

# 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

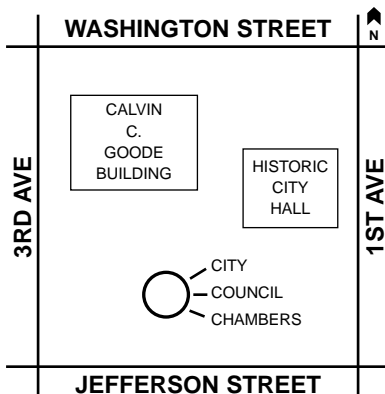
District 6  
Sal DiCiccio

District 7  
Michael Nowakowski

District 8  
Kate Gallego

*Online agendas and  
results available at  
[www.phoenix.gov](http://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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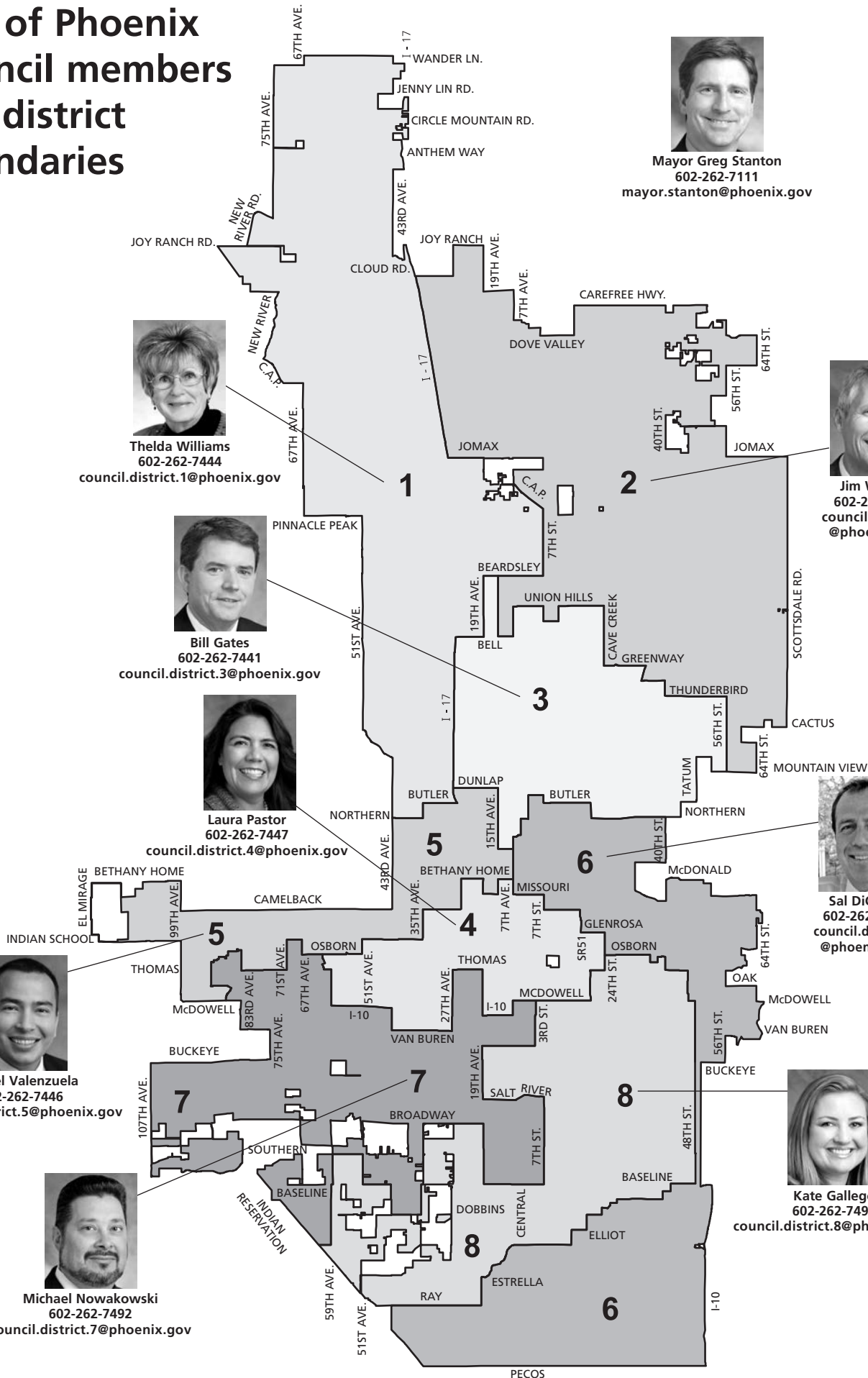
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**WEDNESDAY, APRIL 2, 2014, 3:00 P.M.  
COUNCIL CHAMBERS, 200 WEST JEFFERSON  
PHOENIX, ARIZONA 85003**

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**MINUTES OF MEETINGS**

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**AGENDA FOR FORMAL MEETING**  
**PHOENIX CITY COUNCIL**  
**WEDNESDAY, APRIL 2, 2014, 3:00 P.M.**  
**COUNCIL CHAMBERS, 200 WEST JEFFERSON**  
**PHOENIX, ARIZONA 85003**

**INVOCATION**

The invocation to be given by Pastor Sarah Stadler-Ammon, Grace Lutheran Church.

**PLEDGE**

The Pledge of Allegiance to the Flag to be led by Councilman Michael Nowakowski.

**ROLL CALL**

**MINUTES OF MEETINGS**

For approval or correction, the minutes of the formal meeting of December 4, 2013. (Submitted to Mrs. Williams)

For approval or correction, the minutes of the formal meeting of December 18, 2013. (Submitted to Mr. Nowakowski)

For approval or correction, the minutes of the formal meeting of January 15, 2014. (Submitted to Mr. DiCiccio)

For approval or correction, the minutes of the formal meeting of January 29, 2014. (Submitted to Mr. Gates)

**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.

**LIQUOR LICENSE APPLICATIONS**

**ITEM 1**

**DISTRICT 3**

**LIQUOR LICENSE APPLICATION - SPECIAL  
EVENT - ROCKY MOUNTAIN ELK FOUNDATION,  
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	Todd Hulm Rocky Mountain Elk Foundation, Inc. 3003 West Anderson Drive  (Dinner/Auction)	- <u>Event Location:</u> 1915 West Thunderbird Road - <u>Day/Date/Time:</u> Saturday, June 7, 2014 4:00 p.m. to 10:30 p.m. - <u>Total Expected Attendance:</u> 350

Staff Recommendation - Staff recommends approval of this application.

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

**ITEM 2**

**DISTRICT 3**

**LIQUOR LICENSE APPLICATION - EL INDIO  
MEXICAN GRILL**

Request for a Series 12, Restaurant-All Liquor on Premises, liquor license in an area zoned C-2. Arizona State Application 12079798.

Applicant: Luis Galaviz  
El Indio Mexican Grill  
1930 West Thunderbird Road, Suites 111 and 112

This request is for a new Series 12 liquor license for a restaurant. This location was previously licensed for liquor sales as Sonora Mexican Grill until March 2010 and does not have an interim permit. The operation plan filed with the application shows that the restaurant area seats 68 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 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 honesty people responsibility 100%. No problem no record criminal."

- B. The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Why we sale and have control and supervised liquor sales insaide in the local."

5. Neighborhood Stability

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

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	6.33	9.71
Property Crimes	45.04	53.95	60

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	57
Total Violations	105	104

Census 2010 Data 1/2 Mile				
Block Group	2010 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1036051	2033	100%	6%	0%
1036091	1106	80%	9%	2%
1036093	1696	0%	5%	20%
1036094	1550	0%	21%	50%
1036141	2505	91%	10%	4%
1039001	1271	83%	16%	20%
1039003	1903	43%	0%	22%
1039004	1522	83%	0%	5%
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 3

Luis Galaviz  
 El Indio Mexican Grill  
 1930 West Thunderbird Road, Suites 111 and 112



Sampling Privileges: 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: "Applicant is committed to upholding the highest standards for alcohol sales and service. Managers and staff are trained, or will be, in the techniques of legal and responsible sales and service."
  - B. The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Applicant's partners are experienced retailers of family-owned markets in Southern California. Applicant purchased 11 "Ranch Market" stores across Arizona, New Mexico and Texas."
5. Neighborhood Stability

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

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	17.65	18.62
Property Crimes	45.04	88.7	70.75

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	74
Total Violations	105	177

Census 2010 Data 1/2 Mile				
Block Group	2010 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1098021	2573	85%	3%	21%
1098022	1443	66%	8%	42%
1098023	952	82%	14%	50%
1099001	877	82%	16%	25%
1099003	3146	54%	16%	33%
1099004	697	77%	17%	19%
1124011	1191	48%	18%	26%
1124012	2494	70%	5%	36%
1125041	1741	90%	17%	25%
1125042	1274	0%	24%	61%
Average		61%	13%	19%

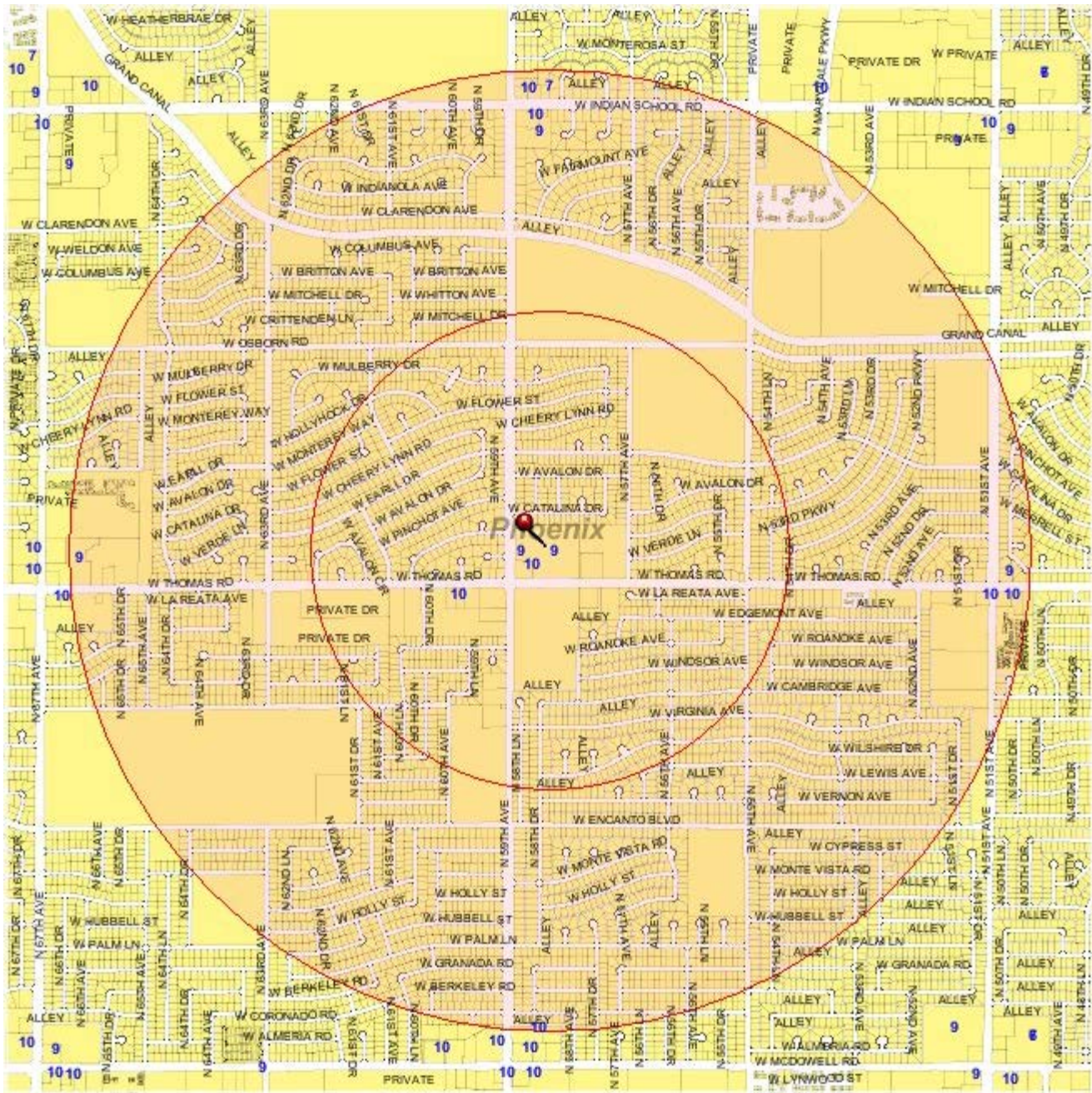
6. Staff Recommendation - Staff recommends approval of this application.

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 4

Andrea Lewkowitz, Agent  
Pro's Ranch Market - Phoenix 2  
5802 West Thomas Road



**ITEM 4**

**DISTRICT 4**

**LIQUOR LICENSE APPLICATION - PRO'S RANCH MARKET - PHOENIX 5**

Request for a Series 10, Off Sale-Beer and Wine, liquor license with Sampling Privileges in an area zoned A-1. Arizona State Application 10076497 and 10076497S.

Applicant: Andrea Lewkowitz, Agent  
Pro's Ranch Market - Phoenix 5  
3223 West Indian School Road

This request is for a new Series 10 liquor license with sampling privileges for a grocery store. 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, April 11, 2014.

New Series 10: 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.

Sampling Privileges: 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: "Applicant is committed to upholding the highest standards for alcohol sales and service. Managers and staff are trained, or will be, in the techniques of legal and responsible sales and service."
  - B. The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Applicant's partners are experienced retailers of family-owned markets in Southern California. Applicant purchased 11 "Ranch Market" stores across Arizona, New Mexico and Texas."

5. Neighborhood Stability

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

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	15.44	16.87
Property Crimes	45.04	72.28	77.75

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	208
Total Violations	105	432

Census 2010 Data 1/2 Mile				
Block Group	2010 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1091021	2115	47%	14%	46%
1091022	2966	78%	14%	50%
1091023	1085	28%	19%	21%
1092002	1665	36%	30%	46%
1092003	1593	11%	26%	32%
1101001	1919	16%	15%	58%
1169001	2535	66%	12%	50%
Average		61%	13%	19%

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

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





Pro's Ranch Market - Phoenix 6  
3415 West Glendale Avenue

This request is for a new Series 10 liquor license for a grocery store. 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, April 11, 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: "Applicant is committed to upholding the highest standards for alcohol sales and service. Managers and staff are trained, or will be, in the techniques of legal and responsible sales and service."

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

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

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

**ITEM 6**                      **DISTRICT 6**                      **LIQUOR LICENSE APPLICATION - SPECIAL  
EVENT - THE CEDAR CLUB OF ARIZONA**

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	Suzanne Sabbagh The Cedar Club of Arizona 1702 East Northern Avenue  (Dinner/Concert)	- <u>Event Location:</u> 1702 East Northern Avenue - <u>Day/Date/Time:</u> Friday, April 4, 2014 8:00 p.m. to 12 midnight - <u>Total Expected Attendance:</u> 200

Staff Recommendation - Staff recommends approval of this application.

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

**ITEM 7**

**DISTRICT 6**

**LIQUOR LICENSE APPLICATION - SPECIAL  
EVENT - EXECUTIVE COUNCIL CHARITIES**

---

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	Christopher Marshall Executive Council Charities 4114 East Indian School Road  (Crawfish Boil)	- <u>Event Location:</u> 3402 North 56th Street - <u>Day/Date/Time:</u> Saturday, April 12, 2014 1:00 p.m. to 6:00 p.m. - <u>Total Expected Attendance:</u> 440

Staff Recommendation - Staff recommends approval of this application.

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

**ITEM 8**

**DISTRICT 6**

**LIQUOR LICENSE APPLICATION - SPECIAL  
EVENT - HABITAT FOR HUMANITY CENTRAL  
ARIZONA**

---

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	Karen Cordy Habitat for Humanity Central Arizona 2142 West Red Bird Road  (Dinner)	- <u>Event Location:</u> 341 West Montebello Avenue - <u>Day/Date/Time:</u> Friday, April 11, 2014 6:00 p.m. to 9:30 p.m. - <u>Total Expected Attendance:</u> 150

Staff Recommendation - Staff recommends approval of this application.

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

**ITEM 9**

**DISTRICT 6**

**LIQUOR LICENSE APPLICATION - CLARION  
HOTEL**

---

Request for a Series 7, On Sale-Beer and Wine, liquor license in an area zoned C-2. Arizona State Application 07070175.

Applicant: Shawn Kozak, Agent  
Clarion Hotel

5121 East La Puente Avenue

This request is for an ownership transfer of a Series 7 liquor license from Wyoming Ahwatukee Dream, LLC to ETC10PHX, LLC for a hotel. 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 Saturday, April 5, 2014.

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

1. Department of Liquor Licenses and Control Public Access Data - This database indicates that the applicant does not currently hold an interest in any other liquor license in the State of Arizona.
2. Police Calls for Service - Not applicable since the applicant does not currently hold an interest in any other liquor license in the City of Phoenix.
3. Public Opinion - No petitions or protests have been received.
4. Applicant's Statement - The applicant submitted the following statement in support of this application. Spelling, grammar, and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire:  
  
I have the capability, reliability, and qualifications to hold a liquor license because: "I have been a reliable Director/Manager for 18 years within Hospitality and Food and Beverage. I have a clean Police record as well as I do not personally consume alcohol."
5. Staff Recommendation - Staff recommends approval of this application.

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

**ITEM 10**

**DISTRICT 6**

**LIQUOR LICENSE APPLICATION - SHORT  
LEASH HOTDOGS AND SAUSAGE EATERY**

Request for a Series 12, Restaurant-All Liquor on Premises, liquor license in an area zoned PSC. Arizona State Application 12079810.

Applicant: William Moore, Agent  
Short Leash Hotdogs and Sausage Eatery  
2502 East Camelback Road, Suite 148-A

This request is for a new Series 12 liquor license for a restaurant. This location was previously licensed for liquor sales as Del Piero Restaurant and is currently operating with an interim permit. The operation plan filed with the application shows that the restaurant area seats 40 and the bar area seats 5. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Friday, April 18, 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 - The ownership of this business also has an interest in the following liquor license:

Short Leash Hotdog & Sausage Eatery  
110 East Roosevelt Street, Suite C  
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 an ownership interest:

Short Leash Hotdog & Sausage Eatery  
110 East Roosevelt Street, Suite C  
7 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 currently own and manage an existing restaurant and food service business. We have been in business for four years and have always been compliant with the city, state, and county agencies."

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 11**

**DISTRICT 7**

**LIQUOR LICENSE APPLICATION - TAPPA  
DISTRIBUTION**

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Request for a Series 4, Wholesaler, liquor license in an area zoned A-1. Arizona State Application 04077007.

Applicant: Derek Kaminsky, Agent  
Tappa Distribution  
431 North 47th Avenue

This request is for an acquisition of control of a Series 4 liquor license for a wholesaler. This location is currently licensed for liquor sales. This location is not within 2,000 feet of a proposed light rail station.

The sixty-day limit for processing this application is Friday, April 18, 2014.

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

1. Department of Liquor Licenses and Control Public Access Data - This database indicates that the applicant does not currently hold an interest in any other liquor license in the State of Arizona.
2. Police Calls for Service - Not applicable since the applicant does not currently hold an interest in any other liquor license in the City of Phoenix.
3. Public Opinion - No petitions or protests have been received.
4. Applicant's Statement - The applicant submitted the following statement in support of this application. Spelling, grammar, and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire:

I have the capability, reliability, and qualifications to hold a liquor license because: "I have a 27 year work history in sales and marketing, including working for several years at a wine and liquor store in upstate New York named Karls' wines and liquor. I have been married to my wife Carol for 17+ years and we have two sons. I coach little league baseball for my oldest sons team. I have a bachelors degree in finance from Clarkson University in Potsdam, NY. I am a responsible



Bar	6	1	1
Beer & Wine Bar	7	2	1
Liquor Store	9	8	3
Beer & Wine Store	10	7	4
Restaurant	12	3	3
Club	14	1	0

Crimes	5.82	15.5	16
Property Crimes	45.04	78.8	70

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	98
Total Violations	105	154

Census 2010 Data 1/2 Mile				
Block Group	2010 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1158011	2230	38%	18%	36%
1158012	1837	18%	26%	65%
1158021	1871	53%	7%	47%
1158022	1536	47%	17%	24%
1159002	2720	55%	22%	30%
1164002	1297	61%	28%	15%
1165001	1778	66%	2%	27%
1165003	1504	65%	6%	15%
Average		61%	13%	19%

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

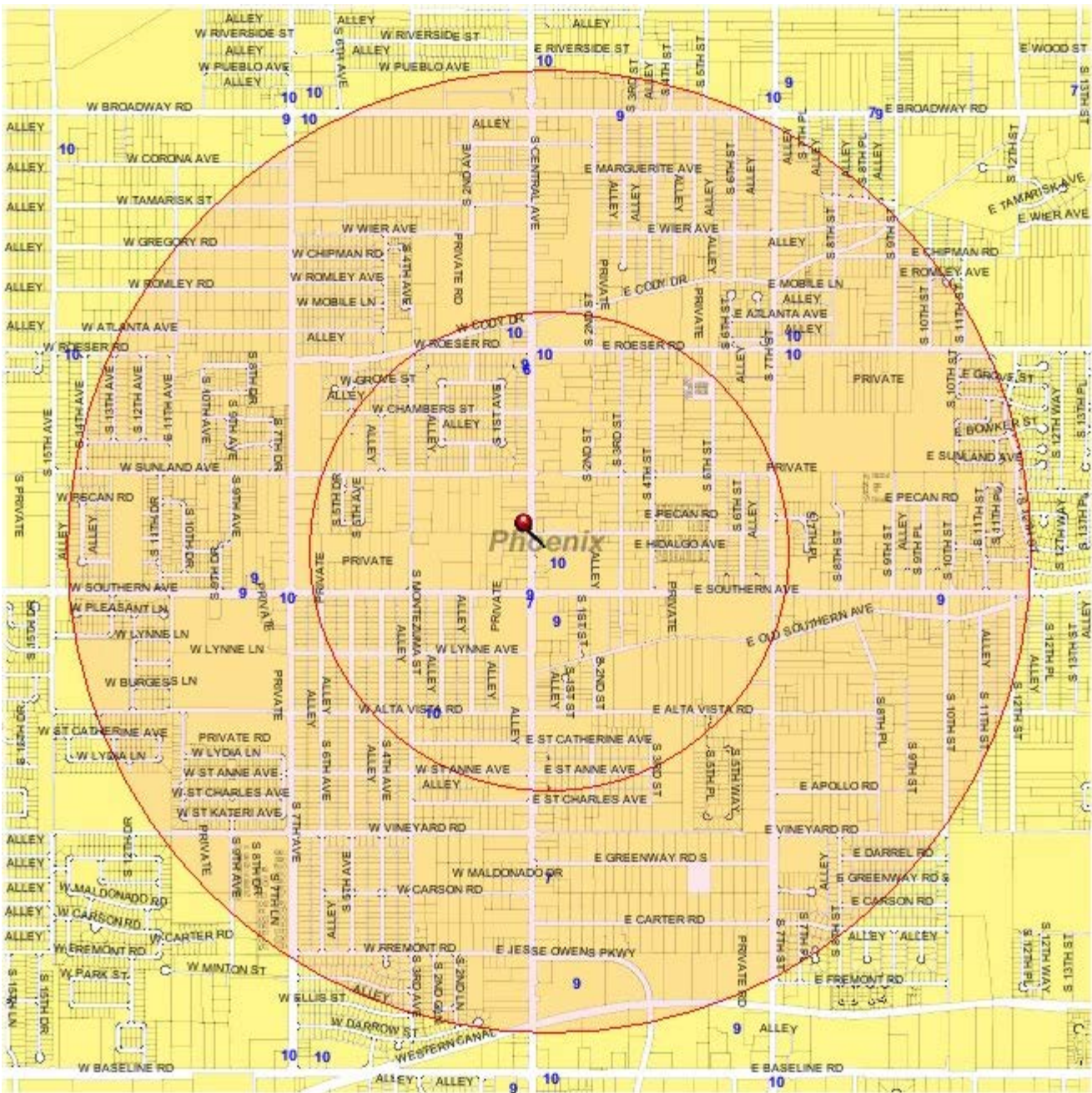
If denied, the applicant will continue operations without a liquor license and the previous owner will not resume ownership.

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 7

Andrea Lewkowitz, Agent  
 Pro's Ranch Market - Phoenix 1  
 5833 South Central Avenue



**ITEM 13**

**DISTRICT 7**

**LIQUOR LICENSE APPLICATION - V'S  
BARBERSHOP**

Request for a Series 7, On Sale-Beer and Wine, liquor license in an area zoned DTC - Business Core. Arizona State Application 07070424.

Applicant: Roberto Cammarata, Agent  
V's Barbershop  
1 East Washington Street, Suite 270

This request is for an ownership and location transfer of a Series 7 liquor license from Mesa for a barbershop. This location was not previously licensed for liquor sales and does not have an interim permit. This location is within 2,000 feet of a light rail station.

The sixty-day limit for processing this application is Friday, April 4, 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 a professional for many years. I have several state issued licenses that have never had any type of complaint. I am a father of two young children so community safety is a top priority for myself and family. I have lived in Arizona since 1978 and I volunteer in my community. I believe I can be a very responsible owner of a liquor license."
  - B. The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "I plan to open a destination barber shop where men can have an old fashion experience coupled with today's modern edge. This is lacking in our downtown area where revitalization is key to a thriving community. I want to be part of a thriving downtown Phoenix where people can live, work and play."
5. Neighborhood Stability

Liquor License Data		1 Mile	1/2 Mile
Description	Series	#	#
Government	5	9	6
Bar	6	20	17
Beer & Wine Bar	7	9	2
Liquor Store	9	3	1
Beer & Wine Store	10	12	1
Hotel	11	3	3
Restaurant	12	52	35
Club	14	3	0

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	18.56	20.57
Property Crimes	45.04	72.82	95.14

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	41
Total Violations	105	68

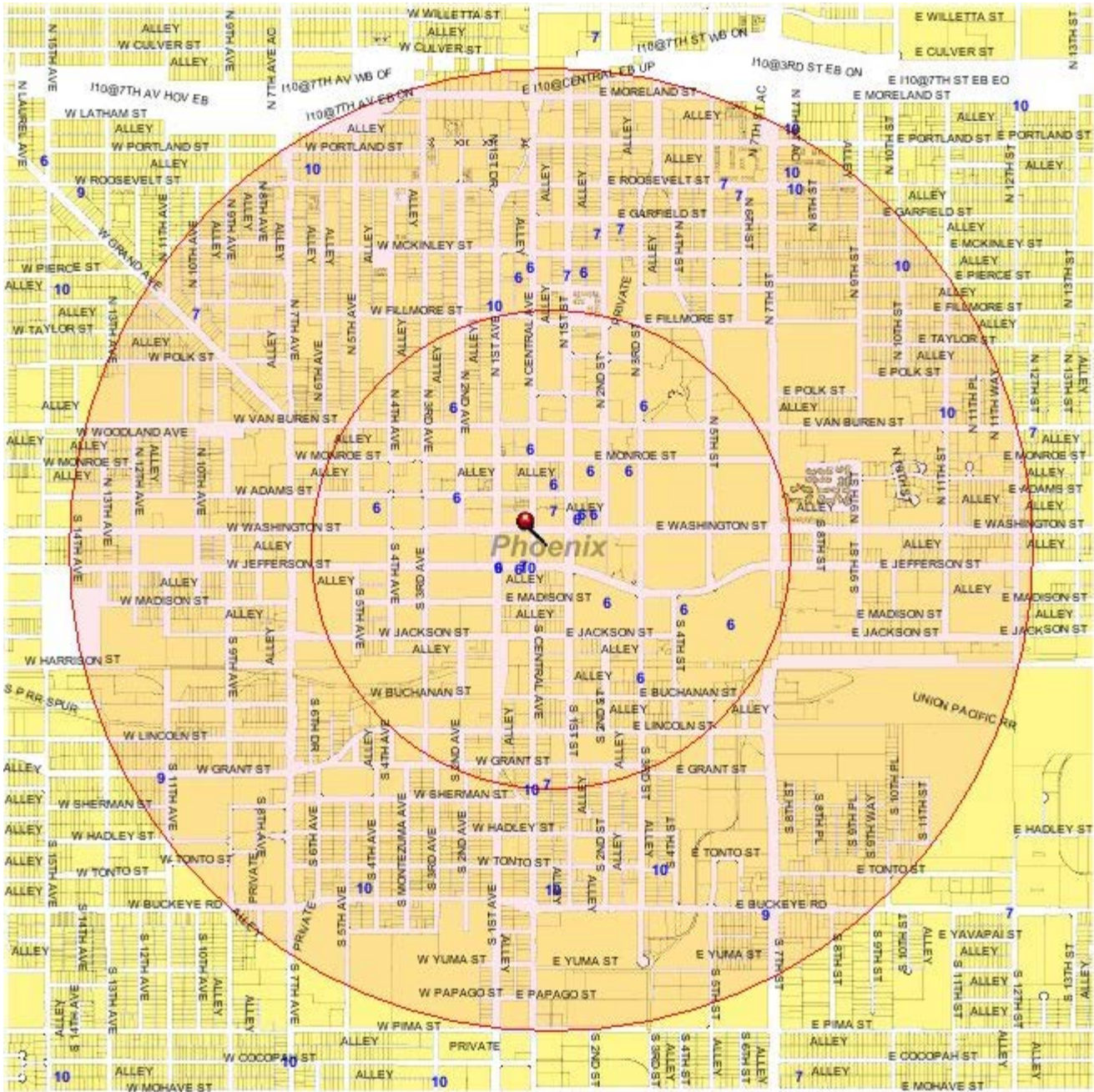
Census 2010 Data 1/2 Mile				
Block Group	2010 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1131001	1015	7%	8%	28%
1131002	1242	3%	7%	33%
1140001	1831	25%	20%	47%
1141001	2299	16%	37%	44%
1142001	1321	36%	22%	50%
Average		61%	13%	19%

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 prior to beginning operations.

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.

V's Barbershop  
1 East Washington Street, Suite 270



**ITEM 14**

**DISTRICT 8**

**LIQUOR LICENSE APPLICATION - PRO'S RANCH MARKET - PHOENIX 3**

Request for a Series 10, Off Sale-Beer and Wine, liquor license with Sampling Privileges in an area zoned PSC. Arizona State Application 10076499 and 10076499S.

Applicant: Andrea Lewkowitz, Agent  
Pro's Ranch Market - Phoenix 3  
1602 East Roosevelt Street, #A

This request is for a new Series 10 liquor license with sampling privileges for a grocery store. 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, April 11, 2014.

New Series 10: 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.

Sampling Privileges: 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: "Applicant is committed to upholding the highest standards for alcohol sales and service. Managers and staff are trained, or will be, in the techniques of legal and responsible sales and service."
  - B. The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Applicant's partners are experienced retailers of family-owned markets in Southern California. Applicant purchased 11 "Ranch Market" stores across Arizona, New Mexico and Texas."
5. Neighborhood Stability

Liquor License Data		1 Mile	1/2 Mile
Description	Series	#	#
Bar	6	6	0
Beer & Wine Bar	7	2	1
Liquor Store	9	5	1
Beer & Wine Store	10	15	5
Restaurant	12	13	4
Club	14	1	0

Crime Data	Avg.	1 Mile	1/2 Mile
Violent Crimes	5.82	23.1	25
Property Crimes	45.04	73.05	72.25

Property Violation Data	Avg.	1/2 Mile
Parcels w/Violations	57	154
Total Violations	105	406

Census 2010 Data 1/2 Mile				
Block Group	2010 Population	Owner Occupied	Residential Vacancy	Persons In Poverty
1116022	2607	54%	9%	61%
1117002	1243	39%	12%	28%
1132011	1312	29%	26%	48%
1132012	962	50%	23%	44%
1132031	1473	30%	20%	57%
1132032	638	28%	7%	70%
1133001	2490	40%	12%	49%
1133002	1119	0%	11%	91%
Average		61%	13%	19%

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

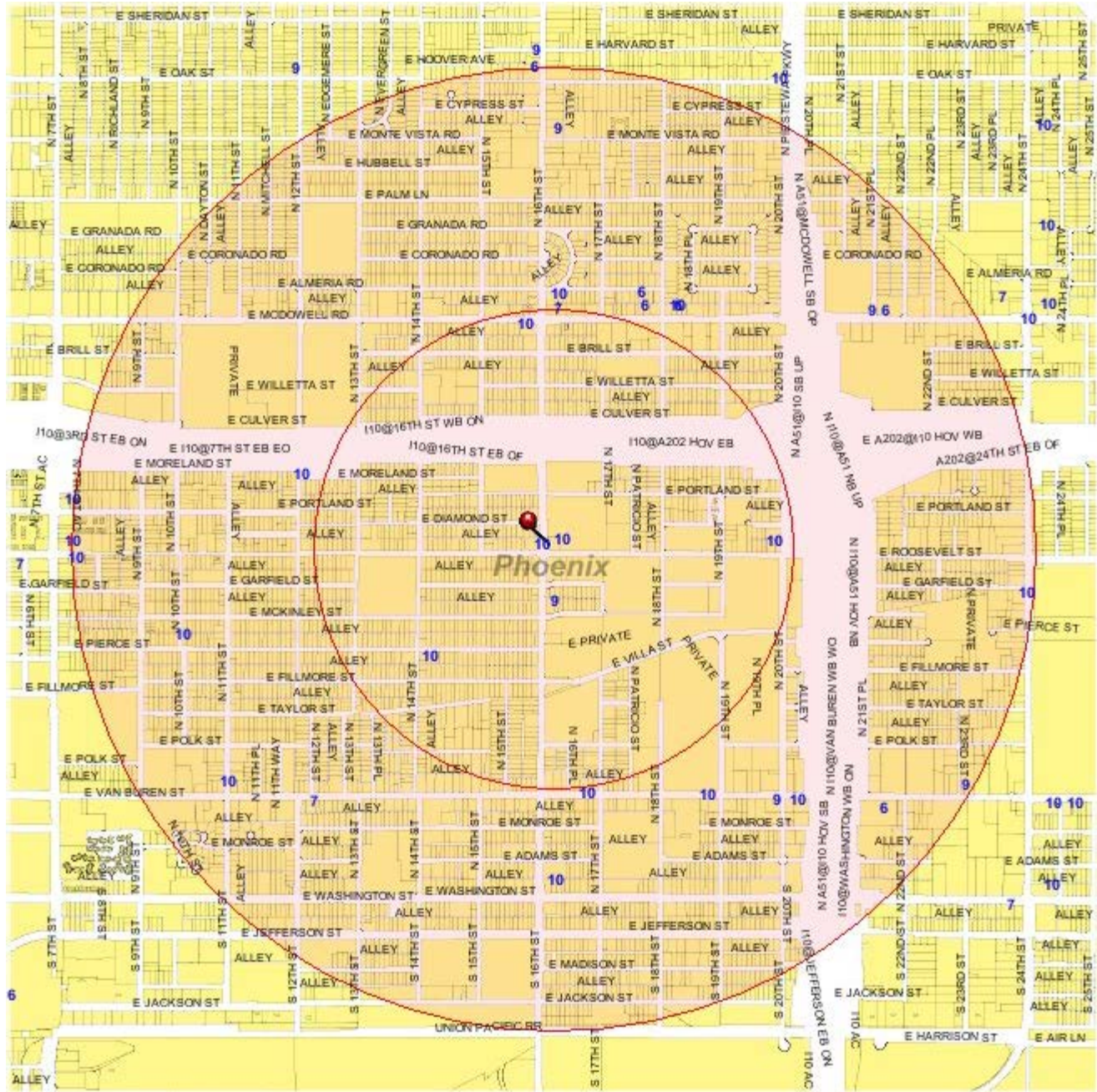
If denied, the applicant will continue operations without a liquor license and the previous owner will not resume ownership.

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

Andrea Lewkowitz, Agent  
Pro's Ranch Market - Phoenix 3  
1602 East Roosevelt Street, #A



**OLD BUSINESS**

**ITEM 15**

**DISTRICT 2**

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

(Continued from December 4, 2013, January 15, 2014, February 19, 2014, and March 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.



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%

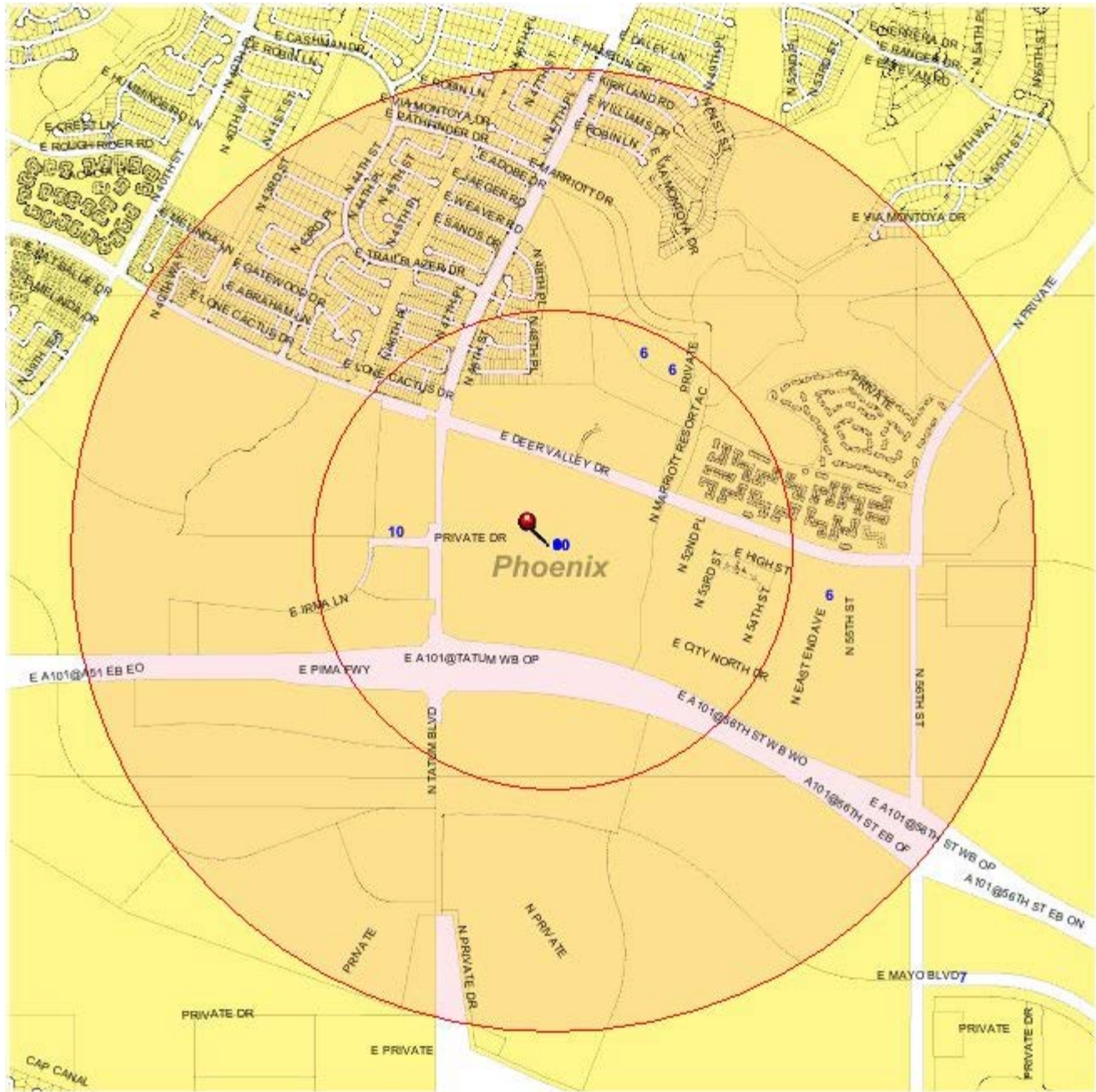
6152002	2127	70%	10%	4%
6152003	867	89%	26%	2%
Average		61%	13%	19%

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





**CHI CHIS SHOWCLUB**

---

(Continued from March 19, 2014) - 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:

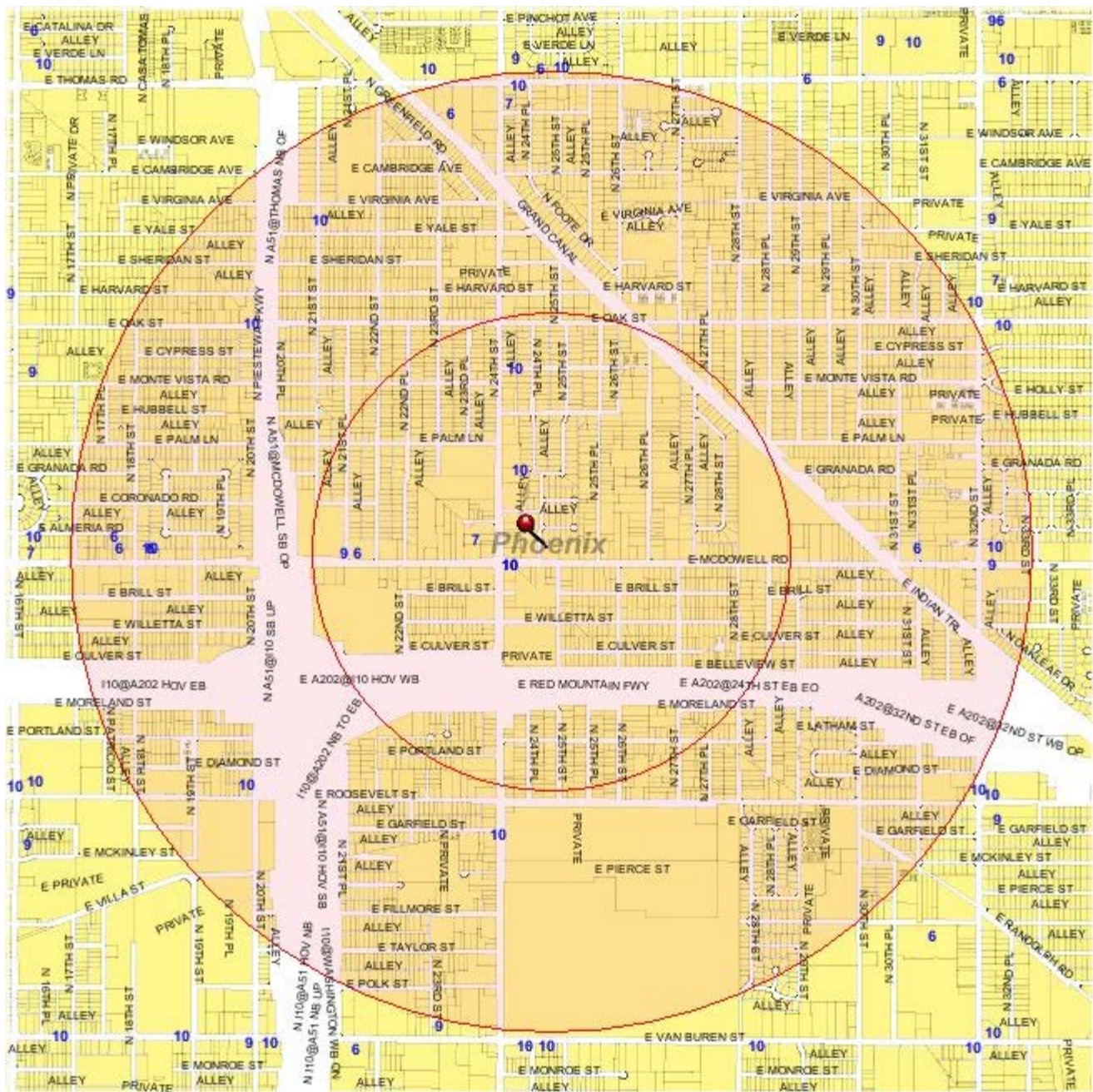
- A. I have the capability, reliability, and qualifications to hold a liquor license because: "I've managed liquor as an owner and a manager for 30+ years in Arizona I also am a certified trainer for ABC liquor training and I'm on the ALBA (AZ Liquor Bev Assc.) Board of Directors."
- B. The public convenience 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

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





**ORDINANCES AND RESOLUTIONS**

**ITEM 18**

**CITYWIDE**

**ORDINANCE G-5906 -  
AMEND CITY CODE - MULTI CITY  
SUBREGIONAL OPERATING GROUP USER  
CHARGE**

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Request to amend the Phoenix City Code Chapter 28, Article V, Section 28-39(a)4, implementing changes to the sewer user charge for the Multi-City Subregional Operating Group (SROG) members effective July 1, 2014. Additionally, the section is amended to better distinguish between the sewer user billing charges applicable to the SROG member cities and the sewer user rates applicable to residential, industrial, commercial, and public users.

The City of Phoenix participates with the cities of Glendale, Mesa, Scottsdale, and Tempe in the Intergovernmental Agreement 22699 (IGA) for the construction, operation, and maintenance of jointly used 91st Avenue Wastewater Treatment Plant (WWTP). As lead agency, the City of Phoenix is responsible for the planning, budgeting, construction, operation, and maintenance of the plant, and for billing member cities. The other members pay for costs of operation and maintenance based on anticipated use of the facility measured by sewage flows and strengths. These costs are recovered from the other members through a user charge implemented annually on July 1 of each fiscal year. The charges to be effective July 1, 2014, are used as a basis to fairly allocate costs to the member cities for use of the 91st Avenue WWTP for Fiscal Year 2014-2015. The Fiscal Year 2014-2015 estimated costs shown below were included in this year's wastewater financial planning process, and reflect the zero percent wastewater rate increase recommended for 2014. The following SROG user charges and allocation of estimated costs were approved by the SROG Committee on March 12, 2014:

<u>SROG Member</u>	<u>User Charge per 1,000 Gallons</u>	<u>Allocation of Fiscal Year 2014- 2015 Estimated Costs</u>
City of Glendale	\$1.14003	\$ 3,058,419
City of Mesa	\$1.00360	\$ 6,776,804
City of Scottsdale	\$1.08073	\$ 4,181,357
City of Tempe	\$0.73941	\$ 5,262,766
Subtotal		\$19,279,346
City of Phoenix	\$0.89932	\$27,573,052
Total		\$46,852,398

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

**ITEM 19**

**DISTRICT 7**

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

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(Continued from March 19, 2014) - 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 20**

**DISTRICT 3**

**ORDINANCE G-5907 -  
AMEND CITY CODE -  
REZONING  
APPLICATION Z-60-13-3**

---

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-60-13-3 for the R1-10 (Single-Family Residence) zoning district located at the northwest corner of 16th Street and Paradise Lane to allow single family residential.

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

**ITEM 21**

**DISTRICT 7**

**ORDINANCE G-5908 -**

**AMEND CITY CODE -  
REZONING  
APPLICATION Z-63-13-7**

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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-63-13-7 for the C-3 (General Commercial) zoning district located approximately 649 feet east and 217 feet south of the southeast corner of 67th Avenue and Van Buren Street to allow truck trailer rentals.

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

**ITEM 22                      DISTRICT 7                      ORDINANCE G-5909 -  
AMEND CITY CODE -  
REMOVE/REPLACE ZONING DISTRICT FOR  
DUNCAN ANNEXATION 457**

---

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by removing the Maricopa County IND-3 zoning district and replacing it with the City's A-2 (Industrial) zoning district on property that includes 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, which was annexed into the City of Phoenix on March 19, 2014, by Ordinance S-40624 (Duncan Annexation 457).

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

**ITEM 23                      DISTRICT 7                      ORDINANCE G-5910 -  
AMEND CITY CODE -  
REMOVE/REPLACE ZONING DISTRICT FOR  
TATUM ANNEXATION 458**

---

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by removing the Maricopa County IND-3 zoning district and replacing it with the City's A-2 (Industrial) zoning district on property that includes Parcel Number 104-83-933, located at the southwest corner of Southern Avenue and the alignment of 71st Avenue, which was annexed into the City of Phoenix on March 19, 2014, by Ordinance S-40625 (Tatum Annexation 458).

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

**ITEM 24                      DISTRICT 8                      ORDINANCE S-40622 -  
AWARD AGREEMENT TO THE RIESTER  
CORPORATION FOR GOVERNMENTAL AND  
COMMUNITY INFORMATION ASSISTANCE**

---

(Continued from March 19, 2014) - 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 25**

**CITYWIDE**

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

(Continued from March 19, 2014) - 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:

Description	Mobile Hose of Arizona, Inc.	Hose Power USA	Alternative Hose, Inc.
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's budget.

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

**ITEM 26**

**CITYWIDE**

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

(Continued from March 19, 2014) - 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's 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 if considered in the City's best interest to do so.

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

**ITEM 27****DISTRICT 4****ORDINANCE S-40646 -  
AMEND AND RESTATE LEASES FOR TWO CBS  
BILLBOARD SITES LOCATED AT 703 AND 705  
WEST CAMELBACK**

---

(Continued from March 19, 2014) - 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 28****CITYWIDE****ORDINANCE S-40671 -  
PAYMENT ORDINANCE**

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Request to authorize the City Controller to disburse funds in an aggregate amount not to exceed \$2,549,776.32 for the purpose of paying vendors, contractors, claimants, and others, and providing additional payment authority under certain existing City contracts.

\$ 9,470.66	a)	To AGS Safety & Supply for the purchase of eight atmospheric gas monitors and associated parts, utilized for confined space entry purposes in accordance with OSHA requirements, to replace existing equipment that has reached the end of its useful life, for the Water Services Department.
30,414.00	b)	To Copper State Supply, Inc. for the purchase of two large flow meters, utilized for operating booster pump stations and monitoring water flow through the booster stations to the water distribution system, to replace equipment that has reached the end of its useful life, for the Water Services Department.
37,987.00	c)	To eQuorum Corporation to provide software maintenance and implementation of increased functionality to "ImageSite", the water and wastewater infrastructure records management system, through February 28, 2015, for the Water Services Department.
23,373.10	d)	To Farnsworth Wholesale for the purchase of pipe fittings utilized to control the flow of water from the main supply line to the residence or business, for the Water Services Department.
15,697.88	e)	To Inland Kenworth, Inc. for the purchase of replacement engine parts for a City fire pumper truck (Unit 531059) for the Public Works

Department.

13,248.00	f)	To Intergraph Corporation to provide Geographic Information System software maintenance through February 28, 2015, for the Planning and Development Department.
35,065.00	g)	To Maricopa County Environmental Services Department (MCESD) for the Phoenix Municipal Water System annual operating permit fee for 2014, for the Water Services Department.
137,123.00	h)	To Oakland Athletics Baseball Company, Oakland, CA, for field maintenance services provided from October 1, 2013 to December 31, 2013, at Phoenix Municipal Stadium and Papago Park Baseball Facilities, for the Parks and Recreation Department. Per Contract 67917, the City is responsible for all field maintenance costs, on a reimbursable basis, and are paid quarterly based on invoices submitted by the Oakland Athletics Baseball Company.

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

\$ 15,000.00	i)	To Arizona Final Clean, dba Malone Partners, LLC, to exercise an option to extend Agreement P-09307-12 awarded by RFQ 11-061, through February 28, 2015, to continue to provide custodial services at three Early Head Start sites, for the Human Services Department.
283,255.00	j)	To AZTEC Engineering Arizona, LLC for Change Order 2, Contract 117178, Project ST85100259, for additional engineering services required as part of the Avenida Rio Salado/Broadway Road 51st Avenue to 7th Street, for the Street Transportation Department.
25,000.00	k)	To Intelligent Control Network, LLC, dba GMI Pump Systems, to exercise an option to extend Agreement P-08979-10/127044 awarded by IFB 10 014, through September 30, 2014, to continue to provide pumping station preventative maintenance and repair services for various parks and recreation facilities, for the Parks and Recreation and Public Works Departments.
35,000.00	l)	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.
1,054,732.00	m)	To Netsian Technologies Group, Amendment 5, to continue to provide closed circuit television camera maintenance services for security at the Phoenix Sky Harbor International Airport, under Agreement 128136, through March 14, 2015, for the Aviation Department.
44,458.00	n)	To Titan Power, Inc. to exercise an option to extend Agreement P-09581-13/133339, awarded by IFB 12 085, through March 31, 2015, to provide uninterrupted power supply (UPS) maintenance and repair services on an as-needed basis, for the Water Services Department.
118,750.00	o)	To TransCore ITS, LLC to exercise an option to extend Agreement P-09044-12/127833 awarded by IFB 10-027, through February 28, 2015, to continue to provide hardware and software maintenance of the traffic signal system, for the Street Transportation Department.

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



\$ 16,683.70	p)	To Best Price Auto Wrecking and/or Assignee(s), to provide displacement relocation assistance as part of the Avenida Rio Salado/Broadway Road, Phase II, 27th Avenue - 35th Avenue Project, for the Street Transportation Department by the Finance Department.
99,311.46	q)	To Garcia, Amanda F. and Gonzalez, Eusebio G. 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.
120,524.00	r)	To Garcia, Juana R. and Garcia, Jose Guadalupe 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.
10,000.00	s)	To Garcia, Ramiro S. 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.
40,428.32	t)	To Reeves Wrecking, Inc. and/or Assignee(s), to provide displacement relocation assistance as part of the Avenida Rio Salado/Broadway Road, Phase III, 27th Avenue - 17th Avenue Project, for the Street Transportation Department by the Finance Department.
114,250.00	u)	To Robles, Hortensia L. 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.
39,246.90	v)	To Taggart, Arthur James 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.

Notice is hereby given of the payment of funds pursuant to Phoenix City Code Section 42-13. No action required.

\$ 215,500.00	w)	To Clerk of the Superior Court for cash bond pursuant to order dated March 5, 2014, RE: City of Phoenix versus Lone Mountain Road Investors, Case CV2014-004259, for the Law Department.
15,258.30	x)	To KeyBank, NA as Servicer on behalf of Federal Home Loan Mortgage Corporation, for payment of Condemnation Judgment dated February 5, 2014, RE: City of Phoenix versus Mission Preserve, Case CV2013-002346, for the Law Department.
<hr/>		
\$ 2,549,776.32		

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

**ITEM 29**

**DISTRICT 8**

**ORDINANCE S-40672 -  
CONTRACT AWARD FOR FOOD AND  
BEVERAGE CONCESSIONS AT TERMINAL 2**

Request to authorize the City Manager, or his designee, to award and enter into a lease agreement with Premiere Airport Food Services, Inc. (Premiere) for food and beverage concessions at Terminal 2 at Phoenix Sky Harbor International Airport (PHX).

Delaware North Companies Travel Hospitality Services, Inc., the former master food and beverage concessionaire for Terminal 2, ceased operations at Terminal 2 on February 21, 2014. On February 14, 2014, the Aviation Department (Aviation) issued a solicitation to existing food and beverage concession operators at PHX for two contract packages for food and beverage

concessions at PHX Terminal 2. Aviation received one proposal for each contract package, both submitted by Premiere. Aviation staff verified that the proposals from Premiere met the solicitation's requirements and minimum qualifications. The concepts included in Premiere's proposals are:

Package 1

Ziegler's New York Pizza Department (NYPD)	Lobby
Premiere To Go	Lobby
CopperPlate American Grill	South Concourse

Package 2

TAPAZ Wine-Beer - Tapas	Center Concourse
Vending Machines	Three Terminal Locations

The term of the lease will be three years with no renewal options. The lease will also contain a provision for a 90-day notice of closure or early termination at the Aviation Director's sole discretion. Premiere will pay percentage rent based on gross sales. Percentage rent will be 15 percent for alcoholic beverages and 10 percent for food, non-alcoholic beverages, and concept-related merchandise. The lease will be subject to compliance with Aviation's street-pricing policy and employee retention policy. The lease may contain other terms and conditions deemed necessary or appropriate by the City Manager or the Aviation Director.

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

**ITEM 30**

**CITYWIDE**

**ORDINANCE S-40673 -  
APPLY FOR, ACCEPT, AND DISBURSE  
FEDERAL FUNDS**

Request to authorize the City Manager, or his designee, to: (1) submit applications to the United States government and any of its agencies for aviation-related projects; (2) sign all required certifications; and (3) enter into agreements with the United States government and any of its agencies for the purpose of accepting grants and/or executing grant amendments.

Further request to authorize the City Controller to disburse any funds received from the grants.

The agreements will allow the Aviation Department to respond promptly to federal agencies, if and when grant offers become available on short notice. The grants and/or amendments may become available from the Airport Improvement Program, Department of Homeland Security, Department of Transportation, or any other aviation-related federal program. This authorization is effective until June 30, 2015. Action associated with this request will be for projects within the Airport's approved Capital Improvement Plan.

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

**ITEM 31**

**CITYWIDE**

**ORDINANCE S-40674 -  
APPLY FOR, ACCEPT, AND DISBURSE  
FEDERAL NON GRANT FUNDS**

Request to authorize the City Manager, or his designee, to: (1) submit applications to the United States government and any of its agencies for aviation-related projects; (2) sign all required certifications; and (3) enter into transaction agreements with the United States government and any of its agencies for the purpose of accepting federal non-grant funds and executing transaction agreement amendments.

Further request to authorize the City Controller to disburse any funds received from the United States government and any of its agencies.

The agreements will allow the Aviation Department to respond promptly to federal agencies, if and when funds become available on short notice. The transaction agreements and/or amendments may become available from the Department of Homeland Security or any other federal program for the benefit of the Phoenix airport system. This authorization is effective until June 30, 2015. Action associated with this request will be for projects within the Airport's approved Capital Improvement Plan.

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

**ITEM 32**

**CITYWIDE**

**ORDINANCE S-40675 -**

**APPLY FOR, ACCEPT, AND DISBURSE STATE FUNDS**

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Request to authorize the City Manager, or his designee, to submit applications for and accept various grants from the Arizona Department of Transportation's (ADOT) Aeronautics Division on behalf of the City of Phoenix Airport System. Further request to authorize the City Manager, or his designee, to execute amendments to existing agreements and to take any necessary administrative actions in connection with such grants.

Further request to authorize the City Controller to disburse any funds received from the grants.

The Aviation Department submits grant applications to ADOT for eligible projects, including, but not limited to, those pertaining to maintenance, safety, capacity enhancement, environmental studies or planning, and land acquisition. The Aviation Department takes a proactive position in obtaining City Council authorization to accept any grants awarded by ADOT's Aeronautics Division for eligible projects. This authorization is effective until June 30, 2015.

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

**ITEM 33**                      **CITYWIDE**                      **ORDINANCE S-40676 -  
AIRPORT DEVELOPMENT REIMBURSABLE  
GRANT AGREEMENT WITH THE STATE OF  
ARIZONA**

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Request to authorize the City Manager, or his designee, to enter into an Airport Development Reimbursable Grant Agreement (Agreement) with the Arizona Department of Transportation Multimodal Planning Division Aeronautics Group (State). The Agreement will set out the terms and conditions under which the City may receive grant funds from the State for the purpose of providing aid for financing the following projects:

<u>Project Description</u>	<u>Maximum Reimbursement Amount Available From the State</u>
East Air Cargo Apron and West Hold Bay Improvements at Phoenix Sky Harbor International Airport	\$1,967,425
Taxiway A Improvements at Phoenix Deer Valley Airport	\$ 94,790

<u>Project Description</u>	<u>Maximum Reimbursement Amount Available From the State</u>
Master Plan Update at Phoenix Deer Valley Airport	\$ 101,960
Runway Improvements at Phoenix Goodyear Airport	\$2,130,000

Under the Agreement, the State requires the City to indemnify and hold harmless the State and any of its departments, agencies, officers, and employees from any and all liability, loss, or damage the State may suffer as a result of claims, demands, costs, or judgments of any character arising out of the performance or non-performance of the City or its independent contractors in carrying out any provision of the Agreement. In the event of any legal action, the indemnification shall include, but is not be limited to, court costs, expenses of litigation, and reasonable attorney fees. The agreement may contain other terms and conditions deemed necessary or appropriate by the City Manager, or his designee.

Further, the State will not assume any liability to third persons and will not reimburse the City for the City's liability to third persons resulting from the performance of the Agreement or any subcontract thereunder.

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

**ITEM 34**                      **CITYWIDE**                      **ORDINANCE S-40677 -  
EARLY ACTION GENERAL FUND EFFICIENCY  
MEASURES - POSITION REDUCTIONS**

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Request to implement position changes associated with the efficiency actions shown in Schedule A of the 2014-2015 City Manager's Trial Budget, which was presented to Council on March 25, 2014.

In the General Fund (GF), the elimination of 34.7 full-time equivalent (FTE) vacant civilian positions results from the efficiency actions listed in Schedule A of the 2014-2015 City Manager's Trial Budget. Many of the efficiency actions outlined in the Trial Budget involved the elimination of vacant civilian positions resulting from improvements made in departmental organizational reviews. This action is requested now in order to begin realizing savings as soon as possible. The efficiency improvements in the Trial Budget include several staffing and non staffing measures totaling \$6.5 million in savings that help address the projected 2014-2015 GF deficit. Included in those savings, a total of 34.7 FTE will be eliminated in various departments resulting in a cost reduction of about \$2.1 million. As part of one efficiency that will result in a net savings of an estimated \$500,000, the addition of two full-time positions are recommended in the City Prosecutor's Office as part of a collaborative enhancement among Police, City Prosecutor, and Municipal Court involving communication with domestic violence victims and scheduling of court trials. The change is expected to assist in the prosecution of domestic violence cases, while significantly reducing Police overtime pay, for a net reduction of an estimated \$500,000.

This item is recommended by Mr. Zuercher and the Budget and Research Department.

**ITEM 35**

**DISTRICT 8**

**ORDINANCE S-40678 -  
PROPOSED 35TH AVENUE AND BASELINE  
ROAD ANNEXATION**

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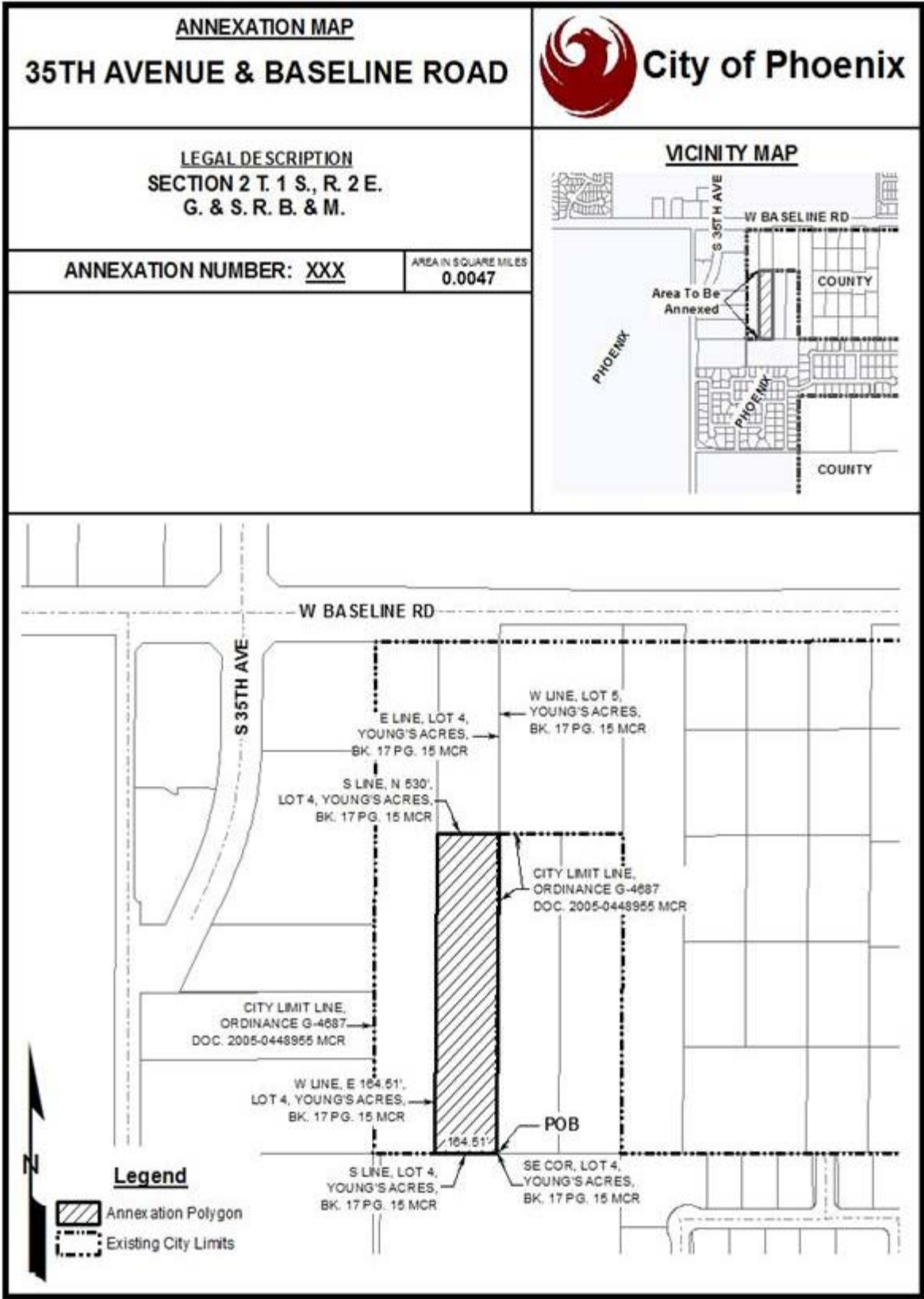
Request to extend and increase the corporate limits of the City of Phoenix, Arizona, pursuant to the provisions of Arizona Revised Statutes, Section 9-471, by annexing thereto a certain tract of land contiguous to and not embraced within the present limits of the City of Phoenix, designated as the 35th Avenue and Baseline Road 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 3 acres (0.005 square miles) and the population is estimated to be 3. The area to be annexed is Parcel 300-14-002X.

On January 15, 2014, the City Council authorized filing of a blank petition with the County Recorder's Office and the required public hearing was held February 5, 2014. 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.



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Request to authorize the City Manager, or his designee, to enter into a Memorandum of Understanding (MOU) with Arizona State University (ASU) and Mayo Clinic Arizona (Mayo) to continue collaborative planning efforts for the development of the Arizona Biomedical Corridor (ABC).

On April 3, 2012, the City Council approved an MOU with ASU and Mayo to jointly plan for the ABC. The MOU was executed in April 2012, and is effective through April 2014.

The ABC site is approximately 600 acres, extending from State Route 101 to the Central Arizona Project Canal, between State Route 51 and 64th Street. A majority of the land within this area is controlled by the Arizona State Land Department (ASLD), as part of the State Land Trust. Under the MOU, the City, ASU, and Mayo agreed to focus on the development of the corridor to create jobs and educational opportunities in northeast Phoenix, which will serve as an international destination for renowned medical care at Desert Ridge.

On February 20, 2013, the City Council authorized staff to collaborate with ASU and Mayo to select a consultant team to prepare a master plan, an infrastructure needs assessment, a marketing strategy, and other preliminary development studies. On May 1, 2013, the City Council authorized staff to apply for federal funds through the U.S. Economic Development Administration's Make It In America Challenge Program to fund these studies. In October 2013, the City was notified that its application was not selected for award. However, staff will continue to explore opportunities for grant funding.

In July 2013, private developer KUD International, a subsidiary of one of the world's largest development, design, and construction companies, submitted an application to lease 225 acres from the Arizona State Land Department within the proposed ABC. KUD plans to establish a biomedical and advanced technology research and development campus adjacent to the Mayo Clinic. ASLD has accepted and advanced KUD's application, and anticipates holding an auction by the end of 2014.

Entering into a new MOU will allow the City, ASU, and Mayo to continue working collaboratively to advance this strategic economic development initiative. This MOU would be effective for two years.

-  
Financial Impact

There is no financial impact for this action.

-  
This item was unanimously recommended for approval by the Finance, Efficiency, Economy, and Sustainability Subcommittee on March 19, 2014.

This item is also recommended by Mr. Blue and the Community and Economic Development Department.

**ITEM 37**

**CITYWIDE**

**ORDINANCE S-40680 -  
IFB 14-095 - HVAC EXHAUST AND DUCT  
SYSTEMS CLEANING - REQUIREMENTS  
CONTRACT**

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Request to authorize the City Manager, or his designee, to enter into an agreement with K.M. Facility Services, LLC on an as-needed basis during a two year period beginning on or about April 1, 2014 and ending March 31, 2016. Authorization is also requested for the City Controller to disburse funds over the life of the contract in an amount not to exceed \$1,375,000.

Solicitation IFB 14-095 HVAC Exhaust and Duct Systems Cleaning was conducted in accordance with Administrative Regulation 3.10. Two bids were received and opened on January 31, 2014. One bid was determined to be non responsive.

Duct system cleaning services is used by Aviation and Public Works Departments to remove dirt, debris, and other contaminants that may cause unacceptable odors, mold growth, and the discharge of contaminants into the conditioned space in various City of Phoenix properties.

Following is a tabulation of the lowest bids received:

<u>Bidder</u>	<u>Group I</u>	<u>Group II</u>	<u>Total Bid Price</u>
K.M. Facility Services, LLC*	\$105,301.00	\$23,970.80	\$129,271.80

It is recommended by the Deputy Finance Director that K.M. Facility Services, LLC, as asterisked, be accepted as the lowest responsive and responsible bidder. The Procurement Division finds the bid price to be fair and reasonable based on a

comparison to the previous contract and current market pricing.

Financial Impact

The aggregate contract value for all option years shall not exceed \$1,375,000, with an estimated annual expenditure of \$275,000. Funds are available in the Aviation and Public Works Departments' budget.

Option to Extend

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

The Aviation Director and Public Works Director also recommend this award.

This item is also recommended by Mr. Murphy and Mr. Naimark.

**ITEM 38**

**CITYWIDE**

**ORDINANCE S-40681 -  
IFB 14-111 - WATER AND WASTEWATER  
TREATMENT CHEMICALS (SULFURIC ACID,  
CHLORINE, AND SODIUM HYPOCHLORITE) -  
REQUIREMENTS CONTRACT**

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Request to authorize the City Manager, or his designee, to enter into a contract with Thatcher Company of Arizona and DPC Enterprises on an as-needed basis during a one-year period beginning on or about April 1, 2014 and ending March 31, 2015. Authorization is also requested for the City Controller to disburse funds over the life of the contract in an amount not to exceed \$4,031,175.

Solicitation IFB 14-111 Water and Wastewater Treatment Chemicals (Sulfuric Acid, Chlorine, and Sodium Hypochlorite) was conducted in accordance with Administrative Regulation 3.10. Four bids were received and opened by the Procurement Division on February 7, 2014.

Sulfuric Acid is used in the drinking water treatment process to lower the pH of the raw water which allows for enhanced coagulation and flocculation of the sediment in the water. Chlorine and Sodium Hypochlorite are used as a disinfectant in both water and wastewater treatment processes.

Following is a tabulation of the lowest bids received:

Bidder	Sulfuric Acid Unit Price per Active, Dry Lb.	Chlorine - 1- ton Container	Chlorine - 150 lb. Cylinder	Sodium Hypochlorite 50- gallon Drum	Sodium Hypochlorite Small Bulk
Thatcher Company of Arizona	\$0.0849*	\$488.80	\$79.95	\$85.00	\$1.61
DPC Enterprises		\$344.50*	\$67.50*	\$62.00*	\$1.23*

It is recommended by the Deputy Finance Director that the bids submitted by Thatcher Company of Arizona and DPC Enterprises, as asterisked, be accepted as the lowest responsive and responsible bidders.

Financial Impact

The aggregate contract value for all option years will not exceed \$4,031,175, with an estimated annual expenditure of \$1,343,725. Funds are available in the Water Services Department's budget.

Option to Extend

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

The Water Services Superintendent also recommends this award.

This item is also recommended by Mr. Naimark.

**ITEM 39**

**CITYWIDE**

**ORDINANCE S-40682 -**

**RFA 14-008 - HACH EQUIPMENT, TESTING,  
MAINTENANCE, AND CLEANING -  
REQUIREMENTS CONTRACT**

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Request to authorize the City Manager, or his designee, to enter into a contract with Hach Company for a two-year period beginning April 1, 2014 and ending March 31, 2016. Authorization is also requested for the City Controller to disburse the necessary funds over the life of the contract in an amount not to exceed \$500,000.

A variety of water testing and monitoring equipment is used by the Water Services Department to enable periodic monitoring of numerous treatment processes and to ensure compliance with various water quality requirements and the City's sewer code. This agreement will provide preventative maintenance and repair services for this equipment. Hach Company is the only authorized source for maintenance and repair services for Hach equipment.

Financial Impact

The aggregate contract value of all options will not exceed \$500,000, with an estimated annual expenditure of \$100,000. Funds are available in the Water Services Department's budget.

Option to Extend

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

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

**ITEM 40**

**CITYWIDE**

**ORDINANCE S-40683 -  
RFP 14-010 - HVACR SYSTEMS, COMPONENTS,  
EQUIPMENT/CONTROLS, MAINTENANCE,  
REPAIR, AND INSTALLATION - REQUIREMENTS  
CONTRACT**

---

Request to authorize the City Manager, or his designee, to accept Climatec, LLC for Group I and Johnson Controls, Inc. for Group II, as asterisked, as the highest scored responsive and responsible proposers. Further request authorization for the City Controller to disburse the necessary funds over the life of the contract in an amount not to exceed \$5,520,000.

Four proposals were received by the Procurement Division on January 24, 2014, to provide the Aviation Department with heating, ventilating, air conditioning, and refrigeration services and equipment on an as-needed basis for a three-year period beginning on or about April 1, 2014 and ending on March 31, 2017. Following is a tabulation of the proposals received:

<u>Proposer - Group I</u>	<u>Total Proposer Score</u>
Climatec, LLC* (only proposer)	374

<u>Proposer - Group II</u>	<u>Total Proposer Score</u>
Johnson Control, Inc.*	586
Emcor Services Arizona	526
Tolin Mechanical Systems, Inc.	433

The proposals were scored by a three-member evaluation committee based on the following criteria: Group I - Control Systems (400 Total Points for Methodology, Key Personnel, Firm Qualifications, and Price); and Group II - HVACR Systems, Components, Equipment, and Water Treatment (600 Total Points for Methodology, Key Personnel, Firm Qualifications, and Price). The award was made by group.

Financial Impact

The aggregate contract value for all option years will not exceed \$5,520,000, with an estimated annual expenditure of \$1,104,000. Funds are available in the Aviation Department's operating budget.

Option to Extend

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



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

**ITEM 41**

**CITYWIDE**

**ORDINANCE S-40684 -  
RFP 14-016 - ELECTRONIC AGENDA  
MANAGEMENT SYSTEM**

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Request to authorize the City Manager, or his designee, to enter into a five-year contract with Granicus, Inc. for an Electronic Agenda Management System beginning April 3, 2014 and ending April 2, 2019. Authorization is also requested for the City Controller to disburse funds over the five-year period in an amount not to exceed \$395,848. The system will enhance the efficiency and transparency of City Council agenda preparation and publication. Meeting management features will provide opportunities for improved citizen engagement and leverage new technology for real-time display of Council actions. Additionally, authorization is requested for staff to negotiate with the vendor on additional value added functionality that was included in the proposal but exceeds the current budgeted funding for the project. As efficiency savings are realized and funding becomes available to support additional transparency initiatives, staff will seek Council authorization to amend contract terms accordingly.

Solicitation RFP 14-016 was conducted in accordance with Administrative Regulation 3.10. Three proposals were received on February 14, 2014, to provide the City Clerk Department with an Electronic Agenda Management System. One proposer withdrew their proposal. Following is a tabulation of the scored proposals:

<u>Proposer</u>	<u>Proposer Score</u>
Granicus, Inc.*	723
Carahsoft Technology Corp.	681

The proposals were scored by a seven-member evaluation committee based on the following criteria: Business and Technical Capabilities (40%); Method of Approach (25%); Pricing (20%); and Qualifications, References, and Staff Information (15%). The Deputy Finance Director recommends contract award to Granicus, Inc., as asterisked.

Financial Impact

The aggregate contract value (including tax) for five years will not exceed \$395,848. Funds are available in the City Clerk Department's budget.

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

**ITEM 42**

**CITYWIDE**

**ORDINANCE S-40685 -  
STATE OF ARIZONA SOLICITATION ADSP013-  
038750A AZAFIS FINGERPRINT SYSTEM**

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Request the City Manager, or his designee, to authorize additional expenditures on Contract ADSP013-038750 to purchase two livescan palm print scanners, five livescan fingerprint scanners, and store-and-forward equipment for the Police Department. This contract is a result of ADSP013-038750 awarded by formal Council action on November 20, 2013. Authorization is also requested for the City Controller to disburse funds over the life of the contract in an amount not to exceed \$304,806.00.

The units will be required at various precinct locations throughout the Police Department to replace existing units that are beyond their life expectancy. The units are used to provide storage for prints and matching data. Also included is second-year maintenance costs for all eight units.

The State of Arizona contract was awarded June 17, 2011 and will end on June 17, 2015, with the option for one-year extensions through June 17, 2016. Authorization is also requested for current award period and any optional extensions that the State of Arizona may approve.

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

Financial Impact

The total additional funds needed is \$219,982. The revised aggregate amount is \$304,806. Funds are available in the Police Department's budget.

The Chief of Police agrees with this recommendation.

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

**ITEM 43**

**CITYWIDE**

**ORDINANCE S-40686 -  
MARICOPA COUNTY SERIAL 13043 C - TRAFFIC  
SIGNAL POLES AND COMPONENTS -  
REQUIREMENTS CONTRACT**

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Request to authorize the City Manager, or his designee, to make purchases against the Maricopa County contract with Econolite for traffic signal poles and components on an as-needed basis. Authorization is also requested for the City Controller to disburse funds over the life of the contract in an amount not to exceed \$2,937,500.

The traffic signal poles and components contract is required by Street Transportation Department to support the maintenance of over 1,100 signalized intersections and to support additional deployment due to new City projects and development.

The Maricopa County contract was awarded June 5, 2013 and will end on June 30, 2016, with options for one-year extensions through June 30, 2019. Authorization is also requested for current award period and any optional extensions that the Maricopa County may approve.

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

**Financial Impact**

The aggregate contract value for all option years shall not exceed \$2,937,500, with an estimated annual value of \$587,500. Funds are available in the Street Transportation Department's budget.

The Street Transportation Director agrees with this recommendation.

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

**ITEM 44**

**DISTRICT 5**

**ORDINANCE S-40687 -  
GRANT OF A PUBLIC UTILITY EASEMENT FOR  
A CITY PROJECT - 83RD AND WEST PICADILLY  
AVENUES**

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Request to grant a public utility easement, for consideration of one dollar and/or other valuable consideration, for the installation of a new service to a City facility on City property in the Salt River Project (SRP) service area, and further ordering the ordinance recorded. This easement is needed to provide utilities and other services to Fire Station 40 located at 83rd and West Picadilly Avenues.

This public utility easement will be for the area described in the legal description to be sent directly to the Law Department (Easement Premises) and will be granted to all public service corporations, agricultural improvement districts, and telecommunication corporations providing utility service to the property located at 83rd and West Picadilly Avenues (collectively "Grantee") for an indefinite period, subject to the following terms and conditions:

- A. Grantee is hereby granted the right to construct, reconstruct, replace, repair, operate, and maintain utility facilities together with appurtenant fixtures for use in connection therewith for the transmission and distribution of utility and communication facilities (collectively "Grantee Facilities") to, through, across, and beyond Grantor's property within the Easement Premises. Subject to the notice requirements provided in Paragraph "I", Grantee shall at all times have the right of full and free ingress and egress to and along the Easement Premises for the purposes herein specified. Grantee acknowledges and accepts that Grantee shall share the Easement Premises with other Grantees and shall use such Easement Premises with other Grantees in accordance with and consistent with industry standards and customs for such shared use. Grantor agrees to coordinate the location of Grantee's Facilities within the Easement Premises and to pay costs for relocation of Grantee's Facilities as provided in Paragraph "F".
- B. Grantor shall not locate, erect or construct, or permit to be located or erected or constructed, any building or other structure or drill any well within the limits of the Easement Premises. However, Grantor reserves all other rights, interests, and uses of the Easement Premises that are not

inconsistent with Grantee's easement rights herein conveyed and which do not interfere with or endanger any of the Grantee Facilities. Notwithstanding the foregoing, Grantor shall not have the right to lower by more than one foot or raise by more than two feet the surface grade of Easement Premises without the prior written consent by the Grantee whose facilities will be affected by the change of elevation.

- C. Grantee shall not have the right to use the Easement Premises to store gasoline or petroleum products, hazardous or toxic substances, or flammable materials; provided however, that this prohibition shall not apply to any material, equipment, or substance contained in, or a part of, the Grantee Facilities, provided that Grantee must comply with all applicable federal, state, and local laws and regulations in connection therewith. Additionally, the Easement Premises may not be used for the storage of construction-related materials or to park or store construction-related vehicles or equipment except on a temporary basis to construct, reconstruct, replace, repair, operate, or maintain the Grantee Facilities.
- D. Grantor shall maintain a three-foot clear area around all edges of all equipment pads for Grantee Facilities, in addition to a clear operational area that extends ten feet immediately in front of all transformer or switching cabinet openings, within the Easement Premises. No obstructions, trees, shrubs, fixtures, or permanent structures shall be placed or permitted by Grantor within said areas. Grantee is hereby granted the right to trim, prune, cut, and clear away trees, brush, shrubs, or other obstructions within said areas.
- E. Grantee shall exercise reasonable care to avoid damage to the Easement Premises and all improvements thereon and agrees that following any work or use by Grantee within the Easement Premises, the affected area, including without limitation, all pavement, landscaping, concrete, and other improvements permitted within the Easement Premises pursuant to this easement will be restored by Grantee to as close to original condition as is reasonably possible, at the expense of Grantee.
- F. Grantor reserves the right to require the relocation of Grantee Facilities to a new location within Grantor's property; provided however, that: (1) Grantor pays the entire cost of redesigning and relocating existing Grantee Facilities to the new location; and (2) Grantor provides Grantee with a new and substantially similar public utility easement at no cost to Grantee. After relocation of Grantee Facilities to the new easement area, Grantee shall abandon its rights to use the Easement Premises granted in this easement without cost or consequence to Grantor.
- G. Each public service corporation and telecommunication services corporation as a Grantee shall coordinate and work with other Grantees in the use of the Easement Premises. In the event that a third party or other Grantee requests the relocation of existing Grantee Facilities to a new location, whether or not the relocation is within the Easement Premises, the requesting party shall pay the entire cost of redesigning and relocating the existing Grantee Facilities.
- H. Grantee shall not have the right to transfer, convey, or assign its interests in this easement to any individual, corporation, or other entity without the prior written consent of Grantor, which consent shall not be unreasonably withheld. Grantee shall notify Grantor of any proposed transfer, conveyance, or assignment of any rights granted herein at the address listed below.
- I. Except in emergencies or exigent circumstances such as service restoration, Grantee agrees to contact Grantor at least one business day prior to Grantee's entrance onto the Easement Premises where such Easement Premises are located: (1) on a site that includes Aviation Department facilities, water and wastewater treatment facilities, the Police Department headquarters located at 620 West Washington Street, the Fire Department headquarters located at 150 South 12th Street, City Hall located at 200 West Washington Street, City Court Building located at 300 West Washington Street, Calvin C. Goode Building located at 251 West Washington Street, Transit Operations Center located at 320 North 1st Avenue, or West Transit Facility located at 405 North 79th Avenue; or (2) in a secured or fenced area.

This bears the recommendation of the Fire Chief and the Deputy Finance Director.

This item is also recommended by Ms. Takata.

**ITEM 45**                      **DISTRICT 6**                      **ORDINANCE S-40688 -  
ACCEPTANCE AND DEDICATION OF AN  
EASEMENT FOR PUBLIC USE**

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Request to accept an easement for public utility purposes; ordering the ordinance recorded; and dedicating to public use the property interest described therein.

		<u>District</u>
Easement	(a) JLB CAMELBACK, LLC, Easement is for public utility purposes for property located at 4910 North 44th Street. FN 140007	6

This bears the recommendation of the Acting Chief Financial Officer.

This item is also recommended by Mr. Zuercher.

**ITEM 46**                      **DISTRICT 7**                      **ORDINANCE S-40689 -  
AMEND ORDINANCE S-40157 FOR A LAND  
EXCHANGE BETWEEN THE USA, SRP, AND THE  
CITY**

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Request to amend Ordinance S-40157 adopted August 28, 2013, which authorized executing the necessary documents to exchange easements with the United States of America (USA) through its Department of Interior, Bureau of Reclamation (BOR) and Salt River Project (SRP) for the purpose of relocating irrigation facilities needed for a street improvement project along 43rd Avenue between Buckeye and Lower Buckeye Roads.

This amendment provides a correction to the SRP irrigation easement area the City of Phoenix will convey to SRP from 3,137 square feet to 1,835 square feet.

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

This item is also recommended by Mr. Naimark.

**ITEM 47**                      **CITYWIDE**                      **ORDINANCE S-40690 -  
RATIFICATION AND EXTENSION OF LICENSE  
FROM SALT RIVER PROJECT**

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Request ratification of an existing license between Salt River Project and the City of Phoenix for use of portions of the Grand and Arizona Canals situated in Section 10, Township 2 North, Range 3 East; and Section 27, Township 2 North, Range 3 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona. The license authorizes operation and maintenance of art vessels installed along various sections of Canal right-of-way.

Further request authorization for the City Manager, or his designee, to extend the license for an additional five years after the expiration of its initial term. The current license expired April 30, 2013, and provides a single five-year option to extend. The City of Phoenix wishes to exercise its option to extend the license effective May 1, 2013 through April 30, 2018. Further request authorization for the City Controller to disburse funds.

Further request authorization for the license agreement to include indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code §42-18.

The license is needed to support a City project and to further support related City objectives.

All other terms and conditions shall remain unchanged.

This bears the recommendation of the Arts and Culture Administrator and Deputy Finance Director.

This item is also recommended by Ms. Spencer.

**ITEM 48**

**CITYWIDE**

**ORDINANCE S-40691 -  
APPLY FOR 2014 ASSISTANCE TO  
FIREFIGHTERS GRANT PROGRAM**

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Request retroactive authorization for the City Manager, or his designee, to apply for and enter into a contract to allow the Phoenix Fire Department (PFD) to accept \$74,800 in grant funding through the 2014 Assistance to Firefighters Grant (AFG) Program. Authorization is also requested for the City Treasurer to receive and for the City Controller to disburse funds.

Fire Prevention and Safety (FP&S) Grants support projects that enhance the safety of the public and firefighters from fire and related hazards. The primary goal is to ensure firefighter safety and mitigation of high incidences of death and injury within high-risk populations.

Examples of the types of projects supported by the Phoenix Fire Department, Fire Prevention Section, which will be using the FP&S grant funds, include fire prevention and public safety education campaigns, juvenile fire setter interventions, media campaigns, and arson prevention and awareness programs.

The grant proposal involves the purchase of tablet computers and support hardware and software for Phoenix Fire Inspectors. Currently, inspectors must complete all research and paperwork related to inspections in a central office.

The grant period will be 12 months from the date of award. The total amount of the grant request is \$74,800. This year the FP&S grant requires a 5 percent local match, or \$3,740 in funding. If awarded, the Fire Department will cover the cost share from its operational budget.

If awarded and accepted, PFD projects a 15 percent increase in inspector productivity due to the fact that most work will be able to be completed in the field.

Due to the timing of the grant application deadline, this item has not been considered by the Public Safety and Veterans Subcommittee.

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

**ITEM 49**

**CITYWIDE**

**ORDINANCE S-40692 -  
APPLY FOR CRIME VICTIM ASSISTANCE  
GRANT FOR FIRE DEPARTMENT COMMUNITY  
ASSISTANCE PROGRAM**

---

Request retroactive authorization for the City Manager, or his designee, to apply for and enter into a contract to allow the Phoenix Fire Department's (Fire's) Community Assistance Program (CAP) to accept \$35,134 in grant funding from the Arizona Criminal Justice Commission. Authorization is also requested for the City Treasurer to receive and for the City Controller to disburse funds.

CAP staff members and volunteers provide on-scene services to victims of crimes, accidents, and fires. If awarded, Fire is requesting permission to accept an annual grant from the Arizona Criminal Justice Commission's Crime Victim Assistance Grant program, which will be used to supplement funding for two part time Crisis Interventionists. The requested amount is \$35,134.

The grant period runs from July 1, 2014 through June 30, 2015. The required 100 percent in-kind match will continue to be met with existing city funded positions within this program.

If awarded and accepted, this grant would supplement staffing for one full-time employee.

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

**ITEM 50**

**CITYWIDE**

**ORDINANCE S-40693 -  
COOPERATIVE FIRE RATE AGREEMENT WITH  
THE ARIZONA STATE FORESTER**

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Request to authorize the City Manager, or his designee, to execute an agreement with the Arizona State Forester, setting reimbursement rates for Fire Department resources. Authorization is also requested for the City Treasurer to accept funds and request further authorization for the City Controller to disburse funds.

The Arizona State Forester executes bi-annual agreements with fire departments in Arizona to set reimbursement rates for fire department apparatus and firefighters. These rates are utilized in the event that the Forester utilizes fire department resources for a response to an incident.

The Phoenix Fire Department has executed such agreements for over 20 years. The agreements have been occasionally utilized to reimburse the City for incident responses, usually to wildland fires.

The term of the agreement, if approved, will be for two years. The new two-year contract period will be April 16, 2014 through April 16, 2016.

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

**ITEM 51**

**CITYWIDE**

**ORDINANCE S-40694 -  
GILA RIVER INDIAN COMMUNITY GAMING  
GRANTS**

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Request authorization for the City Manager, or his designee, to apply for and, if awarded, accept up to \$75,000 in new funding from the Gila River Indian Community (GRIC). These monies would be applied, as directed by GRIC, towards the following:

— The Phoenix Symphony: \$75,000 for music education partnerships programs.

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.

**ITEM 52**

**DISTRICT 8**

**ORDINANCE S-40695 -  
ALLOCATION OF GAP FUNDING FOR FUTURE  
PHASES OF FRANK LUKE ADDITION HOPE VI  
REVITALIZATION**

---

Request to authorize the City Manager, or his designee, to use up to \$5,000,000 of City of Phoenix Affordable Housing Program funds and up to \$2,228,920 of 2006 General Obligation Affordable Housing and Neighborhood Revitalization (GO) Bond funds as presented to the Bond Executive Committee and approved in April 2011, for future phases of the Frank Luke Addition HOPE VI revitalization. Authorization is also requested for the City Manager to execute all necessary documents and the City Controller to disburse the funds over the life of the contract(s).

In May 2011, the U.S. Department of Housing and Urban Development awarded the City of Phoenix a \$20 million HOPE VI Grant to revitalize the former Frank Luke Addition public housing community. The 12.2-acre site is bounded by 16th and 18th Streets, and Villa and McKinley Streets. The revitalized community, now called Aeroterra, will consist of 250 mixed-income rental units built in multiple phases. Implementation of the Frank Luke Addition HOPE VI revitalization project was authorized by Ordinances S-37208, S-38087, and S 38139. The first phase of the development, Aeroterra Senior Village, a 60-unit rental housing community serving seniors and persons with disabilities, was built on 2.5 acres and completed in January 2013.

As currently planned, the future phases of Aeroterra will consist of 190 mixed-income rental units and a 6,500-square-foot

Community and Early Childhood Education Resource Center. It is anticipated the units will be completed in three phases, and will be spread over the remaining 9.7 acres in 28 two- and three-story non-elevator, townhouse style buildings. The Housing Department has allocated up to 48 Section 8 Project Based Vouchers to serve future residents of the Aeroterra community with at least 30 of those vouchers designated for chronically homeless families with a preference for veterans. Housing Community and Supportive Services (CSS) and the Human Services Department will provide a range of services to residents.

Financial Impact

There is no impact to the General Fund. GO Bond funds (\$2,228,920) and Affordable Housing funds (\$5,000,000 from Fiscal Year (FY) 2014, FY2015, and FY2016) may be utilized for future phases of the Frank Luke Addition HOPE VI Revitalization.

The Neighborhoods, Housing, and Development Subcommittee recommended approval of this request on February 18, 2014.

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

**ITEM 53**

**CITYWIDE**

**ORDINANCE S-40696 -  
LOAN SERVICING AGREEMENT WITH  
AMERINATIONAL COMMUNITY SERVICES, INC.**

Request authorization for the City Manager, or his designee, to award and enter into a contract pursuant to the City's Request for Proposals (RFP) for loan servicing to AmeriNational Community Services, Inc. for a five-year period, and to allocate and authorize the City Controller to disburse up to \$138,500 to pay for the services during the five-year life of the contract

The agreement with AmeriNational will provide loan servicing for approximately 155 affordable housing assistance loans totaling \$75 million in the Housing Department's loan portfolio of approximately \$75 million. In addition to loan servicing, other services include collections, account monitoring, cash-flow analysis, delinquency management, forbearance plans, online accounting services, loan subordination processing, and other loan portfolio management services. The Housing Department loan portfolio includes a variety of complex loans for affordable multifamily rental projects, special needs housing, and homeownership assistance mortgages. These loans are generally financed with federal funds.

The Housing Department issued an RFP on February 10, 2014, seeking qualified firms to provide loan servicing for the City's affordable housing loan portfolio. AmeriNational Community Services, Inc. was the only respondent to the RFP. A selection panel consisting of City staff and community partners reviewed and evaluated the proposal. AmeriNational Community Services, Inc. was chosen based on its qualifications, experience in servicing federally funded affordable housing loans, ability to deliver the scope of work outlined in the RFP, pricing, and overall response to the RFP. Panel evaluation resulted in the outcome below:

<u>Firm</u>	<u>Total Points/ Total Possible</u>
AmeriNational Community Services, Inc.	962/1,000

Financial Impact

There is no impact on the General Fund. Funds will come from federal grant sources.

This item is recommended by Ms. Jonovich and the Housing Department.

**ITEM 54**

**CITYWIDE**

**ORDINANCE S-40697 -  
ADOPT AND SUBMIT 2014-2015 ANNUAL  
AGENCY PLAN TO HUD AND AMEND SECTION 8  
ADMINISTRATIVE PLAN AND PUBLIC HOUSING  
ACOP**

Request to adopt the Housing Department 2014-2015 Annual Agency Plan (AAP) and authorize the City Manager to submit the AAP to the U.S. Department of Housing and Urban Development (HUD). The approved AAP must be submitted to HUD by April 15, 2014, in order for the City to be eligible for continued federal funding.

Further, request the City Council adopt the Amended Section 8 Housing Choice Voucher (HCV) Administrative Plan and the Amended Admissions and Continued Occupancy Plan (ACOP) for Public Housing. These documents provide operational and procedural details for the respective programs and have been amended to conform to changes in recent federal regulations and the AAP.

Policy changes noted in the 2014-2015 Annual Agency Plan include: the addition of up to 48 Project-Based Vouchers to the proposed unit mix for the 2010 HOPE VI grant; intention to apply for a Choice Neighborhoods Initiatives (CNI) grant (if funded by Congress); and possible discussion on a non-smoking policy for public housing. The plan may be viewed online at: [http://phoenix.gov/webcms/groups/internet/@inter/@dept/@housing/@rpts/documents/web\\_content/draft\\_agency\\_plan\\_010214.pdf](http://phoenix.gov/webcms/groups/internet/@inter/@dept/@housing/@rpts/documents/web_content/draft_agency_plan_010214.pdf).

The Housing Department worked with a fourteen-member Resident Advisory Board, representing the Conventional, Senior, Scattered Sites, and Section 8 Housing Choice Voucher programs to develop the Annual Agency Plan. As required by federal regulation, the document was available for public review at [www.phoenix.gov/housing](http://www.phoenix.gov/housing) and at all offices of the Housing Department. The public was given 45 days to make comments and a public hearing was held on February 26, 2014, to obtain input and comments on the proposed AAP. All comments and input received have been considered in the resulting AAP.

The Neighborhoods, Housing, and Development Subcommittee recommended City Council approval of this request on March 18, 2014.

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

**ITEM 55**                      **CITYWIDE**                      **ORDINANCE S-40698 -  
HOUSING QUALITY STANDARDS INSPECTION  
SERVICES CONTRACT WITH HOM, INC.**

Request authorization for the City Manager, or his designee, to award and enter into a two-year contract pursuant to the City's Request for Proposals (RFP) for on-call Housing Quality Standards (HQS) inspections services, with HOM, Inc. and to authorize the City Controller to disburse up to \$141,000 to pay for the services over the life of the contract.

The Housing Department issued an RFP on January 21, 2014, seeking qualified firms to conduct HQS inspections. A total of four proposals were received and evaluated on February 14, 2014, by a panel consisting of City staff and community business staff. HOM, Inc. was chosen by the panel based on its qualifications, experience, pricing, and overall response to the RFP. The outcome of the technical evaluation was as follows:

<u>Firm</u>	<u>Total Points/ Total Possible</u>
RE Management Services, Inc.	476/1,000
Quality Assurance, Inc.	777/1,000
Sigma Services, Inc.	829/1,000
HOM, Inc.	906/1,000

In accordance with the U.S. Department of Housing and Urban Development regulations, the City must ensure housing units assisted with certain federal funds meet federal HQS requirements. The proposed contract with HOM, Inc. will enable the City to fulfill these requirements. HOM, Inc. will coordinate with the Housing Department to perform the requested HQS inspections on an as needed basis.

Option to Extend

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

Financial Impact

There is no impact on the General Fund. Federal funds are available in the HOME, Community Development Block Grant, and Section 8 programs. The aggregate contract value for all option years will not exceed \$141,000, with an estimated annual expenditure of \$28,200.

This item is recommended by Ms. Jonovich and the Housing Department.

**ITEM 56**                      **CITYWIDE**                      **ORDINANCE S-40699 -  
AMEND PAY ORDINANCE S 39022**

Request to repeal Section 20(c) of Pay Ordinance S-39022, which was approved by City Council effective July 9, 2012, and reads:



The City Manager is authorized to establish a program that provides for City reimbursement to Middle Managers and Executives of the first 0.5% of Middle Managers' and Executives' percentage contribution of the City of Phoenix Employee's Retirement Plan, and the first 0.5% of Public Safety Middle Managers and Executives percentage contribution to the Arizona Public Safety Personnel Retirement System. Such reimbursement shall not be considered part of the base annual salary of such employees for the remaining purposes of this ordinance.

This will become effective April 14, 2014.

This item was presented as part of the Trial Budget early efficiency reductions on March 25, 2014.

This item is recommended by Mr. Zuercher and the Human Resources Department.

**ITEM 57**

**CITYWIDE**

**ORDINANCE S-40700 -  
ENTER INTO AGREEMENT WITH CITY  
MANAGER**

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Request to authorize the Mayor, on behalf of the City Council, to enter into an agreement with Ed Zuercher, City Manager, provided the terms and conditions specified in this ordinance are included in the agreement:

- The agreement with the City Manager shall commence on February 19, 2014, and shall continue for an indefinite term as provided in the City Charter.
- The City Manager shall receive an annual salary of \$315,000 paid bi weekly.
- The City Manager shall receive the same benefit package as executives and middle managers; provided however, the City Manager shall waive any right to reimbursement for his retirement contribution.
- Compensation, for purposes of the City Manager's pension, shall solely include the City Manager's salary as may be amended by Council. The City Manager expressly waives the right to include other sources of compensation as part of his pension.
- In consideration of the City Manager's waiver of rights related to his pension, and in addition to any severance permitted by the Charter, the City Manager may sell back up to 20 percent of his accrued sick leave upon separation; provided however, this amount shall not be included in the City Manager's pension.

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

**ITEM 58**

**CITYWIDE**

**ORDINANCE S-40701 -  
AMEND ORDINANCE S-39185 AND  
REPROGRAM CDBG FUNDS FOR ST MARY'S  
FOOD BANK ALLIANCE ENERGY EFFICIENCY  
PROJECT**

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Request authorization to amend Ordinance S-39815 and reprogram \$55,000 in unspent Community Development Block Grant (CDBG) Public Facility funds for the St. Mary's Food Bank Alliance Energy Efficient Cooler and Warehouse Upgrade. Authorization is also requested for the City Controller to disburse the funds.

Ordinance S-39815 was approved by City Council May 1, 2013, granting St. Mary's Food Bank Alliance \$100,000 in CDBG funds for improvements to its facility at 2831 North 31st Avenue and 3031 West Thomas Road. The scope of work involved replacing HVAC units, adding industrial fans, additional lighting, and a trough drain to the cooler and storage areas of the warehouses to increase energy efficiency and safety. Bids were received on the work which exceeded the funds available from the City and the agency's matching funds. Reprogramming of \$55,000 in unspent CDBG funds is needed to complete financing for this project.

**Financial Impact**

No General funds will be utilized. Funding is available through this reprogramming of unspent CDBG funds from previous projects

where cost savings were achieved.

This item is recommended by Ms. Takata and the Neighborhood Services Department.

**ITEM 59**

**CITYWIDE**

**ORDINANCE S-40702 -  
SRP WEATHERIZATION CONTRACT WITH  
ARIZONA COMMUNITY ACTION ASSOCIATION**

---

Request to authorize the City Manager, or his designee, to enter into contract and agreement for an amount not to exceed \$500,000 from the Arizona Community Action Association (ACAA) for funding provided by Salt River Project (SRP). Further request authorization for the City Controller to accept and disburse the funds.

The SRP funds, in conjunction with other funding sources, will be used during the period of May 1, 2014 to April 30, 2015. The funds are used by the Neighborhood Services Department Weatherization Assistance Program for residential energy efficiency improvements and repair/replacement of electrical HVAC systems such as air conditioners, heat pumps, evaporative coolers, and water heaters for low-to-moderate income residents.

**Financial Impact**

The program is funded through the State of Arizona and the ACAA. No additional City funds are required to match and indirect costs are not recoverable under this grant.

This item is recommended by Ms. Takata and the Neighborhood Services Department.

**ITEM 60**

**CITYWIDE**

**ORDINANCE S-40703 -  
SALE OF CANINE, FRANKIE**

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Request for authorization of sale of "Frankie" for one dollar. Purchase of canine "Frankie" is being made by Officer Ken McCarthy.

Officer Ken McCarthy, assigned to the Tactical Support Bureau's Canine/Specialty Vehicle Detail, has requested to purchase and retire his assigned canine "Frankie" in accordance with Administrative Regulation 4.21.

Canine "Frankie" is over eight years old and has served the Tactical Support Bureau with professionalism, dedication, and exemplary effort as a Police Service Dog for the past seven years.

Officer McCarthy agrees to accept full responsibility and liability for "Frankie" until his death.

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

**ITEM 61**

**CITYWIDE**

**ORDINANCE S-40704 -  
AMEND CONTRACT 131679 WITH G FORCE  
GLOBAL TECHNOLOGIES**

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Request authorization for the City Manager, or his designee, to amend Contract 131679, with G Force Global Technologies, Inc. (G Force), to increase the amount of the contract by \$338,800, and further authorize Controller to disburse funds, for continued support of the Police Department's current records management system, Police Automated Computerized Entry (PACE), until it can be fully replaced by the new Police Department Records Management System (RMS). Until replacement, it is imperative that the current PACE system be kept up-to-date and operating within normal parameters to ensure uninterrupted service to system users. The timing for decommissioning PACE is expected to be in late 2014.

The original contract was approved on June 22, 2011, and last amended on July 1, 2013. With this amendment, the contract amount will increase from \$976,249 to a total contract amount not to exceed \$1,315,049. Funding for this amendment is available in the Police Department's general operating budget and the Police Department's Court Awards fund.

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

This item is also recommended by Mr. Murphy.

**ITEM 62****CITYWIDE****ORDINANCE S-40705 -  
EXTEND AGREEMENT WITH VEOLIA FOR  
OPERATIONS CONTROL CENTER AND  
SCHEDULING/DATA COLLECTION FUNCTIONS**

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Request to exercise the one-year option on Agreement 129101 with Veolia Transportation Services (VTS) to manage the Operations Control Center (OCC), and Scheduling and Data Collection functions at a cost not to exceed \$1,132,320 and authorize the City Controller to disburse funds in accordance therewith.

The OCC manages transit services which operate from the City's North and South Transit facilities. As needed, the OCC also provides support to the City's West Transit Facility and member agencies of the Regional Public Transportation Authority (RPTA), as well as the RPTA Customer Service Center and contracted dispatch operations in the region. Scheduling and Data Collection staff work in concert with the City's transit planners to coordinate new service, implement and analyze existing service efficiencies, assist in development of regionally published transit book, and assist in planning routes and schedules based on the City's requirements.

The initial three-year agreement was approved by City Council on June 16, 2010, in an amount not to exceed \$4,427,381, with two, one-year options to extend. On May 15, 2013, City Council approved the first one-year option to extend and to add \$1,248,696 to the contract. This action will exercise the final remaining one-year option, extending Agreement 129101 through June 30, 2015, and add \$1,132,320 to the contract. Due to a cost savings of \$657,158 over the life of the contract to date, this action will bring the five-year value to an amount not to exceed \$6,151,239.

A change order will be issued to extend this agreement one year and the cost for Fiscal Year 2014-2015 will not exceed \$1,132,320, which includes a 3 percent increase in order to absorb additional costs for overhead, benefits, local travel, and administrative support.

**Financial Impact**

The cost of exercising the one-year option is \$1,132,320. Funds are available in the Public Transit Department's operating budget using Transit 2000 funds. Exercising the option year will bring the total five-year contract amount to \$6,151,239.

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

**ITEM 63****DISTRICTS 2, 3, 6,  
AND 8****ORDINANCE S-40706 -  
WS85500320 - VALVE ASSESSMENT PROGRAM  
CONSULTANT SERVICES - AMENDMENT 3**

---

Request to authorize the City Manager, or his designee, to execute Amendment 3 of Contract 131449 with Wachs Water Services (Phoenix, Arizona) to assess and evaluate the condition of water main valves within the City's water system; further requesting authorization for the City Controller to disburse funds for the purpose of this ordinance.

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

**Financial Impact**

The Consultant's fee shall be increased by \$397,000 to \$1,753,000, including all subconsultant and allowable costs. The contract period will also be extended to June 30, 2015. Funding for these services is available from Water Revenue Fund 0051.

**Previous City Council Action**

On June 22, 2011, City Council approved Contract 131449 in the amount of \$473,000 for a three-year period, with two options to extend the contract for an additional one-year period, for a total of five consecutive years.

On May 16, 2012, City Council approved Amendment 1 to Contract 131449, extending the contract period of service through June 30, 2013, and increasing the contract amount by \$453,000 to \$926,000.

On May 1, 2013, City Council approved Amendment 2 to Contract 131449, extending the contract period through June 30, 2014, and increasing the contract limit by \$430,000 to \$1,356,000. This action exercises the first of two available one-year options to exceed.

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 64**

**DISTRICT 6 AND  
OUT OF CITY**

**ORDINANCE S-40707 -  
WS85100037 (WS85100032) - BOOSTER PUMP  
STATION REPLACEMENT PROGRAM - CMAR -  
DESIGN PHASE 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) design phase services for the replacement of existing Booster Pump Station (BPS) 2C-B1, located at 64th Street and Thomas Road. Further request to authorize the City Controller to disburse the funds for purposes of this ordinance.

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

The existing booster pump station is at the end of its useful life and needs complete replacement. The CMAR design phase services include, but are not limited to: design document review, constructability review, project scheduling, cost estimation, value engineering, subcontractor bidding, and Guaranteed Maximum Price preparation. The estimated construction cost for this project is \$14 million.

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 the disbursement of funds. Such utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunications, cable television, railroads, and other modes of transportation. This authorization excludes any transaction involving an interest in real property.

**Financial Impact**

The CMAR's fee shall not exceed \$70,356, which includes all subconsultant, subcontractor, and reimbursable costs. Funds are available from Water Revenue as part of the Water Services Department's Capital Improvement Program.

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 65**

**DISTRICTS 7 AND 8**

**ORDINANCE S-40708 -  
ST85100272 - ROOSEVELT STREET - CENTRAL  
AVENUE TO 4TH STREET - DESIGN-BID-BUILD**

---

Request to authorize the City Manager, or his designee, to accept TALIS Construction Corporation (Tempe, Arizona) as the lowest priced responsive and responsible bidder, and to enter into a contract with TALIS Construction Corporation for construction services. The contract may contain other terms and conditions deemed necessary or appropriate by the City Manager, or his designee. Further request authorization for the City Controller to disburse the necessary funds for the purpose of this ordinance in an amount not to exceed \$1,537,936.70.

Four bids were received in compliance with Arizona Revised Statutes, Title 34 by the Street Transportation Department on February 25, 2014, to provide construction services in support of the Roosevelt Street: Central Avenue to 4th Street construction project. The four bids were sent to the Equal Opportunity Department for review to determine subcontractor eligibility and general contractor responsiveness in meeting the project's Disadvantaged Business Enterprise (DBE) goal. Bidders three and four did not submit all required DBE paperwork and were deemed non-responsive. All other bidders were found responsive.

Bids ranged from a low of \$1,537,936.70 to a high of \$1,985,525.90. The Engineer's estimate, second low bidder, and the lowest responsive and responsible bidder, indicated by an asterisk, are listed below:

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	<u>Total</u>	<u>DBE Goal</u>
Engineer's Estimate	\$1,663,707.00	4.95%
J. Banicki Construction, Inc.	\$1,704,029.63	12.7%
TALIS Construction Corporation*	\$1,537,936.70	9.3%

Recommendation

The Street Transportation Department recommends award of the base bid to the lowest responsible bidder, TALIS Construction Corporation, in an amount not to exceed \$1,537,936.70.

Financial Impact

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

<u>Project</u>	<u>Funding</u>	<u>Total</u>
ST85100272	Federal Aid (1020)	\$1,450,274.30
ST85100272	Arizona Highway User Revenue (007)	\$ 87,662.40

Previous City Council Action

On September 14, 2011, the Council awarded Design Phase Contract 131949.

Citizen Notification

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

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

The Street Transportation Department concurs with this request.

This item is also recommended by Mr. Naimark.

**ITEM 66**

**DISTRICT 8**

**ORDINANCE S-40709 -  
WS85100035 -  
3B-B2 BOOSTER PUMP STATION  
REPLACEMENT - CONSTRUCTION  
ADMINISTRATION AND INSPECTION SERVICES**

Request to authorize the City Manager, or his designee, to enter into an agreement with Wilson Engineers, LLC, Phoenix, Arizona, to provide construction administration and inspection services in support of the 3B B2 Booster Pump Station (BPS) Replacement project. Further request to authorize the City Controller to disburse funds for the purpose of this ordinance.

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

The existing 3B-B2 BPS is located at the 24th Street Water Treatment Plant (WTP). The BPS is at the end of its useful life and ready for replacement. Construction administration and inspection services for this project include, but are not limited to: representing the City as directed; managing the construction schedule; performing site visits; review of shop drawing(s) and test results; interpretation and clarification of contract documents; certifying progress

payments; substantial and final completion inspections; materials testing; services of an on-site inspector throughout the construction period; and special services as may be identified for the project. The estimated construction cost is approximately \$7.7 million.

Financial Impact

The Engineer's fee shall not exceed \$748,104, including all subconsultant and allowable costs. Funding for these services is available from the Water Capital Improvement Program using Water Revenue funds (0051).

Previous City Council Action

On May 16, 2012, City Council approved Contract 133425 with Wilson Engineers, LLC in the amount of \$799,565 for design services.

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 67**

**CITYWIDE**

**ORDINANCE S-40710 -  
WS85100031 - WATER DISTRIBUTION SYSTEM  
REMOTE TERMINAL UNIT REPLACEMENT  
PHASE II - CONSTRUCTION ADMINISTRATION  
AND INSPECTION SERVICES**

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Request to authorize the City Manager, or his designee, to enter into an agreement with the Black & Veatch Corporation, Phoenix, Arizona, to provide construction administration and inspection services in support of the Water Distribution System Remote Terminal Unit (RTU) Replacement project. Further request to authorize the City Controller to disburse funds for the purpose of this ordinance.

Black & Veatch Corporation was chosen for this project using a qualifications-based selection process as authorized by Title 34 of the Arizona Revised Statutes.

The Water Services Department, Water Distribution System has approximately 200 remote terminal units (RTU) located throughout the City to facilitate remote control and monitoring of distribution system facilities. Many of these RTUs are reaching the end of their useful life and are in need of replacement. Phase I of the RTU Replacement project included the design of five sites, which have been completed. Phase II of this project included RTU Replacement at 28 sites. Phase II construction administration and inspection services includes: representing the City as needed; administration of the construction schedule; performing site visits; review of shop drawings and test results; interpretation and clarification of contract documents; certifying progress payments; substantial and final completion inspections; services of an on-site inspector throughout the construction; and special services as may be identified for the project.

**Financial Impact**

The Engineer's fee for Phase II - construction administration and inspection design services shall not exceed \$256,954, including all subconsultant and allowable costs. Funding for these services is available from the Water Services Department's Water Revenue (0051) fund.

**Previous City Council Action**

On April 7, 2010, City Council approved Design Contract 128181. On June 6, 2012, City Council approved Amendment 1 extending the design services contract through April 30, 2013, and increasing the contract amount to \$600,198.

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 68**

**CITYWIDE**

**ORDINANCE S-40711 -  
PUBLIC INFORMATION SERVICE ANNUAL ON-  
CALL SERVICES**

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Request to authorize the City Manager, or his designee, to negotiate and enter into agreements with four firms to provide public information services. Further request authorization for the City Controller to disburse funds for payment of services performed under these agreements.

In accordance with Administrative Regulation 3.10, General Procurement Procedures, the Street Transportation Department conducted a Request for Proposal (RFP) process to develop a pool of four firms to provide Public Information Services for major street, right-of-way design, and construction projects. Nine responsive proposals were received. After thoroughly evaluating the merits of the responses received and the information provided, the evaluation panel recommended that the four highest scoring firms be awarded the contracts.

The agreements will be managed by the Street Transportation Department. The consultant's services will be utilized on an as-needed basis to provide Public Information Services (PIS) including, but not limited to: public pre-design and pre-construction

project meetings; project newsletters and other neighborhood notifications; 24-hour project hotlines; responding to citizen complaints; project progress meetings; and interfacing between the City, citizens, and design and construction contractors. The firms are as follows:

- Inroads Info, Inc.
- Gunn Communications, Inc.
- ACS Conaid, Inc.
- Central Creative, LLC

The agreements awarded will be effective for an initial three-year period, from May 2, 2014 through May 1, 2017, with an option to extend for two additional one year periods. Together, the agreements will not exceed a maximum amount of \$500,000 each year for a total value not to exceed \$2,500,000 over the life of the contracts. Each contract will be non-exclusive.

Financial Impact

Funds are available in various Capital Improvement Program projects from each City department utilizing these services.

Citizen Notification

The public will be notified on each project if notification is required.

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

**ITEM 69**

**CITYWIDE**

**ORDINANCE S-40712 -  
PLAN REVIEW FOR CONSTRUCTION PROJECTS  
ON-CALL SERVICES**

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Request to authorize the City Manager, or his designee, to enter into separate agreements with four firms to provide "on-call" plan review services; and further to authorize the City Controller to disburse funds for the purpose of this ordinance. Services may include conducting reviews on plans of new construction, alterations, and repairs submitted by commercial and residential property owners for compliance with the Phoenix Building Construction Code. 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:

- Bureau Veritas (Phoenix, Arizona)
- Onsite Engineering (Scottsdale, Arizona)
- Stantec Consulting (Phoenix, Arizona)
- Wildan Engineering (Phoenix, Arizona)

The on-call contracts will be utilized on an as-needed basis to provide plan review and inspection services 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 authorized by Title 34 of the Arizona Revised Statutes as managed by the City Engineer. 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 aggregate contract value over the two-year life of the contracts will not exceed \$2 million, with an estimated total expenditure in Fiscal Year 2014-2015 of approximately \$1,125,232.

This Council award is subject to execution of an agreement by all 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 70**

**CITYWIDE**

**ORDINANCE S-40713 -  
PLAN REVIEW FOR GRADING/DRAINAGE AND**

**STREET PAVING CONSTRUCTION ON-CALL SERVICES**

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Request to authorize the City Manager, or his designee, to enter into separate agreements with five firms to provide "on-call" plan review services; and further to authorize the City Controller to disburse funds for the purpose of this ordinance. Services may include conducting reviews on plans for grading/drainage and street paving construction submitted to the City by private property owners for

permit issuance purposes. The contracts 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:

- Aztec Engineering Group, Inc. (Phoenix, Arizona)
- Bowman Consulting (Tempe, Arizona)
- Entellus, Inc. (Phoenix, Arizona)
- Jacobs Engineering Group, Inc. (Phoenix, Arizona)
- Ritoch-Powell & Associates (Phoenix, Arizona)

The on-call contracts will be utilized on an as-needed basis to provide plan review 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 authorized by Title 34 of the Arizona Revised Statutes as managed by the City Engineer. 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 aggregate contract value over the two-year life of the contracts will not exceed \$2.5 million, with an estimated total expenditure in Fiscal Year 2014-2015 is approximately \$600,000.

This Council award is subject to execution of an agreement by all 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 71**

**CITYWIDE**

**ORDINANCE S-40714 -  
PLAN REVIEW AND INSPECTION OF  
LANDSCAPE, HILLSIDE SLOPE ANALYSIS, AND  
INVENTORY/SALVAGE PLANS ON-CALL  
SERVICES**

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Request to authorize the City Manager, or his designee, to enter into separate agreements with three firms to provide "on-call" plan review and inspection services; and further to authorize the City Controller to disburse funds for the purpose of this ordinance. Services may include conducting reviews and inspection of landscape, hillside slope analysis, and inventory/salvage plans 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:

- Environmental Planning Group (Phoenix, Arizona)
- SCL Consulting (Tempe, Arizona)
- Waibel & Associates (Tempe, Arizona)

The on-call contracts will be utilized on an as-needed basis to provide plan review and 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 authorized by Title 34 of the Arizona Revised Statutes as managed by the City Engineer. 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 aggregate value of the contracts over the two-year period will not exceed \$1,500,000, with an estimated expenditure in Fiscal Year 2014-2015 of approximately \$250,000.

This Council award is subject to execution of an agreement by all 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 72**

**CITYWIDE**

**ORDINANCE S-40715 -  
WS85500379 - TRANSMISSION MAIN  
INSPECTION AND ASSESSMENT CONSULTING  
SERVICE - CONTRACT CHANGE ORDER 1**

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Request to authorize the City Manager, or his designee, to execute Change Order 1 to Contract 131450 with HDR Engineering, Inc. to provide additional professional services in the inspection and assessment of pre-stressed concrete cylinder pipelines, 42-inches and larger. Change Order 1 requests the contract limit be increased by \$956,017 from \$4,001,515 to \$4,957,523, and the contract time through September 30, 2015. This Request for Council Action requests the services noted above for 6.7 miles of large diameter transmission main. The work was added due to other projects that required pipelines to be shutdown in the transmission system and allowed the opportunity to inspect problem pipelines without added cost. Further request authorization for the City Controller to disburse funds for the purpose of this ordinance.

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

Previous City Council Action

The original Contract 131450 was approved by City Council on June 22, 2011. Amendment 1 to Contract 131450 was approved by City Council on June 5, 2013, which added the inspection and assessment of 12 additional miles of pre stressed concrete cylinder pipe to the contract scope and additional \$1,001,515 of funding.

Financial Impact

Funding for this project is available in the Water Services Department's Capital Improvement Program budget utilizing Water Revenue funds.

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

**ITEM 73**

**CITYWIDE**

**ORDINANCE S-40716 -  
AMENDMENT 1 TO CONTRACT 134363 WITH  
DREDGER & ASSOCIATES, INC. -  
ON-CALL PROGRAMMING CONSULTING  
SERVICES**

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Request to authorize the City Manager, or his designee, to amend Professional Services Contract 134363 with Dredger & Associates, Inc. for on-call programming consulting services. Authorization is also requested for the City Controller to disburse funds for the purpose of this ordinance.

On August 1, 2012, the Water Services Department (WSD) entered into a five year agreement with Dredger & Associates, Inc. to provide ACCESS programming consulting services to upgrade WSD's operating and Capital Improvement Program budget databases, with the original contract not to exceed \$30,000 for five years. This amendment would increase the contract amount by \$45,000, for a total contract amount of \$75,000.

Dredger & Associates, Inc. developed the Water Services Department budget databases in their entirety. The requested additional programming services include: enhanced revenue monitoring abilities; new and improved reporting; enhanced search and import/export capabilities; creation and modification of modules, variants, tables, and interfaces as well as an upgrade to the Stormwater Database used by multiple departments. The firm's expertise with the Department budget databases, including understanding the necessary requirements to interface with the City's Budget Reporting and Analysis Support System (BRASS) and Systems Applications and Products (SAP), would allow this work to get done in the least amount of time at the lowest cost.

The databases and requested enhancements are necessary tools for the Water Services Department to manage and prepare all budget submittals required by the Budget and Research and Finance Departments. The databases allow for the efficient preparation of estimates, budget development and monitoring, ensuring accuracy, and more efficient preparation of budgets.

Financial Impact

Funding in the amount of \$45,000 is available in the Water Services Department's operating budget.

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

<b><u>ITEM 74</u></b>	<b>DISTRICT 8 AND OUT OF CITY</b>	<b>RESOLUTION 21209 - ISSUANCE OF ONE OR MORE SERIES OF UP TO \$75,000,000 OF THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE CITY OF PHOENIX, ARIZONA, TAX-EXEMPT AND/OR TAXABLE EDUCATION FACILITY REVENUE BONDS (LEGACY TRADITIONAL SCHOOLS PROJECT) - SERIES 2014A</b>
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Request by Athlos Traditional Academy (the "Applicant" or "Athlos"), 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 \$75,000,000 of Education Facility Revenue Bonds (the "Revenue Bonds") to: a) finance the acquisition, construction, renovation, improvement, and equipping of charter school facilities (the "Project"); and b) pay certain costs related to the issuance of the Revenue Bonds.

The Applicant is the representative of three other affiliated charter schools, Legacy Traditional School-Avondale (Avondale), Legacy Traditional School-Laveen (Laveen), and Legacy Traditional School-Northwest Tucson (Northwest Tucson). The Project is described by the Applicant as including: a) acquisitions of the existing Athlos, Avondale, Laveen, and Northwest Tucson charter school campuses, all of which serve grades K through 8; and b) improvements to the Athlos, Avondale, and Northwest Tucson campuses. The Athlos campus is located at 3201 South Gilbert Road in Chandler. The Avondale campus is located at 12320 West Van Buren Street in Avondale. The Laveen campus is located at 7900 South 43rd Avenue in Phoenix, District 8. The Northwest Tucson campus is located at 3500 West Cortaro Farms Road in Tucson.

Fees that are collected at closing or 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 20, 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.

<b><u>ITEM 75</u></b>	<b>DISTRICT 2</b>	<b>RESOLUTION 21210 - ISSUANCE OF ONE OR MORE SERIES OF UP TO \$180,000,000 OF THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE CITY OF PHOENIX, ARIZONA, HEALTH CARE FACILITIES REVENUE BONDS (MAYO CLINIC) - SERIES 2014</b>
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Request by Mayo Clinic Arizona (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 \$180,000,000 of Health Care Facilities Revenue Bonds (the "Revenue Bonds") to: a) finance the construction, improvement, and equipping of a proton beam therapy facility and other capital projects involving renovations, acquisition of equipment, and construction (the "Project"); and b) pay certain costs related to the issuance of the Revenue Bonds.

The Applicant states that upon completion of the building, the facility will consist of an approximately 160,000-square-foot underground structure housing a proton beam therapy facility, with a capacity of approximately 2,000 patients per year. According to the Applicant, proton beam therapy will be used to treat many kinds of cancers located deep within the body and close to critical organs and body structures, minimizing the risk of damage to surrounding healthy tissue. The Project is situated in a building that is currently under construction on a portion of the Applicant's approximately 200 acres located south of the southeast corner of 56th Street and Mayo Boulevard.

Fees that are collected at closing or 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 20, 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 76**                      **DISTRICT 1**                      **RESOLUTION 21211 -**  
**ABANDONMENT OF EASEMENT - V-140007A**

Request to abandon the following easement as it is no longer needed.

On January 31, 2014, Mr. Gordon Keig of Kornwasser Shopping Center Properties requested the abandonment of the drainage easement on the parcel addressed as 9201 North 29th Avenue, Assessor's Parcel Number 149-13-005R, as shown in Map of Dedication, Maricopa County Recorder Book 328, Page 14, recording number 88-0617072.

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

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

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

**ITEM 77**                      **DISTRICT 1**                      **RESOLUTION 21212 -**  
**ABANDONMENT OF EASEMENT - V-140010A**

Request to abandon the following easements as they are no longer needed.

On February 20, 2014, Mr. Dennis M. Newcombe of Beus Gilbert, PLLC requested the abandonment of a portion of the water and sewer easements on the parcel identified as Assessor's Parcel Number 149-16-401, described in Maricopa County Recorder Docket 3161 Page 404, and Docket 13012 Page 708; parcel located between the parcels addressed as 10215 North 28th Drive and 10220 North Metro Parkway.

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

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

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

**ITEM 78**

**DISTRICT 4**

**RESOLUTION 21213 -  
ABANDONMENT OF EASEMENT - V-120047A**

Request to abandon the following easements as they are no longer needed.

On November 2, 2012, Mr. Brian Braganza, on behalf of Ebay, Inc., requested the abandonment of the remaining 10-foot Public Utility Easement on the parcel addressed as 4010 North 3rd Street (Assessor's Parcel Number 118-25-126), retained per Resolution 15380, and the adjacent 10-foot Public Utility Easement on the same parcel, as shown per Maricopa County Recorder Book 507, Page 19, on then Lot 2.

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

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

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

**ITEM 79**

**DISTRICT 8**

**RESOLUTION 21214 -  
ABANDONMENT OF EASEMENT - V-130033A**

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

On August 9, 2013, Mr. Tim Chester of Wentworth Property Company, on behalf of Rio Salado Commerce Park, LLC, requested the abandonment of a portion of the roadway and storm drain easement dedicated per Ordinance S-2792, Maricopa County Recorder Docket 4734 Page 297, located on the east boundary of the parcels addressed as 3025 and 3045 South 23rd Street (Assessor's Parcel Number (APN) 122-26-012 and 122-26-013); 2390 East Riverview Drive (APN 122-26-014); and 3000 South 24th Street (APN 122-26-015).

Subdivision Plat 130086 under the name of Airport I-10 Business Park is to be recorded together with the Maricopa County Recorder on the same day, at the same time. The sequence of recording to be followed is that the resolution is recorded first; then the plat is recorded second. Recording in this manner will satisfy the stipulation to record concurrently.

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

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

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

**ITEM 80**

**DISTRICTS 7 AND 8**

**RESOLUTION 21215 -  
PUBLIC HEARING -  
LEGAL FINDING FOR THE RIO SALADO  
REDEVELOPMENT AREA**

Request to hold a public hearing and adopt a resolution finding the existence of a Redevelopment Area in the City of Phoenix and declaring the necessity of such area.

At the June 11, 2013, City Council Policy Session, City Council directed staff to begin the process for studying the proposed Rio Salado Redevelopment Area. The City Council, on November 20, 2013, authorized an amendment to an existing contract with Discovery Triangle Development Corporation to study the subject area to determine eligibility for the formation of a redevelopment area. Significant studies of the area, along with several revitalization efforts, have already been done over the last decade. These past planning efforts provide foundation for the redevelopment study area designation and the goals of those

plans will be further implemented by adoption as a redevelopment area. The study area is generally bounded by I-17 to the north; Broadway Road to the south; 19th Avenue to the west; and 16th Street to the east.

A comprehensive study of the area's current land use; building and neighborhood maintenance ordinance enforcement; and incidence of crime and fire was conducted by Discovery Triangle Development Corporation. In view of this information, the Planning and Development Department, Community and Economic Development Department, and Discovery Triangle Development Corporation have determined that:

1. There is deterioration of the area and its improvements;
2. There are unsafe and unsanitary conditions that relate to the condition of the property; and
3. There is faulty lot layout in relation to size, shape, and configurations.

These factors retard the provision of economic development; constitute a social liability; and detract from the provision of public health, safety, morals, or welfare in their present state and use. Individually or in combination, these conditions substantially impair or arrest the sound growth of the City of Phoenix.

Existing land use, building, and area conditions demonstrate that current conditions satisfy statutory requirements for declaring the area a redevelopment area. Its deterioration, unsafe conditions, and faulty lot layout do not contribute to the stability and vitality of the surrounding area. The redevelopment process offers an opportunity to help remove these conditions; to facilitate revitalization of new and existing land uses; and to support private improvements in the area.

On March 5, 2014, the Downtown, Aviation, and Redevelopment Subcommittee recommended City Council approval of the proposed Rio Salado Redevelopment Area and declared the area eligible to be a redevelopment area as this area meets the blight criteria established by Arizona Revised Statutes 36-1471. Establishment of this area as a redevelopment area will further the implementation of the General Plan and existing City Council adopted plans.

Staff recommends the City Council approve a resolution to establish the Rio Salado Redevelopment Area with a minor change to remove land along the north side of Broadway Road that is already included within the Target Area B Redevelopment Area. This revised area meets the statutory requirements for a redevelopment designation. Designation as a redevelopment area allows for the City to continue working with property owners to facilitate a variety of revitalization measures that include blight elimination, special development funding mechanisms, and work on individual property redevelopment plans to guide revitalization efforts for the area.

The item is also recommended by Mr. Naimark, Mr. Blue, and the Planning and Development, and Community and Economic Development Departments.

**ITEM 81**

**CITYWIDE**

**RESOLUTION 21216 -  
EXEMPTION OF UNMARKED CITY VEHICLES**

Request exemption from provisions of Sections 38-538 and 38-538.01, Arizona Revised Statutes, provided in Section 38-358.03 thereof, certain motor vehicles from the wording, "For Official Use Only".

This resolution exempts certain city vehicles owned or leased by the City of Phoenix including the Mayor's detail, Police Department vehicles, Fire Department vehicles, and Human Services and Aviation Departments' vehicles.

Section 38-538.03 stipulates the governing body (City Council) may grant such exemption for a period of time not to exceed one year. It is requested that a new resolution be adopted to cover the period from July 1, 2014 to June 30, 2015.

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

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**NEW BUSINESS**

**ITEM 82**

**CITYWIDE**

**REVISION TO 2014 BUDGET CALENDAR - FIVE-YEAR PRELIMINARY CAPITAL IMPROVEMENT PROGRAM**

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Request to amend the 2014-2015 Budget Calendar to reflect the presentation of the Five-Year Preliminary Capital Improvement Program (CIP) at the April 15, 2014, Council Policy Session. The original date scheduled for this item on the adopted Budget Calendar was April 8, 2014. A Council Policy Session was recently added for April 15, 2014, to ensure adequate time can be allotted to pending items being presented to the City Council this month.

This item is recommended by Mr. Zuercher and the Budget and Research Department.

**ITEM 83**

**DISTRICT 7**

**PROPOSED BROADWAY ROAD (AVENIDA RIO SALADO PROJECT - AREA 2) ANNEXATION - FILING**

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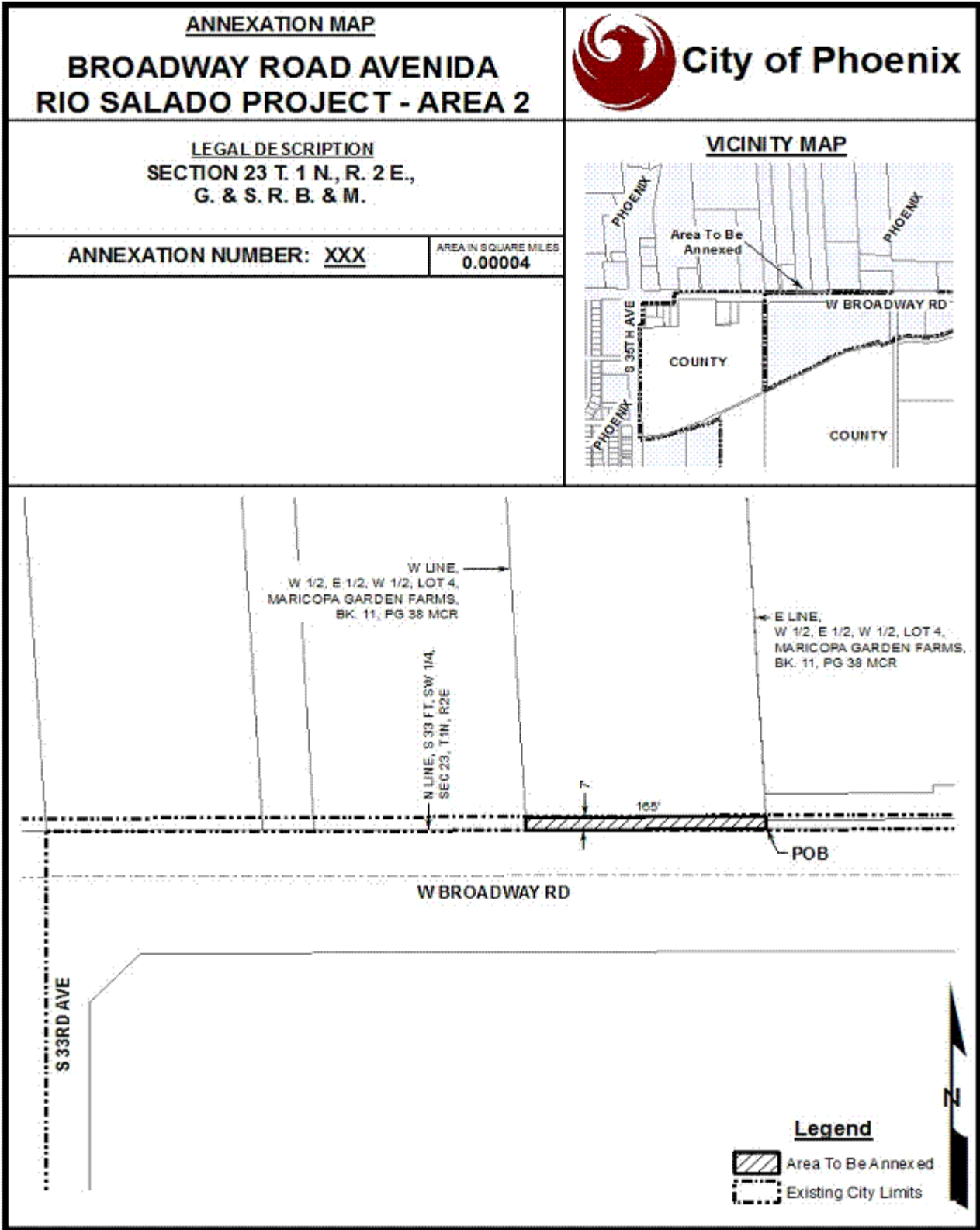
Request to authorize the City Manager to file with the Office of the County Recorder a blank petition containing a map and legal description of an area proposed to be annexed, designed as the proposed Broadway Road (Avenida Rio Salado Project - Area 2) Annexation.

This annexation was requested by the City of Phoenix Street Transportation Department in conjunction with the Avenida Rio Salado Project and conforms to current City policies regarding annexation of property prior to extension of City services. The proposed annexation area includes approximately 0.03 acres (0.00004 square miles) and the population is estimated to be 0. The area to be annexed is a 7-foot strip of the southern part of Parcel 105-49-005B, located along Broadway Road between 27th Avenue and 35th Avenue. The annexed area will become part of the right-of-way of Broadway Road. The Waiver of Claims for Diminution in Value of Property under Proposition 207 is not required because the City owns the strip of land being annexed.

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

A map accompanies this item on the following page.

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



**ITEM 84**

**CITYWIDE**

**ECONOMIC DEVELOPMENT PROGRAM RFQ  
FOR REDEVELOPMENT SPECIALISTS**

Request to authorize the City Manager, or his designee, to issue a Request for Qualifications (RFQ) and establish a Qualified Vendor List (QVL) for redevelopment specialists.

On January 28, 2014, the City unanimously adopted a set of broad strategies to enhance Phoenix's competitive position in the global, national, and regional economy. One of the program's key tactics focused on redevelopment of strategic sites/corridors





**ITEM 86**

**CITYWIDE**

**AMEND AGREEMENT WITH THE CITY OF AVONDALE FOR TRANSIT SERVICE PURCHASED FROM PHOENIX**

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Request to authorize the City Manager, or his designee, to amend Agreement 131437 for transit services the City of Avondale purchases from the City of Phoenix.

This agreement was originally approved by City Council on June 8, 2011. The agreement is for five years through June 30, 2016. The agreement provides fixed route transit service, Dial-a-Ride service, and the cost of administration and support of grant funding for the City of Avondale.

The amendment is needed for Fiscal Year 2014-2015 because the City of Phoenix will only provide necessary Dial-a-Ride service adjacent to the fixed route services operated within the Avondale Urbanized Area.

Financial Impact

The cost of these services is paid for by the City Avondale. There is no cost to the City of Phoenix. The estimated Dial-a-Ride hours for 2014-2015 are 3,572.6 for a total cost of \$219,292. The total estimated Dial-a-Ride revenue is \$27,494. Total net cost of the service to be billed to the City of Avondale is \$191,798.

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

**ITEM 87**

**CITYWIDE**

**CONTRACTS FOR JURISDICTIONAL TRANSIT SERVICE**

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Request to authorize the City Manager, or his designee, to enter into agreements with the City of Scottsdale, City of Glendale, and the Regional Public Transportation Authority for transit services these agencies purchase from the City of Phoenix.

The agreements will be effective July 1, 2014 through June 30, 2019.

The City of Phoenix will provide fixed route service for the City of Glendale for Routes 51, 59, 60, 67, 80, 90,138, 170, and 186.

The City of Phoenix will provide the Regional Public Transportation Authority (RPTA) weekday fixed route service on Routes Grand Avenue Limited, 3, 17, 29, 50, 59, 67, 70, 80, and 106. Saturday fixed route service on Routes 3, 17, 29, 50, 67, 70, and 106. Sunday and holiday fixed route service on Routes 17, 29, 67, 70, and 106.

The City of Phoenix will provide fixed route service for the City of Scottsdale for Routes 41, 50, 80,154, and 170.

Financial Impact

There is no cost to the City of Phoenix. The jurisdictions/agency will pay Phoenix for this service; below costs are for 2014-2015:

<u>Jurisdiction/ Agency</u>	<u>Annual Miles/ Hours</u>	<u>Gross Cost of Service</u>	<u>Farebox Revenue</u>	<u>Net Cost</u>
Glendale	655,520 Miles	\$4,790,391	(\$1,127,455)	\$ 3,662,936
RPTA	1,211,287 Miles + 90% ADA*	\$8,644,903 + \$15,072,462	(\$1,779,764)	\$21,937,601
Scottsdale	268,832 Miles	\$2,002,891	(\$ 386,917)	\$ 1,615,974

\*Americans with Disabilities Act (ADA)

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

**ITEM 88**

**DISTRICT 8**

**FINAL PLAT - AIRPORT 1-10 BUSINESS PARK - 130086**

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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 14, 2014:

Plat 130086  
Project 07-4749  
Name of Plat: Airport I-10 Business Park  
A Five-Lot Commercial Plat  
Generally located at 24th Street and Riverview Drive

Owner(s): Rio Salado Commerce Park, LLC c/o Wentworth Property Company  
Engineer(s): Optimus Survey Services

It is recommended that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

This plat needs to record concurrently with Abandonment V-130033A.

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

### **PLANNING AND ZONING MATTERS**

#### **ITEM 89**

#### **DISTRICT 6**

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

(Continued from March 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-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.

<b><u>ITEM 90</u></b>	<b>DISTRICT 2</b>	<b>RESOLUTION 21217 - <u>PUBLIC HEARING - GPA-DSTV-1-14-2 - RANGER DRIVE ALIGNMENT BETWEEN TATUM BOULEVARD AND 44TH STREET</u></b>
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Request to hold a public hearing on the land use for the following item to consider adopting the Planning Commission's recommendation and the related resolution if approved.

Application:	GPA-DSTV-1-14-2
Request:	Street Classification - Map Amendment
From:	Minor Collector
To:	Local Street
Location:	Ranger Drive alignment between Tatum Boulevard and 44th Street
Proposal:	Amend the Street Classification Map to reclassify Ranger Road from a Minor Collector to a Local Street
Applicant:	Susan Demmitt - Withey Morris, PLC
Staff:	Approved.
VPC Action:	<u>Desert View</u> - March 4, 2014 - Approved. Vote 10-1
PC Action:	March 11, 2014 - Approved. Vote 8-0

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

<b><u>ITEM 91</u></b>	<b>DISTRICT 2</b>	<b>RESOLUTION 21218 - <u>PUBLIC HEARING - GPA-DSTV-1-13-2 - CAVE CREEK ROAD AND PEAK VIEW ROAD</u></b>
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Request to hold a public hearing on the land use for the following item to consider adopting the Planning Commission's recommendation and the related resolution if approved.

Application: GPA-DSTV-1-13-2 - (Companion Case Z-64-13-2)  
Request: Map Amendment  
From: Commercial, Residential 0-2, Residential 2-3.5, and Residential 2-5  
To: Residential 2-5  
Acreage: 19.88  
Location: Southeast corner of Cave Creek Road and Peak View Road  
Proposal: To provide single-family residential  
Applicant: G. Adam Baugh - Withey Morris, PLC  
Staff: Approved.  
VPC Action: Desert View - March 4, 2014 - Approved. Vote 11-0  
PC Action: March 11, 2014 - Approved. Vote 8-0

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

**ITEM 92**                      **DISTRICT 2**                      **ORDINANCE G-5911 -**  
**PUBLIC HEARING -**  
**Z-64-13-2 -**  
**CAVE CREEK ROAD AND PEAK VIEW 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-64-13-2 - (Companion Case GPA-DSTV-1-13-2)  
  
From: C-O, C-1, and R1-10  
To: R1-6  
Acreage: 19.88  
Location: Southeast corner of Cave Creek Road and Peak View Road  
Proposal: Single-Family Residential  
3/4 Vote Required: No  
Applicant: Adam Baugh - Withey Morris, PLC  
Owner: CCRP, LLC  
Representative: Adam Baugh - Withey Morris, PLC  
Staff: Approved, subject to stipulations.  
VPC Action: Desert View - March 4, 2014 - Approved, subject to stipulations. Vote 11-0  
PC Action: March 11, 2014 - Approved, subject to an additional stipulation. Vote 8-0

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

Stipulations

**SITE PLAN**

1. The development shall be in general conformance with the site plan date stamped December 20, 2013, as approved or modified by the Planning and Development Department with specific regard to the following:
  - a. The development shall not exceed 104 lots.
  - b. A 205-foot landscape setback from the street centerline consistent with the Cave Creek Road Scenic Corridor shall be provided along Cave Creek Road.

**STREET IMPROVEMENTS**

2. A right-of-way totaling 40 feet shall be dedicated and constructed for the south half of Peak View Road with paving, curb, gutter, sidewalk, curb ramps, streetlights, landscaping, and other incidentals, as approved by the Planning and Development Department. All improvements shall comply with all Americans with Disabilities Act accessibility standards.
3. A right-of-way totaling 25 feet shall be dedicated for the west half of 42nd Street, as approved by the Planning and Development Department. Provide curb, gutter, sidewalk, paving, and incidentals with a minimum 25-foot pavement section for the length of the project.
4. A right-of-way totaling 65 feet shall be dedicated for the east half of Cave Creek Road, as approved by the Planning and Development Department.
5. A 25-foot by 25-foot right-of-way triangle shall be dedicated at the southeast corner of Cave Creek Road and Peak View Road, as approved by the Planning and Development Department.
6. The developer shall construct all streets within and adjacent to the development with curb, gutter, sidewalk, paving, appropriate drainage structures to facilitate dry crossings, and incidentals on private accessways under City permit and with City inspection, including 5-foot-wide attached sidewalks on both sides of all streets. The curb at every curb return and at every entrance into a new subdivision is to be imprinted with the words "Private Street - No City Maintenance" in 2-inch high letters.
7. 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.

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.