



City of Phoenix

General Information Packet

Thursday, June 29, 2017

phoenix.gov

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Domestic Violence Fatality Review Team 2016-17 Annual Report

This report provides information to the City Council on the FY 2016-17 Domestic Violence Fatality Review Team (DVFRT) Annual Report.

THIS ITEM IS FOR INFORMATION ONLY.

Summary

In 2005, Senate Bill 1071 (A.R.S. § 41-198) was signed into law, supporting the establishment of domestic violence-related fatality review teams in the State of Arizona. This law enabled the City of Phoenix to appoint its first DVFRT in May 2006. The purpose of a DVFRT is to develop recommendations for systemic improvement to prevent domestic violence fatalities through the examination and analysis of past fatalities and near fatalities. Active teams are required by law to submit reports to the State Attorney General's Office by a given date, currently July 31 annually. The first City of Phoenix report was provided to Mayor and Council in 2007. Subsequent reports were submitted in 2014, 2015 and 2016. The most recent report was submitted in July 2017 (Attachment A).

Responsible Department

This item is submitted by Deputy City Manager Deanna Jonovich and the Human Services Department.

CITY OF PHOENIX
**DOMESTIC
VIOLENCE
FATALITY**
REVIEW TEAM

2016-17
ANNUAL REPORT



SUBMITTED TO:
MARK BRNOVICH,
ARIZONA ATTORNEY GENERAL



City of Phoenix

July 31, 2017

To the Arizona Domestic Violence Community;

As Co-Chairs of the Phoenix Domestic Violence Fatality Review Team (DVFRT), we are pleased to share our annual report with you. The Phoenix team was appointed by the Phoenix City Manager; this is the fifth full report submitted to the Attorney General's Office. The report provides information on a domestic violence fatality review case and includes recommendations for system change and improvement, as well as updates on the implementation of previously identified recommendations.

Domestic violence calls represent one of the most frequent violence related calls for service to the Phoenix Police Department. In 2016, the Phoenix Police Department received 43,811¹ emergency calls for domestic violence incidents (9-1-1 and Crime Stop) with approximately 16,833 investigations conducted. Both figures have increased from the prior year. Domestic violence is a public safety issue, representing danger not only for the victim, but also for friends, family and co-workers; law enforcement; and the community at-large. The DVFRT is dedicated to identifying system gaps or areas for improvement in an effort to reduce the number of domestic violence homicides in our community.

Riann Balch
DVFRT Co-Chair
Director, Family Advocacy Center
Human Services Department

Commander John Collins
DVFRT Co-Chair
Family Investigations Bureau
Phoenix Police Department

¹Calls for service with missing or incorrect information may not be properly depicted in this report. Calls are based on the final call type as entered by communications and for Patrol.

DVFRT

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DVFRT MEMBERSHIP

The Phoenix DVFRT members are appointed by the Phoenix City Manager. In 2016, the DVFRT reconvened and new members were added to the Team. The DVFRT is co-chaired by the Family Advocacy Center Director and the Family Investigations Bureau Commander.

Members come from a variety of fields, providing a unique opportunity to work across disciplines to evaluate system barriers and develop comprehensive recommendations for improvement. DVFRT members may be replaced through the process outlined in the DVFRT By-Laws (Appendix I) as needed.

This is the second report provided during this appointment term. The purpose of the DVFRT is to examine incidents of domestic violence related fatalities and near fatalities, to better understand the dynamics of these incidents, and to report findings and recommendations to prevent future incidents.

The Co-Chairs would like to thank the 2016-2017 DVFRT for their continued commitment to preventing domestic violence fatalities through systems analysis and improvement. Members dedicated a tremendous amount of knowledge, passion and time to the process.

The Co-Chairs extend a particular debt of gratitude to a subset of members who drafted the final report following the review process: Thank you to Amy Offenber, Troy Finley, Shawn Steinberg, Jaime Watson, Karin Kline, Hilary Weinberg, and Anissa Salazar-Blair for documenting the work of the Team.

Finally, on behalf of the entire DVFRT, the Co-Chairs sincerely thank Dr. Neil Websdale, Stephanie Mayer, and Melissa Knight of the Northern Arizona University Family Violence Institute for providing technical assistance to advance and enhance the Phoenix review process. Their experience and expertise were invaluable to the work of the Team and subsequently to the prevention of family and domestic violence.

DVFRT

MEMBERS

Members

Riann Balch (Co-Chair)
John Collins (Co-Chair)
Shane Disotell
Dolores Ernst
Troy Finley
Sallie Gaines
Heidi Gilbert (Liaison)
Dawn Gingerich (Liaison)
Candice Hewitt
Elvira Hidalgo (Liaison)
Kristen Kidd
Karin Kline
Patricia Lucero (Liaison)
Carl Mangold
Dana Martinez
Amy Offenbergl
Jill Rable
Amy Rebenar
Anissa Salazar-Blair (Liaison)
Matt Siekmann
Shawn Steinberg
Jaime Watson
Hilary Weinberg
Erin Yabu

Phoenix Family Advocacy Center
Phoenix Police Department
Phoenix Police Department
Phoenix Fire Department
Phoenix Police Department
Retired Judge
Phoenix Law Department
Phoenix Law Department
Phoenix Family Advocacy Center
Phoenix Family Advocacy Center
Arizona Department of Child Safety
ASU Center for Child Well-Being
Phoenix Municipal Court
Defendant Treatment & Mental Health
A New Leaf
Phoenix City Prosecutor's Office
HonorHealth
Maricopa Association of Governments
Phoenix Family Advocacy Center
Phoenix Police Department
Arizona Attorney General's Office
Arizona Criminal Justice Commission
Maricopa County Attorney's Office
Phoenix City Prosecutor's Office

Former Members

Darren Viner (Former Co-Chair)
Edward DeCastro

Phoenix Police Department
Phoenix Police Department

The Process

This year, the DVFRT selected a murder-suicide case involving a female victim and a male perpetrator. Police reports, criminal histories of both parties, medical examiner reports, court records, and print and social media were reviewed. The DVFRT also interviewed a family member of the victim, a friend of the victim, and the investigating detective. Additional contacts were made, but requests for interviews were declined.

In preparation for the review, staff liaisons obtained case information, arranged presentations, and organized materials to review. The DVFRT reviewed and discussed the case at length before developing recommendations. All members of the DVFRT agreed to maintain the confidentiality of the information learned during the review process.

Introduction

The case reviewed illustrates the lethal connection between domestic violence and firearms. According to Everytown for Gun Safety, 50 women are killed with a gun by intimate partners in an average month in the United States.² Further, domestic violence assaults involving a firearm are 12 times more likely to result in death than those involving other weapons or bodily force.³ The Law Center to Prevent Gun Violence reports that women who are abused are five times more likely to be killed by their abuser if the abuser owns a firearm.³

In Arizona, someone died in a domestic violence related incident every three days in 2016.⁴ Domestic Violence Homicide Help reports that over the past 25 years in the United States, more intimate partner homicides have been committed with guns (57.4%) than with all other weapons combined.⁵ In addition, ex-wives are killed with a firearm in 77% of cases.⁶ Firearms continue to be the primary weapon in domestic violence related homicides and were used in 76%⁷ of the cases in Phoenix in 2016. In addition, the number of domestic violence deaths in 2016 represents an increase from prior years as demonstrated in the Phoenix DV Homicide Investigations 2014-2016 chart on page 5.

² Everytown for Gun Safety, URL: <https://everytown.org>.

³ Law Center to Prevent Gun Violence, URL: <http://smartgunlaws.org>.

⁴ Arizona Coalition to End Sexual and Domestic Violence in Arizona, URL: <http://www.acesdv.org>.

⁵ Domestic Violence and Firearms: Research on Statutory Interventions, Zeoli, 2013, URL: <http://domesticviolencehomicidehelp.com>.

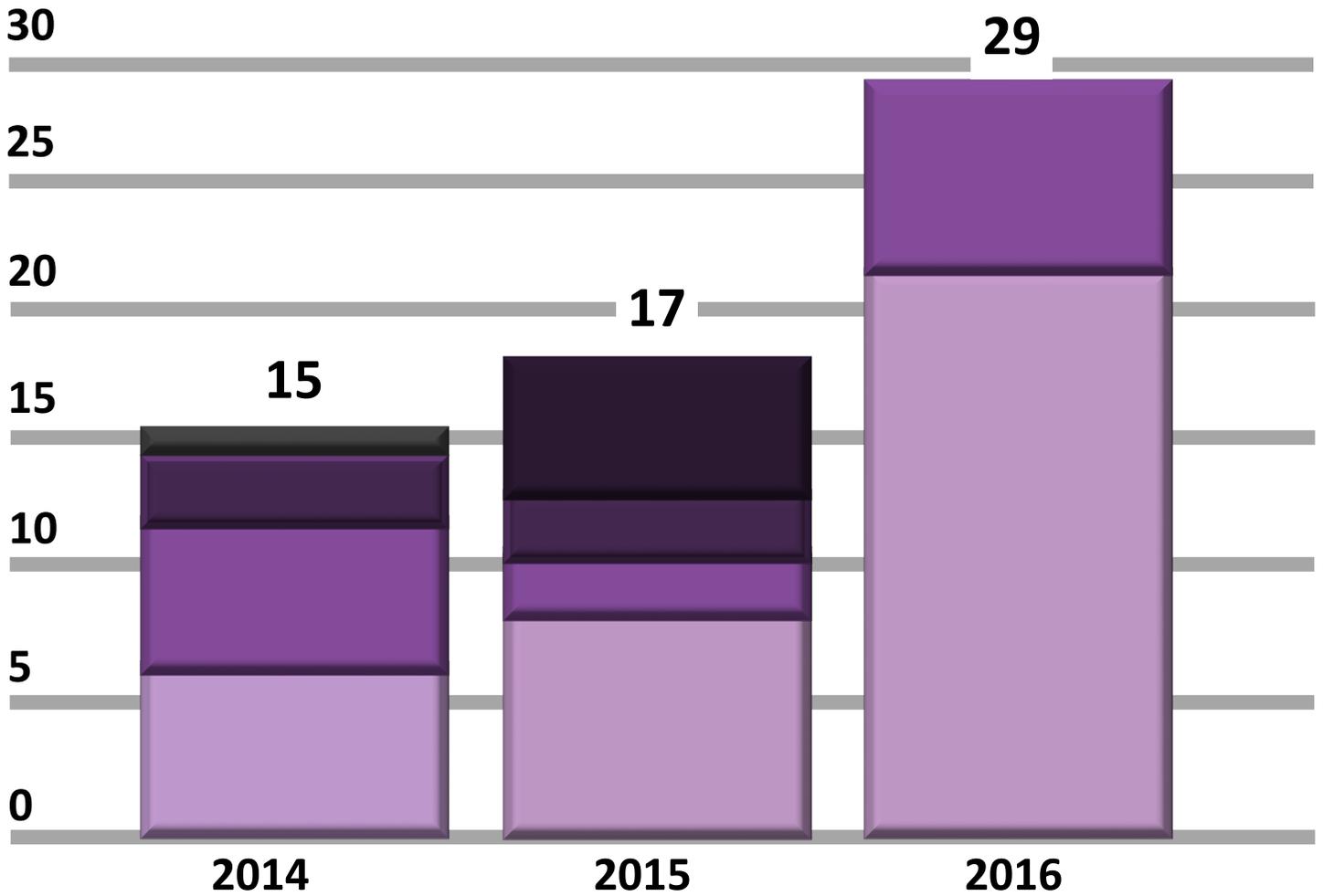
⁶ Homicide trends in the United States, Fox, J.A., & Zawitz, M.W., 2004.

⁷ Based on Police Department CARU report data for domestic violence chargeable homicides.



DVFRT

PHOENIX DV HOMICIDES



-  Firearm
-  Blunt Force
-  Knife

-  Other
-  Strangulation



DVFRT

CASE SUMMARY

The DVFRT selected to review a murder-suicide case involving a female victim and a male perpetrator. Both of the deaths were caused by a handgun. The victim had a child from a previous relationship. The perpetrator and the victim married in another state in 2006, and moved to Arizona approximately one year later. The parties divorced about two years later following an incident of domestic violence in which the perpetrator strangled the victim. The couple remarried in 2009, and seven months later, their first child together was born.

In 2010, police responded to a verbal argument between the parties that resulted in the victim choosing to leave temporarily with the children. The victim returned a short time later. In 2011, the perpetrator reportedly attempted suicide. The police report referenced an alleged mental health diagnosis. It is unknown what treatment, if any, the perpetrator received after the alleged suicide attempt. However, a bottle of anti-anxiety medication that had been filled less than a month before the shooting was found at the scene. The couples second child was born in 2012.

The police report indicated that the victim had disclosed to a family member physical abuse of the victim's son about a month before the shooting. The DVFRT was unable to verify that a report had been made to police or a child welfare agency. At some point before the incident, the victim developed an online relationship with another man who lived out-of-state. They never met in person.

Approximately one week before the shooting, the perpetrator phoned the male friend telling him not to pursue the victim. Around the same time, the victim served the perpetrator with divorce papers. The filing noted domestic violence in the relationship, but the victim did not request full custody of the children or a protective order. The victim and perpetrator continued living together.

The day before the shooting, the victim and a female friend attended a baseball game together. That same day, the perpetrator legally purchased a 9 mm handgun from a licensed firearms retailer. The day of the shooting, the perpetrator asked the victim to engage in sex and she refused.

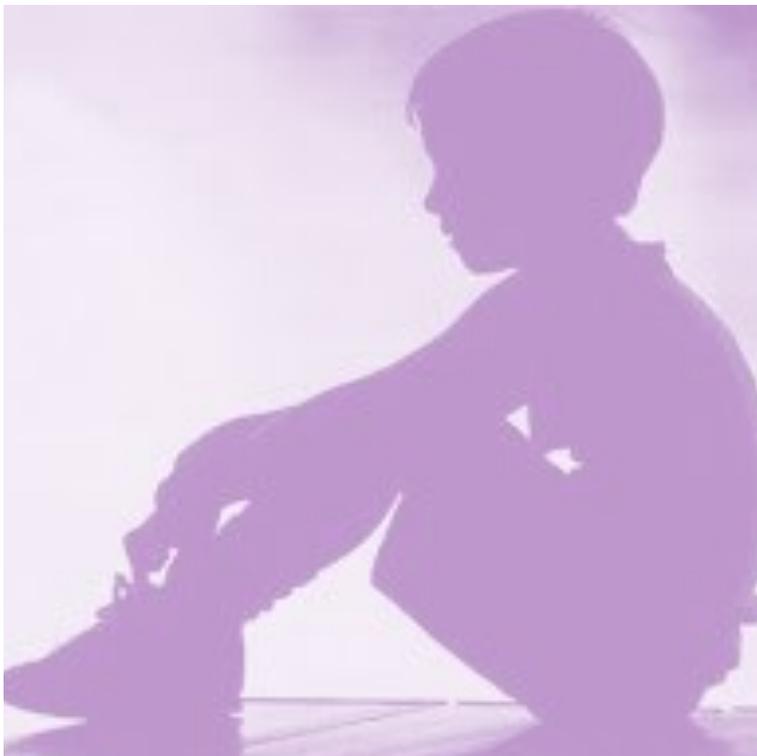


DVFRT

CASE SUMMARY

Shortly thereafter, the victim was in the bathroom on the phone with the male friend she met online when the perpetrator entered. The victim ended the phone call and within 30 minutes the perpetrator shot her to death with the handgun he had purchased the day before.

The perpetrator messaged pictures of the victim's dead body to the male friend and threatened to come for him next. The perpetrator also messaged the pictures to the victim's female friend, apologizing for what he had done, "Just shot [the victim], sorry everybody."



The female friend called local police. The perpetrator attempted to clean up the crime scene and then also called the police. The perpetrator then left the home alone in a vehicle and killed himself with the same weapon a short time later. The children were in the home, reportedly asleep, during the incident.

After the incident, autopsies were performed on both parties. Toxicology testing was not conducted on the perpetrator based on the Medical Examiner's determination it would not add to the manner of death. Whether the perpetrator was under the influence of prescribed or illegal drugs or alcohol is unknown.



DVFRT

KEY FINDINGS

The DVFRT identified the following key findings:

- Based on the number of indicators identified utilizing Dr. Jacqueline Campbell's Danger Assessment, there was a high potential for lethality in this relationship:
 - ✓ Purchase of a firearm,
 - ✓ Prior strangulation leading to first divorce,
 - ✓ Presence of the victim's child from a previous relationship,
 - ✓ Perpetrator's history of suicide attempts, and
 - ✓ The victim served the perpetrator with divorce papers several days before the homicide.
- Social media likely played an important role in this case and appeared to be a prime trigger for the perpetrator's rage after he learned that his wife was communicating with another man.
- Public sources indicated that the perpetrator may have a mental health diagnosis and had previously attempted suicide.
- The gun was purchased in compliance with all local, state, and federal laws perpetrator used the gun to kill the victim within 24 hours of its purchase.
- There was no indication that the victim sought out domestic violence resources.
- The previous strangulation did not result in a domestic violence conviction because the state did not pursue prosecution. This strangulation happened before the statute changed in 2010 to make aggravated assault by strangulation, A.R.S. section 13-1204(B), a felony. In 2012, the County Attorney changed the protocol for handling strangulation cases to include examination by a forensic nurse and increased training for law enforcement. The changes have resulted in a significant increase in the successful prosecution of domestic violence cases involving strangulation.



Following careful consideration of the case and the identification of key findings, the DVFRT makes the following recommendations:

Recommendations for the Legislature:

- Explore the potential benefits and drawbacks of firearm waiting periods.

Recommendations for the community:

- Encourage Domestic Courts to explore ways to increase education and awareness about the increased danger and lethality surrounding domestic relations proceedings. Encourage domestic courts to include domestic violence information and education in co-parenting classes
- Increase the use of validated risk assessments by all community partners. Provide information and resources to victims about their assessments and potential danger in their relationships.
- Educate school administrators and staff on recognition of domestic violence and child abuse to foster an environment that encourages students to report abuse.
- Increase on-scene domestic violence advocacy.
- Increase awareness of domestic violence resources and silent witness reporting via social media.
- Increase technology safety training for domestic violence victims.
- In cases of domestic violence related murder-suicides, encourage the medical examiner to conduct toxicology testing on all decedents.
- Explore potential relationships between mental health and domestic violence activities.



DVFRT

2015-16 UPDATE

This provides information on progress made on recommendations in the 2015-16 DVFRT report:

Improve tools within the criminal justice system for identifying both non-domestic violence and domestic violence related lethality indicators, and address those issues earlier and more thoroughly.

A change to the form mandated by the Arizona Rules of Criminal Procedure for all suspects booked into jail has been proposed. The amendment would create a **state-wide uniform risk assessment** that would be reviewed by a judge before making a release decision for the suspects in domestic violence cases. The assessment was developed by a multi-jurisdictional and multi-disciplinary committee through the Administrative Office of the Courts and is pending approval.

Increase awareness, education, and enforcement of existing gun laws regulating firearm transfers among private parties.

No progress has been made in this area. Other states, including California, Colorado, Connecticut, Delaware, District of Columbia, Maryland, New York, Oregon, Pennsylvania, Rhode Island, and Washington require all firearms transfers to be conducted through a licensed dealer, which includes a federal background check. Implementing such a requirement in Arizona would require a change in state statute.

Encourage the media to periodically emphasize domestic violence awareness and resources in a coordinated campaign, including an overview of shelter programs and supportive services offered.

The City of Phoenix continues to implement education and awareness activities and make information about shelter and services available through the Domestic Violence Roadmap and Paint Phoenix Purple Campaigns. Visit paintphoenixpurple.org for more information. Activities included:

- ✓ In October 2016, Phoenix Police Department participated in the Maricopa Association of Governments' Domestic Violence Awareness Month press conference, where it provided a demonstration of GPS tracking devices to assist domestic violence stalking victims.
- ✓ Members of Paint Phoenix Purple participated in a phone bank through Univision for Teen Dating Violence Awareness Month in February.
- ✓ Phoenix City Council approved the designation (set-aside) of 25 Section 8 Housing Choice Vouchers for permanent housing for victims of domestic violence victims.



DVFRT

2015-16 UPDATE

Encourage K-12 school districts and post-secondary education institutions to provide domestic and/or dating abuse awareness and information for staff, students, and families.

In 2016, the Phoenix Paint Phoenix Purple initiative facilitated 15 resource fairs at area high schools, three domestic violence awareness events at high school sports events, and fifty “In Their Shoes” presentations. In addition, the city of Phoenix Parks and Recreation Department’s Project Brave conducted 22 educational presentations to elementary and middle school students.

Encourage landlords and property management companies of large housing complexes to provide domestic and/or dating abuse awareness for staff and residents. This should include information about landlord tenant issues regarding victims of abuse.

The city of Phoenix Housing Department’s Administrative Plan clearly defines the implementation of victim’s rights as required by the Violence Against Women Act (VAWA). In 2017, the department will incorporate VAWA training into its landlord liaison curriculum to facilitate awareness and understanding in the rental housing community.

Improve public awareness of non-traditional, social service oriented resources that do not require police or criminal justice intervention.

Phoenix added 900 designated safe spaces by incorporating city buses into the Safe Place Initiative. Bus drivers are trained to assist youth in getting out of bad situations. Additionally, the school resource fairs organized by Paint Phoenix Purple include 10-15 agencies, including various shelters, Terros, and Teen Lifeline.

Significantly increase and improve resources and interventions to individuals who are incarcerated to address **reentry** into the community, as well as concerns related to mental health, anger management, domestic violence, and substance abuse.

In 2016, the Arizona Department of Corrections reorganized and created the Division of Inmate Programs and Reentry. Working in close collaboration with Offender Operations, the new division will focus on ensuring that inmates are placed in evidence-based programs geared toward their individual needs, commensurate with their classification risk scores and custody level, from the time of their initial assessment at reception, through their incarceration, and upon their transition to release to community supervision.

Maricopa County Correctional Health Services (CHS) launched a 7-week curriculum for medium and high risk inmates who struggle with substance abuse. The Mosaic program facilitates awareness and understanding of the interrelationships between exposure to trauma, poverty, violence, substance abuse and incarceration. Once participants are aware of the root causes of their substance abuse, they learn skills to deal with the challenging emotions that arise from past trauma – skills that, ideally, replace the need for drugs or alcohol. The program serves 500 men and women each year.

Provide long-term wrap-around services for minor children who have witnessed domestic violence.

The Family Violence Institute at Northern Arizona University has implemented a new victim services project called The Arizona Child and Adolescent Survivor Initiative (ACASI).

ACASI's mission is to deliver a multi-county, trauma-informed system of care to provide specialized victim services and support to children who have lost a parent to intimate partner homicide. ACASI recognizes the lasting impacts intimate partner homicide has on surviving children. Experienced staff and mental health providers with specialized training use a trauma-informed approach to help navigate the aftermath of a death. Assisting the child means working closely with caregivers, and we recognize that they may be experiencing their own grief as they welcome young household members. Emotional support, personal advocacy and information and referral services are available at any point after the intimate partner homicide, until the child reaches the age of 18.

Continue educating patrol officers on signs and symptoms of domestic violence, the available resources for victims including Crisis Response, and improving interactions with those in crisis.

The Phoenix Police Department created a required two-hour domestic violence training for all sworn police employees. The primary goal of the training is to increase recognition of the unique needs of domestic violence victims and enhance investigation techniques in domestic violence related crimes. The training covers victimology, report writing, and perpetrator arrest in cases where probable cause exists. The training also emphasizes the importance of connecting victims and their families to supportive services to facilitate recovery and provide assistance navigating the criminal justice system.

Bylaws and Rules of Procedures for the Domestic Violence Fatality Review Team of the City of Phoenix.

ARTICLE I – ORDINANCE AUTHORITY

The Domestic Violence Fatality Review Team is created/appointed by the Phoenix City Manager in accordance with Arizona State Senate Bill 1071 (A.R.S. § 41-198) and as subsequently amended.

ARTICLE II – POWERS AND DUTIES OF THE DOMESTIC VIOLENCE FATALITY REVIEW TEAM (DVFRT)

Advisory Body. The DVFRT is an advisory body to the Phoenix City Council and the Attorney General’s Office whose purpose is to provide advice to the City to better enable the City to meet the needs of its residents. Its powers are advisory only unless additional powers and authority is provided by ordinance or state or federal law or regulation.

Powers and Duties. The powers and duties of the DVFRT shall be:

- ✓ Examine incidents of domestic violence related fatalities and near fatalities to better understand the dynamics of these incidents.
- ✓ Report to the office of the Attorney General its findings and recommendations as to how incidents of domestic violence related fatalities and near fatalities may be prevented and how the system can be improved. The report shall not contain any information that identifies individuals in specific incidents of domestic violence related fatalities.
- ✓ Determine the number and type of incidents it wishes to review.
- ✓ Comply with the confidentiality and records retention requirements set forth in A.R.S. § 41-198.



ARTICLE III – MEMBERSHIP AND OFFICERS

Membership. The DVFRT shall consist of no more than 20 appointed members. Members shall be City staff and community members engaged in responding to and serving victims of domestic violence. At a minimum, those members may represent:

- ✓ Family Investigations Bureau
- ✓ City Victim Services Professionals
- ✓ Faith Community Representative
- ✓ Family Advocacy Center Director
- ✓ Maricopa County Attorney's Office
- ✓ Medical Professional
- ✓ Mental Health Professional
- ✓ Offender Treatment Professional
- ✓ Phoenix Police Department Domestic Violence Lieutenant
- ✓ Phoenix Domestic Violence City Prosecutor's Office
- ✓ Phoenix Police Department Homicide Lieutenant
- ✓ Public Defender or Criminal Defense Attorney
- ✓ Valley Shelter Professional
- ✓ Victim Related
- ✓ Judicial Representative.

Appointment. Co-Chairs and Members shall be appointed by the City Manager on a bi-annual basis. Team liaisons shall also be appointed by the City Manager on a bi-annual basis. Team members and liaisons and the agency each represents will sign a confidentiality agreement.

Term. Members shall serve terms of two years and may be reappointed to successive terms. In the event a member becomes incapacitated or resigns or is unable to perform the duties of the office or is otherwise removed, an interim member may be named in his/her place through the end of that calendar year and officially replaced at the beginning of the next year.



Team liaisons shall serve terms of two years and may be reappointed to successive terms. In the event a Team liaison becomes incapacitated or resigns or is unable to perform the duties of the office or is otherwise removed, another member may be chosen to fill the unexpired term of the member replaced.

In the event that a member is replaced in his/her position, the new position member may assume the role.

Removal of Members. A Team member may be removed by the City Manager for nonattendance at three consecutive meetings, conviction of a crime involving moral turpitude, repeated disruptive behavior after warning, or when in the opinion of the City Manager removal is in the best interest of the Team.

Officers/Staff/Representation.

Co-Chairs. The Co-Chairs shall be appointed by the City Manager to serve for a term of two years. Co-Chairs may be appointed to serve successive terms as deemed appropriate by the City Manager. In the event the Co-Chair resigns, becomes incapacitated or unable to perform the duties of office or is otherwise removed, the City Manager will appoint a replacement.

Duties of Co-Chairs. The Co-Chairs shall be responsible for:

- ✓ Establishing a regular meeting schedule;
- ✓ Presiding over Team meetings, including deciding upon all points of order or procedure;
- ✓ Appointing board members to serve on committees, ad-hoc committees, and subcommittees;
- ✓ Determining whether retaining a facilitator or other assistance is appropriate to assist with case review discussions.
- ✓ Prior to Team meetings and other such mutually convenient times review with the staffing department agenda items for future meetings;
- ✓ Consider other such matters and concerns of the commission or board as set forth in these bylaws or as directed by the Mayor and City Council.

Officers/Staff/Representation.

Staff. The Family Advocacy Center Director shall appoint a member or members of the department's staff to serve as Staff to the Team. The Staff person shall not be a member of the Team. The Staff person shall take all minutes of Team meetings, including case review discussions, and keep all Team reports in accordance with Arizona statutes. The minutes of all Team meetings shall be provided to the Team in summary/verbatim form. All documentation shall be kept and maintained at the Family Advocacy Center.

Legal Representation. The City Attorney, or his/her designee, shall provide legal representation, parliamentary procedure and advice to the Team as necessary.

Committees. The Team shall establish such committees, ad-hoc committees, and subcommittees as the Team deems necessary and appropriate for carrying out Team business. The Co-Chairs shall appoint the members of the committees, ad-hoc committees, and subcommittees created. Such committees report to the Team in an advisory capacity and such committee shall exist only so long as necessary to fill the purposes for which they were created. Members of committees, ad-hoc committees, and subcommittees are not required to be DVFRT Members. But all committee members must sign for and adhere to the confidentiality requirements of A.R.S. § 41-198(D) and DVFRT policies. The Co-Chairs may remove a committee member at any time with or without cause. Removal of a committee member who is also a Team member does not remove that individual from the Team, it merely relieves the individual from his/her duties on that committee.

The Chairperson of committees, ad-hoc committees and subcommittees will be appointed by the Team Co-Chairs only so long as necessary to fill the purposes for which the committee was created. The Chairperson of such committees must be a Team member.

Meetings shall be called by the Chairperson of such committee or upon petition by a majority of the committee's members. Committee meetings will be noticed and conducted in the same manner as Team meetings as described in Article IV.

Committee recommendations are to be forwarded to the DVFRT for official action.

Compensation. The membership of the Team as well as officers, serve in a voluntary capacity but will be reimbursed for out of pocket expenses as approved by the Co-Chairs and the City Manager or his/her designee.

ARTICLE IV – MEETINGS

Schedule. When there exists business to be conducted, aside from case review, and a quorum can be obtained, the Team shall meet a minimum of quarterly and at such other times when called by the Co-Chairs after consultation with Team members, and the staffing department.

Quorum. A quorum of the Team shall consist of a majority of its appointed members (half plus one). Any action voted on by a majority vote of the quorum present shall be considered an action of the Team. In the event a quorum is not present for a meeting, the Team is prohibited from discussing any items from the agenda and the meeting shall be rescheduled. In the event a quorum is present at the beginning of a meeting and is not maintained throughout the meeting, no votes requiring action may be taken after the loss of a quorum.

Open Meetings. The Team and its committees, ad-hoc committees, and subcommittees shall hold all meetings and conduct all business in accordance with Arizona Open Meeting Laws A.R.S. § 38-431 et seq and shall be open to the public.

Case Review. DVFRT meetings are closed to the public and are not subject to title 38, chapter 3, article 3.1 if the Team is reviewing a fatal or near fatal incident of domestic violence case. Case review includes information gathering, associated discussion, and drafting of the Team’s annual report and recommendations.

Procedure Not Contained in Bylaws. All meetings of the Team shall be, to the extent not in conflict with these bylaws, conducted according to the latest edition of Roberts Rule of Order, with the exception that the Co-Chairs of the DVFRT, committee, ad-hoc committee, or subcommittee shall be permitted to vote on any motion, but cannot make any motions.

Proxy Voting, Telephonic Participation.

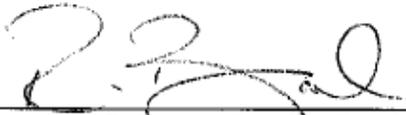
- ✓ Proxy voting shall not be permitted.
- ✓ Telephonic participation may be permitted where, in the opinion of the Co-Chairs, members can participate fully by speaker phone.

Agenda Items. Items for the agenda may be proposed by any member of the Team. The Co-Chairs shall approve the agenda for each Team meeting or committee, ad-hoc committee and subcommittee meeting.

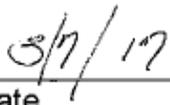
ARTICLE V – MISCELLANEOUS

Conflict of Interest. Any member of the Team who has a substantial interest as defined in A.R.S. § 38-502 in the outcome of any matter brought before the Team shall make known that interest and the minutes of the meeting shall reflect that the member made such fact known. The member shall refrain from voting or in any way participating in that matter.

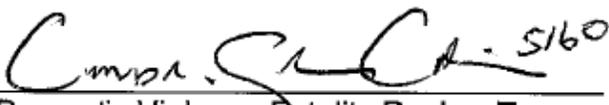
Amending Bylaws. These bylaws may be amended at any meeting of the Team after not less than seven (7) days notice has been given to all members of the Team and a copy of the proposed amendment sent with notice. A change in the bylaws shall require a concurring vote of three-fifths of the members present.



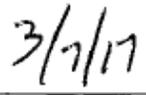
Domestic Violence Fatality Review Team
Co-Chair



Date



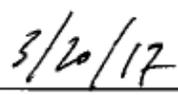
Domestic Violence Fatality Review Team
Co-Chair



Date



Approved as to Form
Acting City Attorney



Date



The mission of this team, which is comprised of representatives from the criminal justice system, advocacy community, municipal government and other community resources, is to examine domestic violence fatalities.

The team will analyze the circumstances of past fatalities in an effort to better understand the dynamics of such deaths and make recommendations for prevention and system improvements.

The purpose of this project is not to lay blame, but rather to actively improve all systems that serve persons involved with domestic abuse, and to prevent violence and fatalities in the future.



The purpose of the City of Phoenix Domestic Violence Fatality Review Team (DVFRT) is to conduct a complete retrospective analysis of family or intimate partner violence death incidents. The goal of the DVFRT is to address systemic issues and not to place blame.

I, the undersigned, as a family member or relative of the listed victim, _____, understand my role is to assist the DVFRT by providing information which helps the DVFRT to perform its review.

I understand that the final published report will be a public record and that it will contain no personal identifying information. I understand the DVFRT may not share all of its information with me nor will it provide to me all of the confidential information gathered during the review process. I understand that I will have no editorial authority over the final published report. Upon written request to the Chair of the DVFRT, one copy of the final published report will be made available for all involved family members and relatives to review.

I swear or affirm that I shall not divulge any information, records, discussions and opinions disclosed during any closed meeting to review a specific death. Such information, records, discussions and opinions shall remain confidential and shall not be used for reasons other than those required under § 41-198 of the *Arizona Revised Statutes* or by court order.

Print Name

Signature

Date



The Relationship between Victim and Perpetrator

When/how did they meet?

What were the dynamics surrounding their relationship?

What was the history of abuse? When did it start, what type of abuse was it?

Was there isolation during the relationship?

Was there any escalation of controlling behavior after the separation?

The Children

How old were children at the time of the victim's death?

How much did children witness of the abuse and homicide?

Were children used by the suspect to manipulate the victim and if so how?

What is child's current connection to perpetrator or perpetrator's family?

Was there any abuse to the children by perpetrator?

Perpetrator and Family

Were there suicidal or homicidal statements by perpetrator prior to the homicide?

Have you had contact with perpetrator's family, what has that contact been like?

Law Enforcement/Court

Was there previous interaction with law enforcement? Where and why?

What were the situations/incidents as they were explained to you?

Were there any cases in the court system?

Was there an Order of Protection at the time of the homicide, had there been previous violations of that order? Were there previous orders?

Were there any other illegal activities on the part of the perpetrator?

Did law enforcement/the courts see perpetrator as dangerous?

Health Care

Were there hospital visits as a result of victim's relationship with perpetrator?

When and where?



Did you receive any counseling after the final incident, what type?
Did the relationship affect the health of children?

Friends/Schools/Church

Did the victim's friends know or children's friends know, of the violence?
Did victim and/or children attend church?
Was the church aware of the situation?
Did the church provide any help after the final incident?

Employment

Did victim's employer knowledge of the violence, and if so, did the employer know what to do?
Was the perpetrator working or seeking employment?

The System

How do you feel perpetrator may have manipulated the system?
Do you feel the system 'failed'? If so where and how?
How were you notified of victim's death?
How were you, children and family members treated at the scene of the homicide?
How were you, children treated by the system after the homicide?

Miscellaneous

What was the impact of violence on children and other family members?
Presence of weapons; when and where were they were purchased? Was the victim aware?
Have you had interaction with the perpetrator since the incident?
What rights does perpetrator have with regard to child while he is incarcerated? Are there any rights stipulated for after his release?
Are you in fear of the perpetrator's release, and what rights does he have to child while he is incarcerated?
Is there anything else you would like to share with us that may help us understand the situation for victim?





Citizen Request: Greta Rogers

This report provides the City Council with information in response to comments made by Greta Rogers at the May 10, 2017, Formal City Council meeting.

Summary

Ms. Rogers submitted an information request related to the Sheraton Grand Phoenix. An update on the hotel was included in the City Council General Information Packet for the week of April 17, 2017. The report provided background on the hotel's history, economic impact and financial performance, as well as current sales efforts. A copy is attached.

Location

The Sheraton Grand Phoenix is located at 340 N. 3rd St.

Responsible Department

This item is submitted by Deputy City Manager Paul Blue.



City of Phoenix

To: Ed Zuercher
City Manager

Date: April 13, 2017

From: Paul Blue
Deputy City Manager

ITEM: 1

Subject: UPDATE ON SHERATON GRAND PHOENIX

This report provides information on the history and current status of the City-owned Sheraton Grand Hotel and the more than \$1 Billion in economic impact that the City's investment in the hotel made possible with the expansion of the Phoenix Convention Center.

Background

In the early 2000's, the State of Arizona and City of Phoenix partnered on a \$600 million expansion to the Phoenix Convention Center. As part of the feasibility analysis for the expansion, the need for additional hotel rooms was identified as essential to serve the increased convention activity that the expansion would attract. Without additional hotel rooms, the expansion of the Convention Center would not be financially feasible. Despite numerous City requests and efforts, the private sector was unwilling to make a hotel investment at that time.

Like several communities nationally with convention centers that also had a shortage of nearby hotel rooms, the City pursued its own development of a headquarters convention hotel, the Sheraton Grand Phoenix (Hotel). With a total development cost of \$350 million, the 1,000-room Hotel opened in fall 2008. As part of the development, the City also purchased the \$3.6 million development site and funded a \$10.3 million operating reserve using non-General Fund capital reserves.

The Hotel financial plan, developed as part of the original bond issuance, assumed that all operating costs, senior debt payments and capital reserve accounts were funded solely by revenues generated from the Hotel. The subordinate debt service was separately backed by the Sports Facilities Fund, a special revenue fund generated by taxes on hotels and rental cars. If Hotel revenue was not sufficient to pay subordinate debt service, Sports Facilities Fund resources would be used to pay the difference.

Economic Impact

The events associated with the Super Bowl, College Football Playoffs, and the Final Four across the last three years are estimated as a group to have created over \$1 billion in economic impact region-wide. These events would not have been possible in downtown Phoenix without an expanded Convention Center and the Hotel.

Additionally, since 2009, nearly 1.5 million delegates have attended events at the Phoenix Convention Center, generating more than \$1.5 billion in direct spending, per a 2016 report prepared by the State of Arizona Auditor General’s consulting team. This outcome would also not be achievable without the expanded Convention Center and the Hotel.

Financial Performance

- From 2008 through 2011, the Hotel paid all operating expenses and met all debt service payments solely from Hotel funds.
- From 2012 through 2014 combined, the City made \$29.1 million in payments from the Sports Facilities Fund because there was not enough revenue from the Hotel to meet subordinate debt payments after paying all other operating and debt expenses.
- In 2015, the City refinanced the original \$350 million debt through J.P. Morgan Chase with a new loan of \$306 million. Prior to this refinancing, the City made additional debt service payments from the Sports Facilities Fund of \$4.3 million and utilized existing reserve accounts inside the Hotel corporation to further pay down debt. The new loan immediately reduced annual debt service payments by more than 50%.
- Since 2015, occupancy at the Hotel has grown. Staff took actions to reduce expenses and the new loan lowered debt service payments. These factors created a positive cashflow for 2015-2017 (2017 projected) that resulted in an accumulated net profit of \$14.4 million. Per City Council direction, all Hotel net profits are being reserved to pay down debt and/or support a future sale.
- Based on rooms already booked, the Hotel projects 2018 to deliver the best financial performance in the Hotel’s history.
- In summary, the total City cash investment into the Hotel has been \$47.3 million over the last 12 years comprised of:
 - Original Land Acquisition 3.6 M
 - Original Operating Reserve 10.3 M
 - 2012-15 Subordinate Debt Payments 33.4 M

Sale Effort

In December 2015, staff recommended and City Council authorized marketing of the Hotel for sale. Staff received an offer from TLG Phoenix, LLC (TLG), in January 2016, and the City Council authorized the pursuit of exclusive negotiations with TLG in February 2016. The transaction was intended to close by June 2016.

TLG and the City were not able to come to terms. As a result, the exclusivity of negotiations was terminated in Summer 2016. Since that time, the City has pursued discussions with a variety of different parties, including TLG, about sale of the hotel.

The Asset Manager for the Hotel, CHM Warnick, has been instrumental in helping the City identify and approach a number of potential purchasers. Additionally, a number of interested parties have approached the City directly.

Conclusion

City staff will continue to update the City Council on the ongoing sales efforts. Fortunately, the 2015 refinance and subsequent profits have reduced the financial pressure on the Hotel. Further investment from the Sport Facilities Fund has not been necessary. In fact, the Hotel is generating a reserve from net profits. Economic activity at the Convention Center and in downtown continues to grow, spurred in part by the original investment in the Hotel. City staff continues to entertain all legitimate offers, seek qualified buyers, and is focused on selling the Hotel as quickly as possible at terms favorable to the City.



For Transmittal, Council Information and Announcements Report and Minutes of the Policy Session on June 27, 2017

Summary

This item transmits the Council Information and Announcements Report and minutes of the Policy Session on June 27, 2017.

The Council Information and Announcements Report are attached for review as Attachment A.

The minutes are attached for review as Attachment B.

Responsible Department

This item is submitted by the City Manager's Office.

ATTACHMENT A

City Council Requests for Information and Announcements City Council Policy Session June 27, 2017

Councilman DiCiccio

None.

Councilwoman Gallego

Councilwoman Gallego welcomed Arizona state representatives Reginald Bolding, Cloves Campbell, and Charlene Fernandez to the Council meeting. She said the graduation of the Year Up program, which is affiliated with the My Brother's Keeper Initiative, will be Thursday evening at the Orpheum Theatre. She thanked Deputy City Manager Paul Blue, who will soon be retiring, for his service to the City and touted some of his major recent milestones, including addition of a new nonstop flight to Europe and helping ensure millions of dollars-worth of vacant, City-owned land was put to productive use. She spread awareness that it is Immigrant Awareness Month, a time to remember the important contributions immigrants make to the community.

Councilman Nowakowski

Councilman Nowakowski invited community members to University Park this Friday from 9:30 – 11:30 a.m. for an Itsy Bitsy Beach event featuring swimming lessons and water safety for young children. He thanked Roosevelt School District for putting on their Culinary Summer Club that teaches kids about cooking and nutrition and thanked chefs from The Vig for participating. He expressed gratitude to the group of 70 veterans from Luke Air Force Base who painted the South Mountain Community Center recently. He also thanked LULAC for inviting him to give a speech at their state conference and noted next year the national LULAC conference would be in Phoenix. He requested an update on the One Phoenix ID Card. Councilman Nowakowski shared that a new art piece, specifically a shade structure, would be installed Saturday at 8 a.m. at the downtown marketplace between Central Avenue and 1st Street. He thanked Arizona state representatives Bolding and Campbell for their work in the community. Councilman Nowakowski also noted the upcoming NCLR conference will feature a Family Expo with family-friendly activities July 8 – 10 at the Phoenix Convention Center.

Vice Mayor Pastor

Vice Mayor Pastor read a proclamation celebrating the life of former Phoenix Councilmember Armando de Leon. The proclamation touted his career as a public servant in the Air Force and co-founder of the National Council of La Raza and Chicanos Por La Causa and highlighted some of the illustrious awards he received. She announced the Phoenix Historic Preservation Commission is working with PB Bell and the Curve on Melrose to preserve the historic Melrose drive-through liquor store. She introduced new District 4 staff member, Alejandro Oviedo. She noted City pools are open and encouraged residents to go there to cool down this summer. She stated the 32nd annual Fabulous Phoenix 4th event will be held at Steele Indian School Park July 4 from 6 – 10 p.m., featuring the largest fireworks display in the Southwest.

Mayor Stanton

Mayor Stanton announced last week Diana Taurasi of the Phoenix Mercury became the leading scorer in the history of the WNBA.

Councilwoman Stark

None.

Councilman Valenzuela

Councilman Valenzuela thanked Paul Blue for his service to the City. He congratulated CEO of Maryvale Hospital Crystal Hamilton on her retirement and praised her efforts to make the hospital a positive force in the Maryvale community. He invited residents to attend the Light up the Sky event at Maryvale Baseball Park July 3 from 6:30 – 9 p.m., featuring a fireworks show at 9:10 p.m. He thanked the Parks and Recreation Director and her staff for their efforts on the event.

Councilman Waring

Councilman Waring stated tonight at 6 p.m. at the Paradise Valley Community Center, Water Services Director Kathryn Sorensen will be doing a presentation about where the City stands in terms of water.

Councilwoman Williams

Councilwoman Williams thanked Parks and Recreation staff and volunteers who participated in After Dark in the Park at Deer Valley, and she admonished the individuals who put paint in the pool. She announced the next District 1 breakfast will be Friday morning at 7:30 a.m. at the Metrocenter hotel with guest speaker Councilman Valenzuela. She thanked Paul Blue for his service to the City over the years.

ATTACHMENT B



**CITY OF PHOENIX
CITY COUNCIL POLICY SESSION
2:30 P.M. TUESDAY, JUNE 27, 2017
CITY COUNCIL CHAMBERS
200 W. JEFFERSON ST.**

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the City Council and to the general public that the City Council will hold a meeting open to the public at 2:30 p.m. on Tuesday, June 27, 2017 located in the City Council Chambers, 200 W. Jefferson St., Phoenix, Arizona.

**THE TIMES LISTED FOR AGENDA ITEMS ARE ESTIMATED.
ITEMS MAY BE DISCUSSED EARLIER OR IN A DIFFERENT SEQUENCE.**

Mayor Stanton called the meeting to order at 2:43 p.m. with Councilwoman Williams, Councilman Waring, Councilwoman Stark, Vice Mayor Pastor, Councilman Valenzuela, Councilman DiCiccio, Councilman Nowakowski, and Councilwoman Gallego present.

COUNCIL INFORMATION AND FOLLOW-UP REQUESTS

This item is scheduled to give City Council members an opportunity to publicly request information or follow up on issues of interest to the community. If the information is available, staff will immediately provide it to the City Council member. No decisions will be made or action taken.

CONSENT AGENDA

This item is scheduled to allow the City Council to act on the Mayor's recommendations on the Consent Agenda.

CALL FOR AN EXECUTIVE SESSION

A vote to call an Executive Session may be held.

Action Taken:

Vice Mayor Pastor made a motion that the City Council, pursuant to Arizona Revised Statutes, Sections 38-421.02.A, meet in Executive Session on the following date: Tuesday, September 12, 2017 at 1:00 p.m. in the East Conference Room, 12th Floor of the Phoenix City Hall, 200 W. Washington St., Phoenix, Arizona.

Councilwoman Stark seconded the motion, which passed unanimously.

**THE TIMES LISTED FOR AGENDA ITEMS ARE ESTIMATED.
ITEMS MAY BE DISCUSSED EARLIER OR IN A DIFFERENT
SEQUENCE.**

POLICY SESSION AGENDA

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TUESDAY, JUNE 27, 2017

REPORTS AND BUDGET UPDATES BY THE CITY MANAGER

This item is scheduled to allow the City Manager to report on changes in the City Council Agenda and provide brief informational reports on urgent issues. The City Council may discuss these reports but no action will be taken.

ITEMS FOR INFORMATION AND DISCUSSION

ESTIMATED
1. 3:00 P.M.

CODEPHX UPDATE

Staff: Erickson/Hamilton
(Presentation: 5 min.,
Estimated Total Time:
15 min.)

This item is for information and discussion.

Action Taken:

Parks and Recreation Director Inger Erickson introduced the item, a partnership between the Phoenix Public Library and the Arizona Community Foundation (ACF). She stated STEM education opportunities in schools are lacking statewide, while STEM jobs are anticipated to grow in Arizona by 24 percent by the year 2024. She said the objectives of CodePHX are to increase access to coding education, expose youth to STEM concepts, assist children in developing critical thinking and problem solving skills, and continue to develop partnerships with school and community organizations to provide access to free CodePHX programs citywide.

City Librarian Rita Hamilton said free coding programs have been offered at Burton Barr Central Library since 2014, and they have been attended by more than 9,000 people. She noted the Parks and Recreation Department partnered with the Library to pilot an eight-week youth coding program last summer at Maryvale Community Center and Palo Verde Library. She added the program would soon be expanded to include weekly coding programming at Palo Verde Library in Maryvale, Yucca Library near 15th Avenue and Bethany Home Road, and Harmon Library in south Phoenix. She also stated Councilman Valenzuela requested consideration be given to expanding free access to coding programs citywide during the November Parks, Arts, Education, and Equality Subcommittee meeting.

Ms. Erickson stated that in March CodePHX received a grant from Phoenix IDA and matching funds from ACF for the next three years in the amount of \$500,000. She said the program will expand to 29 library and community center locations by 2019, with an estimated 1,500 participants.

**THE TIMES LISTED FOR AGENDA ITEMS ARE ESTIMATED.
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SEQUENCE.**

POLICY SESSION AGENDA

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TUESDAY, JUNE 27, 2017

Elisa de la Vara of ACF said her organization was excited to be a part of the CodePHX program and believed it would have a tremendous impact. She said the Parks and Recreation Department and Councilman Valenzuela were excellent champions in promoting the program's power to improve STEM knowledge and interest in underserved communities.

Juan Salgado of the Phoenix IDA said his organization was honored to be part of the CodePHX program, which he viewed as a workforce development project that will prepare youth for the future and create a learning continuum.

Member of the public Stephen Viramontes said as a coder, entrepreneur, and a technology educator, the coding talent in the local community is deficient for being able to create a sustainable economy. He was supportive of the CodePHX program and believed education in math and science brings great returns to the community.

Councilman DiCiccio thanked Mr. Viramontes for the volunteer work he does within the community. He wondered how to get more girls into STEM. Mr. Viramontes said nationally 42 percent of all coding boot camp graduates are women, so there is an upward trend in terms of women going into the field. He also spoke to the need to learn how to make coding cool to attract diverse people to the field, despite its rigors.

Councilman Valenzuela thanked staff and community partners for supporting the CodePHX program. He discussed the need to make coding accessible, equitable, and free for every kid in Phoenix. He highlighted the lack of coding education classes in Phoenix and the low participation of women in the STEM field. He believed the program would play an important role in getting underrepresented communities to obtain technology skills that can move their families, communities, and the entire City forward.

Councilman Nowakowski thanked Councilman Valenzuela for his leadership and thanked the Parks and Recreation and Library departments for working together. He emphasized the importance of coding to help think outside the box. He thanked funders for supporting the program, which will provide important opportunities to the South Phoenix and Maryvale communities where many families do not have much access to technology.

**THE TIMES LISTED FOR AGENDA ITEMS ARE ESTIMATED.
ITEMS MAY BE DISCUSSED EARLIER OR IN A DIFFERENT
SEQUENCE.**

POLICY SESSION AGENDA

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TUESDAY, JUNE 27, 2017

ESTIMATED
2. 3:15 P.M.

GATED ALLEY PROGRAM
PILOT

Staff: Paniagua/Peters
(Presentation: 10 min.,
Estimated Total Time:
30 min.)

City Manager Ed Zuercher and Deputy City Manager Karen Peters introduced the item. Ms. Peters said departments have collaborated on the gated alley program pilot in response to reported issues of traffic, illegal dumping, and crime in alleys.

Deputy Planning and Development Director Sandra Hoffman said residents have expressed they want alleys gated, but there needs to be an ability for utilities and emergency vehicles to access the alleys. She described how many stakeholders from across various departments worked on the program, including the City Manager's Office, Public Works, Planning and Development, Street Transportation, Neighborhood Services, Human Services, Fire and Police departments. She noted the City of Mesa has a similar program, and they have successfully gated all of the City's alleys over the last three years at a cost of \$500,000 to the City and no cost to residents.

Ms. Hoffman said the first step in the gated alley program is the Planning and Development Department accepts an application from the community and informs stakeholder departments.

Deputy Public Works Director Jesse Duarte described the program in further detail. He said a lead resident in the neighborhood needs to get a majority of property owners adjacent to the alley to sign a petition as part of the application process. He further stated once an application is approved, the Public Works Department goes out to the neighbors to let them know when relocation will happen, that bulk collection will go to the curb, and that they still need to maintain their alleys. He said the Public Works Department then puts containers at the curb, while the Planning and Development Department issues permits and the contractor is hired to install the gate. The Public Works Department then cleans up the alley before gates are installed and the Planning and Development Department inspects the gates and works with the lead resident to manage the locks and keys.

Mr. Duarte discussed program costs from the City's perspective and from the resident's perspective, noting the residents would need to purchase the gates at a cost of \$2,800 for chain link and \$5,000 for wrought iron. He said the pilot area for the program will be Royal Palm with phase two in Sunnyslope. He also offered that it is safer for solid waste truck drivers to pick up from the curb rather than the alley.

**THE TIMES LISTED FOR AGENDA ITEMS ARE ESTIMATED.
ITEMS MAY BE DISCUSSED EARLIER OR IN A DIFFERENT
SEQUENCE.**

POLICY SESSION AGENDA

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Deputy City Manager Mario Paniagua said staff is recommending a one-year pilot program, during which time they would monitor program effectiveness and report progress to the Sustainability, Housing, Efficiency, and Neighborhoods Subcommittee.

Resident of the Royal Palm community Luke Bevans said there were serious safety concerns about traffic and crimes in the alleys of his neighborhood and believed the gated alley program would reduce that. He said his neighborhood would appoint alley captains to make sure alleys are maintained.

Councilwoman Stark made a motion to approve the one-year pilot program, including an update after six months. She emphasized that it is a voluntary program and residents will move their trash from alley to curb service. She was concerned some communities may not be able to afford the gates as the program is rolled out citywide, and she suggested potentially using block watch funds for the program. Councilman Valenzuela seconded the motion.

Councilman Valenzuela supported the item. He thanked residents for advocating for this service and thanked City staff and Councilwoman Stark for their work on the program. He believed it was an example of local government being responsive to the needs of the community.

Vice Mayor Pastor believed similar gated alley programs had occurred in District 4 previously and was curious how the pilot program differed from the status quo. Ms. Hoffman said the new process covers all necessary steps and is streamlined. Councilwoman Stark said there is a process in the City for revocable permits and abandonments, which allows for vacating alleys, but the real challenge is trash pickup, which requires a more comprehensive process. She also noted in the case of abandonments residents buy the property back from the City, whereas the new pilot process would keep the alley as City property and a public right-of-way allowing access for public safety and utilities.

Councilman Nowakowski recalled public concerns about this issue that came up seven years ago, namely: legal concerns around purchasing abandoned access properties and City liability in the case of emergencies occurring in alleys; alleys being used as driveways and garages; and illegal dumping. He wondered how neighbors who did not want to put up a gate would be dealt with, and he was concerned gated alleys would be cost-prohibitive for some communities.

**THE TIMES LISTED FOR AGENDA ITEMS ARE ESTIMATED.
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SEQUENCE.**

Councilman Waring asked if washes could be fenced in. Planning and Development Director Alan Stephenson said they could be as long as permit requirements were met.

In terms of previous gated alley projects, Mr. Stephenson said there are some areas that look like alleys but are really public utility easements and do not have the same right-of-way obligations. He reiterated the new process would be easier.

Vice Mayor Pastor commended her colleagues for moving this process forward and hoped to bring it to west Phoenix residents soon.

Councilwoman Gallego said in her district the Fire and Police departments have been important partners in alley issues. She believed investments the Council is making to address homelessness will also affect alley issues and she thanked staff for their work.

Councilwoman Williams wished to know what majority of neighbors would have to agree to the program. Mr. Duarte said 50 percent plus one.

A roll call vote was taken:

Roll Call:	Ayes:	Williams, Waring, Stark, Vice Mayor Pastor, Valenzuela, DiCiccio, Nowakowski, Gallego, Mayor Stanton
	Nays:	None
	Absent:	None

The item passed unanimously.

ESTIMATED
3. 3:45 P.M.

**STREET RENAMING POLICY
ADDITION**

Staff: Paniagua/Dovalina
(Presentation: 10 min.,
Estimated Total Time:
120 min.)

This item is for discussion and possible action.

Action Taken:

Deputy City Manager Mario Paniagua introduced the item, which proposes adding a way for the Council to change the name of a street that is considered offensive or derogatory, even when the majority of residents living on that street are not in favor of changing the name. It also proposes changing the Squaw Peak Drive street sign by replacing the large backlit signs with directional signs that direct the public to Piestewa Peak within the nearby mountain preserve.

**THE TIMES LISTED FOR AGENDA ITEMS ARE ESTIMATED.
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SEQUENCE.**

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Assistant Planning and Development Director Mo Glancy said the current policy allows residents to change a street name if 75 percent of homeowners along the street are in support of it. If approved by Council, staff notifies all departments, residents, postal service, local utilities, mapping services like Google, and the County Assessor departments. The applicant also pays to have signs replaced.

Planning and Development Director Alan Stephenson clarified what is being proposed does not change the policy, but adds an alternate process for a name change for an offensive or derogatory reason. He said, in that instance, the Mayor or three Councilmembers could request a name change and propose a new name, and if the Council authorizes staff to move forward, the renaming process would kick in. Mr. Stephenson said as part of the process, property owners in a proposed street name change area would be notified twice: first as an opportunity to provide input and second to provide comment at a Council hearing. He stated City Council consideration would happen within 90 days after the hearing, and if there is a name change staff would notify residents and take next steps, including notifying the post office and other entities.

Mr. Stephenson discussed information that would go into a staff analysis and report, including potential costs for residents affected by a name change. He pointed out much address information can be changed easily online, including driver's license information, and purchasing a new driver's license for \$12 is optional. He said the cost for businesses would also be analyzed. He remarked the Law Department says the policy would not have an impact on the legal standing of a will.

Street Transportation Director Ray Dovalina described replacing backlit street signs with directional signs to Piestewa Peak at the intersection of Lincoln Drive and Squaw Peak Drive, which would not require changing the name of the street.

Mr. Paniagua presented staff's recommendations to modify the City's renaming policy and replace two street signs with directional signs to Piestewa Peak.

Reverend Reginald Walton supported the street renaming policy in the case of offensive and derogatory street names. He believed the City should stop referencing parts of our history that have hurt people. Councilman DiCiccio asked if Reverend Walton considered street names like Madison and Jefferson to be derogatory because those presidents believed slaves deserved three-fifths of a vote and were considered less than full persons. Reverend Walton affirmed he considered the names derogatory, but said street names that are priorities to change are Squaw Peak and Robert E. Lee, who was the general of the confederate forces.

**THE TIMES LISTED FOR AGENDA ITEMS ARE ESTIMATED.
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Resident Roy Tatem, Jr. was in favor of the proposal because he believed it is time to be sensitive to concerns of communities of color and marginalized communities that may not have had a voice at the time these streets were named. He mentioned Robert E. Lee Street could be renamed to honor Nat Turner or other historically prominent African Americans.

Resident Richard Crews said street names should be honoring good sides of the past instead of ugly sides of the past. Councilman DiCiccio asked Mr. Crews if he considered streets named after the former presidents in question derogatory. Mr. Crews said the focus should be on promoting justice and acknowledging injustice.

Vice Mayor Pastor said more dialogue needs to happen to enable all sides to have a true understanding of the meaning of some derogatory language and to allow for healing.

State Representative Reginald Bolding said confederate markers and monuments are offensive and should not be maintained by taxpayers. He remarked Phoenix can be a role model and show other cities across the country how to address issues that are offensive. He added the policy change still allows public input but it also allows the Council to have another tool to take action. He advanced the idea that streets belong to all residents of the city, not just those who live on those streets. Councilman DiCiccio repeated his question about former presidents. Rep. Bolding said that item was not currently on the agenda and should be addressed at another time.

Resident Camilla Westenberg declared that name-calling is hurtful and inhumane. She said streets named after former presidents are different than streets that are name-calling in nature. She advocated for teaching ethnic studies in the classroom from Kindergarten through college.

Jeremy Helfgot of the Phoenix Human Relations Commission said the Commission felt the City needs to have a mechanism to allow its leadership to make decisions reflective of the City as a whole. He remarked at present the ability to change those street names is left in the hands of very few residents who are not representative of the City as a whole. He said the Council should have the ability to raise these issues and open the door for conversation. He added Phoenix has grown because it is inclusive, and having a street name that is exclusive to some reflects negatively on the City. Councilman DiCiccio said the policy being considered seems top-down without engaging the people who live on the affected streets. Mr. Helfgot said the Commission believed the new process will foster dialogue. Councilman DiCiccio believed the Council already has the ability to instruct staff to talk to residents about a name change. Mr. Helfgot believed the new process would enhance the Council's power to represent the City as a whole.

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ITEMS MAY BE DISCUSSED EARLIER OR IN A DIFFERENT
SEQUENCE.**

Mayor Stanton reviewed the proposal and explained it would not require approval of 75 percent of residents on streets with a proposed name change.

Resident Collette Blakeney Watson said residents are looking to the Council for leadership on this matter. She mentioned the history of the naming of Robert E. Lee Street.

Resident Ernest Martinez said he lives near Piestewa Peak and spoke in favor of the item. He remarked that having the street name of Squaw Peak and the peak name of Piestewa is perplexing to outsiders, seems hypocritical, and harms the reputation of the City.

Resident Benjamin Taylor echoed thoughts that the squaw terminology is offensive. He was of the mind that changing the street name is a win-win because it removes an offensive term and will be of minimal cost to the City.

State Representative Cloves Campbell stated the policy would make the name change process easier and more open. He encouraged Phoenix to be a model city and change offensive names.

Warren Stewart, Jr. wished to change street names that have marred images of history for people of color.

Diana Yazzie Devine of Native American Connections said she reached out to a variety of Native American community members who indicated they support this policy. She said she was committed to working with neighbors in the community to help them understand the need for the name change.

Patricia Hibbeler said as a Native American woman she was glad the Council is considering the new name change policy.

Patty Talahongva said changing the street name would be celebrated within the Native American community and advocated changing other street names to reflect the history of the Hohokam Indians.

Councilman DiCiccio was concerned the process could create lack of understanding and communication with homeowners on affected streets, but he did support changing directional signs.

Councilman Valenzuela said streets belong to the taxpayers of the City at large, adding that people who live on the street deserve to be brought into the conversation. He made a motion to approve the street renaming policy with the stipulation that it also require two committee meetings take place in the affected neighborhood to discuss questions

**THE TIMES LISTED FOR AGENDA ITEMS ARE ESTIMATED.
ITEMS MAY BE DISCUSSED EARLIER OR IN A DIFFERENT
SEQUENCE.**

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and concerns with staff and elected officials so those affected don't have to come all the way to a City Council meeting to give their input. Councilwoman Gallego seconded the motion.

Councilwoman Williams said she believed there has been a lack of dialogue and many people on potentially renamed streets might reconsider their position if parties sat down together. She also stated the current policy gives affected homeowners the right to reconsider the name of their street, and she cannot consider it all-inclusive to take away this right. She said she did not support the change in policy but did support changing the directional signs.

Mayor Stanton supported the motion because he believes Phoenix is a welcoming and inclusive City and should not have demeaning public street names funded with taxpayer dollars because it sends a bad message about our values and divides us. He said the proposed process engages those who live on the affected streets, but recognizes streets and symbols affect more people than those who live on the street.

Councilman Waring said the most recent Council packet estimated the cost to residents of this change would be minimal, but City reports from 2006 and 2012 discussed significant expense and inconvenience for changing street names, particularly for businesses. He wished to know which report was correct and, also, if there are three businesses including a school on Robert E. Lee Street. Mr. Paniagua said considerations can vary widely based on the streets being considered, for example if there are businesses. He reiterated that for residents, because there are so many online ways to submit address changes, there is a minimal charge, but there is a time commitment.

Councilman Waring said there are a lot of hoops to jump through when changing addresses, particularly for businesses. He stated with the new policy the Council is not required to listen to the residents if they do not have 75 percent approval, and this is taking power away from citizens.

Councilman Waring asked if staff contacted residents about this meeting. Mr. Paniagua said staff contacted residents of Robert E. Lee Street and Squaw Peak Drive via mail a week ago. Mr. Stephenson said two residents have contacted the City in response to the letter and one was opposed.

Councilman Waring suggested waiting to change the signs until the street name is changed as he was concerned it might cause confusion. Mr. Paniagua explained the large backlit sign at Lincoln Drive would be changed, but the smaller signs on the local streets will stay the same. He added if the Council approves the change of street name, the directional backlit sign could stay and would not need to be removed.

**THE TIMES LISTED FOR AGENDA ITEMS ARE ESTIMATED.
ITEMS MAY BE DISCUSSED EARLIER OR IN A DIFFERENT
SEQUENCE.**

POLICY SESSION AGENDA

-11-

TUESDAY, JUNE 27, 2017

Mayor Stanton asked Mr. Paniagua to present research of impact on neighbors. Mr. Paniagua said the City would take steps to minimize the impact to residents by being in charge of notifications to various agencies, including USPS and Google Maps.

Vice Mayor Pastor said people's time is a cost. She noted the issue went to the Human Relations Commission six months ago and felt there was a disconnect in communication because she just learned about this last week.

Vice Mayor Pastor wondered if a petition submitted by residents of Squaw Peak Drive in February 2017 would require them to take any action to keep the street name. Mayor Stanton and City Manager Ed Zuercher said those residents do not need to take action because action would only be required if they wanted to change the street name and the petition advocated for keeping the street name.

Vice Mayor Pastor wished to be able to propose a new street name to honor positive accomplishments of people in the community. There was discussion amongst Councilmembers regarding whether the motion needed to be amended to include Vice Mayor Pastor's suggestion. Councilman Waring said the proposal was written in an open-ended way to be able to change any street name, regardless of whether it is derogatory or offensive. Mayor Stanton believed the Vice Mayor's request was covered in the current motion.

Councilman DiCiccio asked if the adoption of the new renaming policy and the Piestewa directional sign issues could be separated into two different motions. Councilman Valenzuela said he would support separating the original motion into two motions and that he was supportive of both motions.

Councilwoman Stark asked if the City could explore a way to provide funds to those who incur costs due to street name changes as a way of offsetting their costs. Mr. Zuercher said that would be an important part of staff analysis and emphasized that projected costs for staff support would vary greatly depending on the size of the project. He added analysis would identify the City's cost as well as monetary and time costs to residents. Councilwoman Stark added a friendly amendment to make the name change process as cost- and time-neutral as possible for residents. Councilman Valenzuela and Councilwoman Gallego accepted the friendly amendment.

Councilman Nowakowski advocated for including an educational component in the process to help residents understand the meaning behind offensive street names and help opposing sides find common ground. He felt the process for the name change motion was being rushed and should be slowed down. He wanted to better understand what the cost might be to the City and how many streets might be affected. He was supportive of the Piestewa directional signs motion.

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POLICY SESSION AGENDA

-12-

TUESDAY, JUNE 27, 2017

Councilwoman Gallego did not think the name change process was going too fast because citizens have asked for removal of street names to do with the confederacy since the time of the tragic Emanuel African Methodist Episcopal Church shooting. She also said there have been news articles for months about the issue. She stated there will be multiple additional opportunities for citizens to provide comment on these issues and she wished to move forward.

Councilman Waring and Mayor Stanton wished to clarify which street signs would be changed as part of the second motion. Mr. Paniagua said two backlit signs will be changed on Lincoln Drive – one facing northbound and one facing southbound – but other current street signs along Squaw Peak Drive would remain. Councilman DiCiccio requested staff check if there may be signs within the park that say Squaw Peak. Mr. Zuercher said if there were Squaw Peak signs in the park they would be changed. Councilman Valenzuela and Councilwoman Gallego agreed to include this in the second motion.

A roll call vote on the first motion was taken and Councilmembers explained their votes:

Councilman Nowakowski said more research was needed on cost and scope of potential street name changes and the policy was being rushed. He was initially not supportive of the vote, but said he would support it as long as staff comes back with information about cost to residents.

Councilman Waring said the proposed process is too broad and allows Councilmembers to change any street name as they wish. He also believed it takes previous inclusiveness away and the City should have talked to neighbors being potentially affected with more anticipation and effort.

Councilwoman Williams did not support stripping citizens' rights.

Roll Call:	Ayes:	Stark, Vice Mayor Pastor, Valenzuela, Nowakowski, Gallego, Mayor Stanton
	Nays:	Williams, Waring, DiCiccio
	Absent:	None

The item passed by a vote of 6 to 3.

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SEQUENCE.**

POLICY SESSION AGENDA

-13-

TUESDAY, JUNE 27, 2017

A roll call vote on the second motion was taken and Councilman DiCiccio explained his vote:

Councilman DiCiccio said more communication was needed with the community.

Roll Call:	Ayes:	Williams, Waring, Stark, Vice Mayor Pastor, Valenzuela, DiCiccio, Nowakowski, Gallego, Mayor Stanton
	Nays:	None
	Absent:	None

The second item passed unanimously.

5:45 P.M. – ADJOURNMENT

Action Taken:

Mayor Stanton adjourned the meeting at 6:05 p.m.

For further information, please call the Management Intern, City Manager's Office, at 602-262-4449.

For reasonable accommodations, call the Management Intern at Voice/602-262-4449 or TTY/602-534-5500 as early as possible to coordinate needed arrangements.
Si necesita traducción en español, por favor llame a la oficina del gerente de la Ciudad de Phoenix, 602-262-4449 tres días antes de la fecha de la junta.

PHOENIX CITY COUNCIL MEMBERS

Councilman DiCiccio
Councilwoman Gallego
Councilman Nowakowski
Vice Mayor Pastor
Councilwoman Stark
Councilman Valenzuela
Councilman Waring
Councilwoman Williams
Mayor Stanton