF RIGHT OF WAY - V 130029A

Request to abandon the right-of-way described below, as it is no longer needed.

On August 21, 2013, the Abandonment Hearing Officer considered the application of Pathfinder TRF Six, LLC to abandon the east 10 feet of 39th Avenue right-of-way and the north 20 feet of Greenway Road right-of-way, both adjacent to the parcel addressed 3850 West Greenway Road, Assessor Parcel Number 207-15-034A.

The Hearing Officer recommended approval of the adoption of the abandonment, subject to stipulations which have been satisfied.

A fee was also collected as part of this abandonment in the amount of \$1,000.

Following established review procedures, no objections to the Hearing Officer's recommendation have been received from the City Council or other parties.

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

ITEM 92

DISTRICT 6

RESOLUTION 21206 - ABANDONMENT OF EASEMENT - V-140001A

Request to abandon the easement described below, as it is no longer needed.

On January 3, 2014, Mr. Brennan Ray of Burch & Cracchiolo, P.A., requested the abandonment of the 68.5-foot golf course easement and public utilities easement on the western end of the parcel addressed as 11 Biltmore Estates Drive (Assessor Parcel Number 164-12-818), Lot 52, per Maricopa County Recorder Book 212 of maps, Page 34 and Book 185, Page 33.

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 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 93

DISTRICT 8

**MEMORANDUM OF AGREEMENT REGARDING A
PARKING LOT EXPANSION AT SKY HARBOR
AIRPORT**

Request to authorize the City Manager, or his designee, to enter into a Memorandum of Agreement (MOA) between the Federal Aviation Administration (FAA), the Arizona State Historic Preservation Office (SHPO), and various Native American communities with affinal ties to the local prehistoric culture regarding the PHX Sky Train Parking Lot Expansion Area at Phoenix Sky Harbor International Airport.

This MOA is required under Section 106 of the National Historic Preservation Act because the development of the parking lot is a modification to the Airport Layout Plan and therefore, considered to be a federal action. In 2012, the Aviation Department received approval to proceed with the Environmental Assessment on development of a new asphalt employee parking lot with 1,375 vehicle spaces and bus circulator access to the 44th Street PHX Sky Train Station.

This MOA will identify the process the City of Phoenix will undertake to comply with requirements set forth by Section 106 of the National Historic Preservation Act. This MOA will ensure that the City of Phoenix prepares the required Archaeological Treatment Plan to address and mitigate any potential adverse effects on archaeological or historic resources.

This MOA will remain in effect until completion of the development of the PHX Sky Train Parking Lot Expansion Area and until approval by consulting parties to the MOA of the final technical report of data recovery investigations.

This item is recommended by Mr. Murphy, the Aviation Department, the City Archaeologist, and the City Historic Preservation Officer.

ITEM 94

CITYWIDE

**INTERGOVERNMENTAL AGREEMENT WITH THE
CITY OF AVONDALE FOR SHARING
TELECOMMUNICATIONS FACILITIES**

Request to authorize the City Manager to enter into an Intergovernmental Agreement (IGA) with the City of Avondale for the shared use of telecommunications facilities.

The scope of this IGA supports the shared ongoing use of communications sites then-owned and/or operated by the City of Avondale for a period of ten years with an option to extend for one additional ten-year period.

The City of Avondale, as a member of the Regional Wireless Cooperative (RWC), will be reimbursed for any rental, utility, or other related expenses for communication sites that the City leases in support of the RWC. Reimbursements will occur through the terms of the RWC Amended and Restated IGA 124822 and as authorized by Ordinance S-35588 dated October 15, 2008.

This item is recommended by Ms. Takata and the Government Relations Office.

ITEM 95

CITYWIDE

**INTERGOVERNMENTAL AGREEMENT WITH
MCCCD FOR SHARING TELECOMMUNICATIONS
FACILITIES**

Request to authorize the City Manager to enter into an Intergovernmental Agreement (IGA) with Maricopa County Community College District (MCCCD) for the shared use of telecommunications facilities.

The scope of the IGA supports the shared ongoing use of communications sites then-owned and/or operated by Maricopa County Community College District for a period of ten years with an option to extend for one additional ten-year period.

Maricopa County Community College District, as a member of the Regional Wireless Cooperative (RWC), will be reimbursed for any rental, utility, or other related expenses for communication sites that the City leases in support of the RWC. Reimbursements will occur through the terms of the RWC Amended and Restated IGA 124822 and as authorized by Ordinance S-35588 dated October 15, 2008.

This item is recommended by Ms. Takata and the Government Relations Office.

ITEM 96

DISTRICT 7

AMEND PARKING USE AGREEMENT WITH THE

HYATT REGENCY PHOENIX

Request to authorize the City Manager, or his designee, to amend the parking use agreement, Contract 120067, with the Hyatt Regency Phoenix to extend the contract term for up to an additional 10 years and reduce the number of overnight valet parking spaces at a fixed cost per space per month.

Currently, Hyatt's contract allows for 150 overnight valet-parked vehicles, 50 self-parked overnight vehicles, 25 short-term valet-parked vehicles, and 12 reserved monthly parked vehicles. The contract went into effect July 1, 2006, and has one, two-year extension option remaining until June 30, 2016.

Over the past three years, Hyatt's parking requirements for overnight valet-parked vehicles have diminished. Upon review of the number of valet-parked vehicles, the Hyatt and Phoenix Convention Center Department (PCCD) determined that the contracted number of 150 overnight valet parking spaces could be reduced to 90 spaces at a fixed cost of \$80 per space per month. The City will receive guaranteed revenues of \$7,200 per month. By reducing the overnight valet parking spaces, the Hyatt will save money, and it will free up spaces in the Regency Garage so that PCCD can sell the spaces as daily, monthly, or event daily parking.

In addition, the Hyatt desires an additional five-year contract extension with one, five-year extension option available to exercise by mutual agreement of the City and Hyatt. The extended contract term will assure the Hyatt that its ongoing parking needs will be met in close proximity of the hotel.

Financial Impact

The City will receive \$86,400 a year in revenue.

This item is recommended by Mr. Blue and Ms. Cotton.

ITEM 97

CITYWIDE

AGREEMENT WITH COMVERGE, INC. FOR APS PEAK SOLUTIONS PROGRAM

Request to authorize the City Manager, or his designee, to enter into an agreement with Comverge, Inc.(Comverge) and enroll in the Arizona Public Service (APS) Peak Solutions Program.

The APS Peak Solutions Program compensates customers for reducing electrical load during demand response events, most commonly during peak hours as needed. Comverge is contracted with APS to administer the program and provide compensation to customers who participate in the program.

On July 21, 2011, the Water Services Department (WSD) entered into Agreement 131725 with Comverge to participate in the Peak Solutions Program. During the three-year contract period, WSD was paid a total of \$208,808 for responding to demand reduction events.

Agreement 131725 has expired and APS has modified the rules and incentives for their program. Under a new three-year agreement, WSD agrees to shed up to 700 kilowatts (kW) of power at seven booster stations and well sites if a demand reduction event is called. This will be accomplished by turning off motor-driven equipment. The program is strictly voluntary, and the department is under no obligation to shed demand if adversely impacts operations.

Financial Impact

The City will incur no cost by entering into this agreement. Compensation will be based on the number of demand response events called as well as when they are called during the summer season (June 1 - September 30). Based on the new rules and load reduction goals, minimum compensation for calendar year 2014 is expected to be \$16,500. Annual payments are made in December.

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

ITEM 98

DISTRICT 4

FINAL PLAT - 2985 OSBORN - 140003

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 February 27, 2014:

Plat 140003
Project 14-70

Name of Plat: 2985 Osborn
A One-Lot Commercial Plat
Generally located at 2985 West Osborn Road

Owner(s): 8091, LLC.
Engineer(s): Jeff R. Cook, 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 99 **DISTRICT 5** **FINAL PLAT - WESTERN SCHOOL OF SCIENCE
& TECHNOLOGY - 130063**

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 February 25, 2014:

Plat 130063
Project 09-1945
Name of Plat: Western School of Science & Technology
A One-Lot Commercial Plat
Generally located at the southwest corner of 64th Drive and Indian School Road

Owner(s): Challenge Foundation Properties of AZ-Maryvale, LLC
Engineer(s): Rick Engineering Co.

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 100 **DISTRICTS 1, 3, AND 5** **PUBLIC HEARING -
RESOLUTION 21207 -
NORTH MOUNTAIN REDEVELOPMENT AREA
PLAN**

Request to hold a public hearing and adopt a resolution on the North Mountain Redevelopment Area Plan. The redevelopment area is generally bounded by 19th Avenue and 15th Avenue on the east; Cholla Street, Sahuaro, and Peoria Avenues on the north; 35th Avenue on the west; and Butler Drive, Alice Avenue, and the Arizona Canal on the south.

The Council is required by State law to hold a public hearing prior to adoption of a redevelopment plan. The plan was reviewed by the Planning Commission on February 11, 2014, and found to be in general conformity with the General Plan for Phoenix. The Downtown, Aviation, and Redevelopment Subcommittee recommended approval of the plan on February 5, 2014. Staff also recommends approval of the plan.

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

ITEM 101 **CITYWIDE** **PUBLIC HEARING -
RESOLUTION 21208 -
GPA-CITYW-1-13 -
STREET CLASSIFICATION MAP AMENDMENTS**

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

Application: GPA-CTYW-1-13
Request: Street Classification - Map Amendment
Location: Various
Proposal: Amend the Street Classification Map to update changes in street classifications and additions of newly platted roadways.
Applicant: Planning and Development Department
Staff: Approved.
VPC Action: Ahwatukee Foothills - December 16, 2013 - Approved. Vote 12-0
Alhambra - January 28, 2014 - Approved with comments. Vote 10-0
Camelback East - January 7, 2014 - Approved with modifications. Vote 14-0
Central City - January 13, 2014 - Approved with comments. Vote 14-0
Deer Valley - January 16, 2014 - No quorum present.
Desert View - January 7, 2014 - Approved with modifications. Vote 9-0
Estrella - January 21, 2014 - Approved. Vote 6-0
Laveen - January 13, 2014 - Approved. Vote: 6-0
Maryvale - January 8, 2014 - Approved. Vote 9-0
North Gateway - January 9, 2014 - No quorum present.
North Mountain - January 15, 2014 - Approved. Vote 10-0-1
Paradise Valley - January 13, 2014 - Withdrawn.
South Mountain - January 14, 2014 - Approved. Vote 11-0
PC Action: February 11, 2014 - Approved, per staff Addendum A dated January 29, 2014. Vote 7-0

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

ITEM 102 **DISTRICT 6** **PUBLIC HEARING -**
ORDINANCE G-5753 -
Z-24-12-6 -
HISTORIC OVERLAY OF FRANK LLOYD WRIGHT
HOUSE

(Continued from November 7 and December 5, 2012, and January 16, May 1, and November 6 2013) - Request to hold a public hearing and approve the rezoning for the following item by adopting the Planning Commission's recommendation and the related ordinance.

Application: Z-24-12-6 - (Appealed by Opposition)
From: RE-35 ACSPD
To: RE-35 HP-L ACSPD
Acreage: 2.45
Location: Approximately 310 feet north of the northeast corner of Exeter Boulevard and Rubicon Avenue
Proposal: Historic Preservation-Landmark Overlay Zoning for the David and Gladys Wright House.
3/4 Vote Required: Yes
Applicant: City of Phoenix Planning Commission
Owner: 8081 Meridian, LLC
Representative: Kevin Weight
Staff: Approved.
HPC Action: September 17, 2012 - Approved. Vote 7-0
VPC Action: Camelback East - October 2, 2012 - Approved with the condition that the City should make efforts to find an equitable and permanent solution. Vote 9-5
PC Action: October 9, 2012 - Approved. Vote 7-1

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

ITEM 103 **DISTRICT 4** **PUBLIC HEARING -**
ORDINANCE G-5890 -
Z-47-13-4 -
3RD AVENUE AND CAMELBACK ROAD

(Continued from February 5, 2014) - 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-47-13-4 - (Appealed by Opposition)
From: C-2 TOD-1 and C-2 SP TOD-1
To: R-5 TOD-1
Acreage: 1.14
Location: Approximately 115 feet east of the northeast corner of 3rd Avenue and Camelback Road
Proposal: Multifamily residential
3/4 Vote Required: Yes
Applicant: Larry Lazarus - Lazarus, Silvyn, and Bangs
Owner: Michael Stringfellow - Chasse Building Team
Representative: Larry Lazarus - Lazarus, Silvyn, and Bangs
Staff: Approved, subject to stipulations.
VPC Action: Alhambra - November 26, 2013 - No recommendation made. Motion to deny failed. Vote 6-6.
PC Action: January 14, 2014 - Approved per the memo from Tricia Gomes dated January 14, 2014. Vote 4-2

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

Stipulations

1. The development and elevations shall be in general conformance with the site ~~plan, elevations,~~ and landscape plan date stamped September 6, 2013, AND ELEVATIONS DATE STAMPED JANUARY 14, 2014, as approved by the Planning and Development Department.
2. The applicant shall update all existing off-site street improvements (sidewalks, curb ramps, and driveways) to meet current Americans with Disabilities Act guidelines.
3. A MINIMUM BUILDING SETBACK OF 16 FEET SHALL BE REQUIRED ALONG THE NORTH PROPERTY LINE, AS APPROVED BY THE PLANNING AND DEVELOPMENT DEPARTMENT.
4. THE BUILDING HEIGHT SHALL NOT EXCEED 3 STORIES AND 38 FEET FROM 16 FEET TO 53 FEET FROM THE NORTH PROPERTY LINE. THE BUILDING HEIGHT SHALL NOT EXCEED 4 STORIES AND 48 FEET BEYOND 53 FEET OF THE NORTH PROPERTY LINE.
5. THE DEVELOPMENT SHALL NOT EXCEED 50 UNITS.

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

ITEM 104

DISTRICT 3

**PUBLIC HEARING -
ORDINANCE G-5891 -
Z-24-13-3 -**

TATUM BOULEVARD AND SHEA BOULEVARD

(Continued from February 5 and 19, 2014) - 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-24-13-3 - (Appealed by Opposition)
From: CO/GO
To: C-1

Acreage: 3.52
 Location: Approximately 750 feet west of the southwest corner of Tatum Boulevard and Shea Boulevard
 Proposal: Day Care Facility
 3/4 Vote Required: Yes
 Applicant: Robert Brooks Ministries, Inc.
 Owner: Robert Brooks Ministries, Inc.
 Representative: Robert Brooks Ministries, Inc.
 Staff: Approved, subject to stipulations.
 VPC Action: Paradise Valley - September 9, 2013 - Denied. Vote 14-0
 PC Action: January 14, 2014 - Approved per the staff Addendum A dated January 14, 2014. Vote 4-2

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

Stipulations

1. The development shall be in general conformance with the site plan date stamped ~~July 18, 2013~~ JANUARY 10, 2014, as approved by the Planning and Development Department.
2. A MINIMUM 50% 2-INCH CALIPER TREES AND 50% 3-INCH CALIPER TREES SHALL BE PLANTED 20 FEET ON CENTER WITHIN THE REQUIRED LANDSCAPE SETBACK ALONG THE SOUTH PROPERTY LINE, AS APPROVED BY THE PLANNING AND DEVELOPMENT DEPARTMENT.
3. NO DUMPSTER SHALL BE LOCATED WITHIN 100 FEET OF THE SOUTHERN PROPERTY LINE.

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

ITEM 105 **DISTRICT 6** **PUBLIC HEARING -**
ORDINANCE G-5905 -
Z-56-13-6 - 7TH STREET AND OCOTILLO ROAD

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-56-13-6 - (Appealed by Opposition)
 From: R1-6
 To: R-O
 Acreage: 0.96
 Location: Approximately 305 feet north of the northeast corner of 7th Street and Ocotillo Road
 Proposal: Psychologist Office
 3/4 Vote Required: Yes
 Applicant: Mr. Ken and Dr. Jen Gatt
 Owner: Mr. Ken and Dr. Jen Gatt
 Representative: Jason P. Allen - Skyline Consultants
 Staff: Approved, subject to stipulations.
 VPC Action: Camelback East - February 4, 2013 - Approved, subject to staff stipulations. Vote 12-0
 PC Action: February 11, 2014 - Approved per the memo from Tricia Gomes dated February 11, 2014, with one additional stipulation limiting the height of development to 15 feet and one story. Vote 7-0

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

Stipulations

1. The development shall be in general conformance with the site plan date stamped ~~January 9, 2014~~ FEBRUARY 11, 2014, except as modified by the following stipulations and approved by the Planning and Development Department.
2. The property owner shall provide a minimum 20-foot landscape setback with a minimum 3-inch caliper trees to be placed 20-feet on center or in equivalent groupings along the east property line as approved by the Planning and Development Department, WITH SPECIFIC REGARD TO THE 11 TREES ALONG THE SOUTH AND EAST PROPERTY LINES AS DEPICTED ON THE SITE PLAN DATE STAMPED FEBRUARY 11, 2014.
3. The property owner shall provide a minimum 20-foot landscape setback with a minimum 3-inch caliper trees to be placed 20-feet on center or in equivalent groupings along the south property line, as approved by the Planning and Development Department.
4. The property owner shall maintain a minimum of three trees in the front yard setback.
5. The maximum number of parking spaces allowed shall not exceed 125 percent of the City requirement.
6. The trash enclosure shall be located no closer to the street than the main building, as approved by the Planning and Development Department.
7. The property owner shall dedicate a 10-foot wide sidewalk easement along the east side of 7th street, as approved by the Planning and Development Department.
8. THAT PRIOR TO PRELIMINARY SITE PLAN APPROVAL, THE LANDOWNER SHALL EXECUTE A PROPOSITION 207 WAIVER OF CLAIMS IN A FORM APPROVED BY THE CITY ATTORNEY'S OFFICE. THE WAIVER SHALL BE RECORDED WITH THE MARICOPA COUNTY RECORDER'S OFFICE AND DELIVERED TO THE CITY TO BE INCLUDED IN THE REZONING APPLICATION FILE FOR RECORD.
9. THE BUILDING HEIGHT BE LIMITED TO 1-STORY AND 15-FEET.

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.