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CALL TO ORDER

[Time: 00:00:07]

Mayor Lane: All right. I think we are ready now. I would like to call to order the June 19th, City Council meeting. Welcome everyone, incidentally, we will start with the roll call, please.

ROLL CALL

[Time: 00:00:13]

City Clerk Carolyn Jagger: Mayor Jim Lane.

Mayor Lane: Present.

Carolyn Jagger: Vice Mayor Guy Phillips.

Vice Mayor Phillips: Here.

Carolyn Jagger: Councilmembers Suzanne Klapp.

Councilwoman Klapp: Here.

Carolyn Jagger: Virginia Korte.

Councilwoman Korte: Here.

Carolyn Jagger: Kathy Littlefield.

Councilwoman Littlefield: Here.

Carolyn Jagger: Linda Milhaven.

Councilwoman Milhaven: Here.

Carolyn Jagger: David Smith.

Councilman Smith: Present.

Carolyn Jagger: City Manager Jim Thompson.

Jim Thompson: Here.

Carolyn Jagger: City Attorney Bruce Washburn.

Bruce Washburn: Here.

Carolyn Jagger: City Treasurer Jeff Nichols.

Jeff Nichols: Here.

Carolyn Jagger: City Auditor Sharron Walker.

Sharron Walker: Here.

Carolyn Jagger: And the Clerk is present.

[Time: 00:00:36]

Mayor Lane: Thank you. A couple of items of business that we do have cards if you would like to speak on any of the items on the agenda, and/or for Public Comment. And those are the white cards that are over the city clerk's head at the moment. And if you would like to give us some written comments, they are the yellow card which she has now switched to, over her head over here to my right. If you would like to give us some written comments, they will be read during the course of the proceedings. We do have Scottsdale officers Jason Glenn and Anthony Wells to assist and they are straight here in front of me. So if you have need of their assistance please contact them.

The areas behind the Council dais are reserved for Council and staff and we ask that you honor that and the areas, I'm sorry, there are restrooms over here to my immediate left that are there for your convenience under that exit sign.

PLEDGE OF ALLEGIANCE

[Time: 00:01:34]

Mayor Lane: So this evening, or this afternoon, we will start with the Pledge of Allegiance and I would ask that Councilman Phillips lead us in the pledge.

Vice Mayor Phillips: I pledge allegiance to the flag of the United States of America, and to the republic for which it stands: One nation under God, indivisible, with liberty and justice for all.

Mayor Lane: Thank you.

INVOCATION

[Time: 00:02:05]

Mayor Lane: I would ask in place of an invocation that we all consider just a moment of silence to consider our great city and how we all participate in making it better every day and hope that we can continue with our pledge of golden rule. So if we could just take a moment and think about that. Thank you. Moving right along, since we are moving right through a few items that we have no particular business on.

PUBLIC COMMENT

[Time: 00:02:44]

Mayor Lane: We do have Public Comment is reserved for citizens comments regarding non-agendized items with no official Council item taken on these items. Comments are limited to issues within the jurisdiction of the City Council. Speakers are limited to three minutes each with a maximum of five speakers and there will be another opportunity at the end of the meeting if it's, if it's needed. And so we will start and this is, this is a request for a petition, which all Councilmembers, I believe, have a copy, but if Mr. Paul Breslau would like to come forward and speak to that petition. Over there to the microphone, sir.

[Time: 00:03:35]

Paul Breslau: Honorable Mayor Lane, City Councilmembers, fellow citizens, my name is Paul Breslau and I know many of you but for the others, I'm a 25-year resident of Scottsdale and I'm a business owner. I'm here to talk about the public safety and the general topic is the green belt and golfers. I

was riding on the green belt and I was struck by a golf ball. So....

Mayor Lane: Unfortunately, you need to speak at the microphone. We do have an audience in the TV world.

Paul Breslau: Okay. The average golf ball speed is 150 miles per hour for an amateur and 190 miles per hour for a pro. So we have greenways throughout, throughout the green belt, we have pedestrian ways and this is the one on the fourth hole of the Continental Golf Course. So you can see here is the T-back. It's over 400 yards and people are using drivers and they are hitting balls right along the walkway which is right here and that's right where I was hit. So the purpose of this petition, the citizen's petition is to request that the city has an official review for the public safety of the golf courses in Scottsdale and the public ways in Scottsdale, including the greenbelt for the safety of citizens. And there are netting that can be done and actually, on the Continental Golf Course, a little further south of that, they have very limited netting along the first tee and it doesn't look that bad, if you go down there.

The other thing is, I went back to these areas and I found other people that have been struck by golf balls and she couldn't make it today but she was walking her dog. She got struck by a golf ball and the day before she went into the Continental Golf Course and made a complaint. Part of the issue here is that of the golf course clearly states we are not liable. The golfer is the one that's liable and the city is saying this is our beautiful city and we don't want to put nets up and all of that. But I would think that if I hold this picture up again, if this had been your child, I'm 6 feet tall or your neighbor's child or your grandchildren, that would have hit the person right in the eye or in the teeth, and there are golf ball fatalities also from driven golf balls. So I would think it would be incumbent upon the city to come up with a program to identify areas of danger and come up with a program to solve them together with the various golf courses throughout. Thank you very much.

Mayor Lane: Thank you very much, Mr. Breslau. We have one other request to speak in Public Comment. It's Larry Aldrich.

[Time: 00:06:53]

Larry Aldrich: Honorable Mayor Lane and honorable members of the City Council, my name is Larry Aldrich. I'm a resident of Scottsdale. I'm also an old golfer and an old runner. And I'm here in support of my friend, my running friend Paul. I run on that path along that golf course probably once a month, and there isn't a time that I have gone that, that I haven't thought to myself, oh, my God, I hope someone doesn't hit the shot like I do, pulling it dead left.

There are times that I may pay attention, and there are other times I'm on my head phones. It's probably a fairly simple safety solution. I mean, you are only talking about people who are on bikes and running and walking, and certainly wouldn't be any taller than 8 feet or 10, a net or a fence or something to shield it and I think strategically it could be put in different places that would minimize the expense and improve the safety. We don't want golfers to have to worry about that and worry about their golf ball hurting somebody, especially a young child and we don't want people hit. I think

it's a reasonable solution for the Council and the city to take care of and I hope you will take it seriously. Thank you.

Mayor Lane: Thank you, Mr. Aldrich. That does complete the Public Comment for this afternoon.

CONSENT AGENDA

[Time: 00:08:16]

Mayor Lane: And we will then move on to our Consent Items 1 through 9, and, okay. And there's a request by Councilman Smith to pull Item 9 for discussion and separate vote. And so with that, I'm presuming that there's not a presentation, well, it's good that he's here. Yes. Okay. Councilman, we were just on the idea that Item 9, which is the Council Capital Improvement Plan Subcommittee, and it's my request that the Mayor, request a recommendation to dissolve the Capital Improvement Plan Subcommittee on the basis that its work has been completed at this time. You wanted to discuss and for a separate vote?

[Time: 00:09:17]

Councilman Smith: Yes, I did. Thank you, Mayor. The thing I wanted to discuss and believe, believe me when I say this, I want to continue a job on this subcommittee, but I think the subcommittee looking at the capital needs of the city is one of the most important subcommittees that this Council has created. And I think while we completed our work in this round and identified 800 some million dollars of capital needs, we obviously as the Council have only put in place a funding program for a small portion of this, perhaps \$70 million over the next ten years. So I think there's a legitimate reason to have this subcommittee continue to focus and be a resource for the full Council, as we man a discussion of a bond issue in 2019, as has been suggested and perhaps even after a bond issue as a bond oversight spending group.

But equally important, every year we have an annual CIP budget for both the general fund and the transportation fund, and the prioritization of projects varies from year to year, based on the available resources. So I think the, the capital needs of the city are not static and the priority projects can change with times, and I think whether I run this committee or a receiving member of Council, I think I would value the intense look that the capital program gets as part of our fiscal responsibilities. So I think it just may be premature to consider the solution to this. I think it could be an important ongoing subcommittee, and I would like to see it continue in whatever form. Thank you, Mayor.

Mayor Lane: All right. Thank you, Councilman. Councilmember Korte.

Councilmember Korte: I wish to express my support for the continuance of the CIP subcommittee. It's, I see it as important as the audit committee, as, more important than the WestWorld subcommittee. These are all standing committees that we serve on. I don't necessarily want a job here either, but I think that perhaps it's, well, no, I believe that it's, it's an important purpose for the Council and provides some opportunity for clarity and transparency.

Mayor Lane: Thank you, Councilwoman. Vice Mayor Phillips?

Vice Mayor Phillips: Well, I think since the other two spoke, I should say something too. And I think that as far as the subcommittee goes, that we have done our job and one of the things I felt maybe we didn't do so well was bringing it back to the rest of the Council. So I think maybe it's just better that the Council in their entirety does this instead of three separate Councilmembers. Now if you want to come up with something different, like some kind of economic subcommittee with a group of people and one Councilmember rotating, maybe that's a different way to go. I feel that our subcommittee has done its job.

Mayor Lane: Thank you, Councilman. Councilwoman Littlefield.

[Time: 00:12:48]

Councilwoman Littlefield: Thank you, Mayor. I have a concern closing this down. The CIP subcommittee spent a great deal of time and work and effort trying to put together the projects that we thought that the, or that they thought that the city needed the most and that we're continuing to need. Those projects haven't gone away and as we go through the years, you know, these projects may change in priority. They may grow. They may be fixed and go off.

But I think that we need to make sure that this Council has a focus on all of the infrastructure needs that the city has to prioritize them, you know, work with them, and I think it's important. It doesn't mean that it has to be always the same three people. It can be a rotating basis or it can be on a, I will bring it back to the full Council for a report periodically. That would be something that would be up to both the CIP subcommittee and to the Mayor but I think that we need to make sure that this Council keeps a very strong focus on the infrastructure needs that the city has, and that we don't let it get away from us. So I will be supporting keeping the CIP subcommittee in operation.

Mayor Lane: Thank you, Councilwoman. In that, I actually convened this subcommittee some months ago, of course, and named the individuals who were then affirmed by the full Council, the intention was certainly with this subcommittee, was to make it a one particular application with the prioritization given our set of circumstances that we had at the time.

But more than that, I'm concerned as Councilwoman Korte is, that this is a very important area and I put this on the same order of importance with our budget, and what I found with the subcommittee was that we did, and I know that there was a good bit of work that was done and a lot of work on the part of staff as well in accommodating that over that last year and a half or approximately that they were together, we haven't up with a situation and I'm concerned about the extent of involvement of the full Council. It's just not been that well received when you have such an important part of our budget coming back to us, our capital improvements projects budget and funding. That full Council needs to be involved.

Just as they are with the budget, and I firmly believe that the, what has been prescribed for this and in,

and in its direction, initial direction was accomplished, but at the same time, it did create some difficulty as we tried to work through the full Council education and coming up to speed on it entirely. And then also the openness of the process. The subcommittees just by the nature of them, even though they are open meetings, they are not on the same nature and our Council meetings. And the importance of this topic really, I think is required that we have it just as we do in this setting, right here, right now with our television coverage and our streaming online as well, neither of which were available through this program the way we ran this.

But my principal thing is that it is a very, very important topic and I do believe that the full Council should be involved in it. I have amongst ourselves in general talked about the idea that we will definitely be addressing this issue. What has been done, the work that's been done, and carrying it forward. Now, the only other remaining thing that it may be for a separate kind of structure, could be a subcommittee, and we can decide that later, as to whether there's an ongoing need.

We do struggle sometimes with the other subcommittees whether or not there's a need to maintain them from time to time and getting communication from subcommittees, even though you might be vested in doing that, it doesn't seem to occur with the kind of clarity and the kind of frequency that I think most of us really require. So I'm, I would just assume that we go ahead and the recommendation to dissolve this subcommittee at this point in time, and we come back to it after, at the end of this year, and we might reconsider what form it might take. Councilwoman Klapp?

[Time: 00:17:54]

Councilwoman Klapp: I agree with most of those comments made by the Mayor, and he brings up a good point about the budget process, that our budget process has worked much more efficiently when the full Council was involved in putting together the budget and discussing the budget as a full Council, rather than a subcommittee or a citizens committee. So it seems to me that the, because the capital budget is such an important area, that this ought to be a series of probably Work Study sessions with the Council later in the year.

I don't see any need for the CIP committee to operate for the next three or four months, but towards the end of the year, that we have a process where we can talk as a full Council about the projects that are going to be on a potential CIP list for a bond question or a series of questions next year, and it's going to work better, I believe, if the entire Council weighs in on that discussion, particularly in the terms of discussing individual projects.

I think all of us that were not on the committee were wanting more and more information about the projects that were on there, the CIP list and the way we can do that, most efficiently is to have a full Work Study session, maybe a series of sessions to discuss the CIP projects so that we all can weigh in on the, on these very important topics because we have to come to a conclusion. We are going to have to come to a consensus on this idea. And so if we do that in a series of Work Study sessions, I think it would work better ultimately with a better outcome than if we have a subcommittee.

Mayor Lane: Thank you, Councilwoman. Councilwoman Milhaven.

[Time: 00:19:51]

Councilwoman Milhaven: I guess I will weigh in as well. I absolutely take my responsibility very seriously, whether it's a citizen commission, board or commission, or whether it's a subcommittee of this Council. I understand at the end of the day, I have ultimate responsibility for the decisions I make. But I also recognized that the subcommittee spent hours and hours and hours going through a great deal of detail and I respect the time and the expertise that they brought to it, and I think it brought a level of scrutiny to the projects that would be very challenging for us to do in this forum. I was walking through, I was here for several meetings and this was so much community interest that they wound up having the meetings here in the Kiva with the room full of, I see one person who attended a lot of them right here tonight. There was a lot of citizen involvement. If we wanted it to be televised, it's certainly something we could do. We could have gotten better updates and reporting and the Council could have been kept better informed.

I can't, you know, I think the process was actually, frankly, more transparent because for folks who wanted to follow, there was a lot more detail through the process for the citizens and so I'm reluctant at this point to, to shut down the subcommittee but I do think we could do a better job. I would like to keep it for a little while and see if the subcommittee can't make recommendations on how to improve the process that would be agreeable to all of us and then maybe bring that back at a Work Study to talk about how we're going to manage capital programs, most effectively so we all honor our responsibility. So at this time, I'm not going to support shutting it down.

[Time: 00:21:35]

Mayor Lane: Thank you, Councilwoman. Then on the basis of number nine with a separate vote then, we will go ahead and take that vote. We probably should have gone through Consent before, but nevertheless, we are done with that and I think we need a motion. I don't know if we had a formal motion or a second.

Councilman Smith: Mayor, I will make a motion that we reject the recommendation to dissolve the Council Capital Improvement Plan Subcommittee.

Mayor Lane: All right. Very good.

Councilmember Korte: Second.

Mayor Lane: The motion has been made and seconded. I think we are ready to vote. All of those in favor, aye. Those opposed with a nay. Nay. Motion passes 4-3, with Vice Mayor Phillips, Councilwoman Klapp and I opposed. We have the remaining items on Consent, 1 through 8, as it would be. I see no cards or requests to speak on that. So if you will, if we could get a motion on the Consent Items, the remaining Consent Items.

Vice Mayor Phillips: I make a motion for Consent Items 1 through 8.

Councilmember Korte: Second.

Mayor Lane: Motion has been made and seconded. Ready then to vote. All those in favor, please indicate by aye and those opposed with a nay. Remaining 1 through 8 pass unanimously. If you happen to be here for those Consent Items, well, there's not much more than you can attend to. So you are certainly welcome to stay. We have no further Public Comment.

CITIZEN PETITIONS

[Time: 00:23:17]

Mayor Lane: We had the citizen petition item, which was reported to us and we have a copy of it. Do I have a motion on that petition to take action or to not take action as prescribed?

Councilmember Korte: Mayor, I would like to make a motion to ask the staff to look into the safety items along the green belt, the Continental Golf Course.

Vice Mayor Phillips: Second.

Mayor Lane: Motion has been made and seconded. Seeing no further comment, then I think we are ready to.....

City Attorney Bruce Washburn: Mayor.

Mayor Lane: I'm sorry.

Bruce Washburn: The only item for which you are agendized is to take action on the specific petition which is broader than just the continental golf course. So it's either the three things you can do, either direct the City Manager to agendize it, direct the City Manager to investigate and make a written report or to take no action.

Mayor Lane: Okay.

Councilmember Korte: Then I amend my motion for staff to search and come back to us with a written report.

Mayor Lane: Thank you.

Vice Mayor Phillips: I will second that.

Mayor Lane: And a second has been made then. We are ready to vote on the legitimate action of considering this to the City Manager for review and report back to all of us. All of those in favor, indicate by aye. It's unanimous then. So that petition has been accepted for further review.

MAYOR AND COUNCIL ITEMS

Mayor Lane: No Mayor and Council items have been indicated.

ADJOURNMENT

[Time: 00:24:57]

Mayor Lane: I will take a motion to adjourn this Regular Meeting.

Councilmember Korte: So moved.

Mayor Lane: The motion has been made and seconded. We are thus adjourned.