

SCOTTSDALE

CITY COUNCIL MEETING

MEETING NOTICE AND AGENDA



COUNCIL

David D. Ortega, Mayor
Tammy Caputi
Tom Durham
Barry Graham

Betty Janik
Kathleen S. Littlefield
Solange Whitehead

Tuesday, May 16, 2023

City Council meetings are also televised on Cox Cable Channel 11 and streamed online at ScottsdaleAZ.gov (search "live stream"). Unless an exception is made, or unless otherwise noted, the Council will not begin discussion on any new items after 10:00 p.m. Items that are not heard will be continued to the next scheduled Council meeting (June 13, 2023).

In-person spoken public comment is being accepted on Items 1 through 18. To sign up to speak on these items, please click [here](#).

In-Person spoken public comment is also being accepted on non-agendized items that are within the Council's jurisdiction. Scottsdale citizens, business owners, and/or property owners may speak on items that are within the Council's jurisdiction but are not on the agenda, with a total of 15 minutes at the beginning and 15 minutes at the end of the meeting dedicated to comment on non-agendized items. To sign up to speak in-person on a non-agendized item that is within the Council's jurisdiction, please click [here](#).

Requests for in-person public comment may be submitted online or at the City Council meeting. Registration for in-person public comment is available online by completing a Request to Speak form. In-Person Public Comment Request to Speak forms for Consent, Regular, and Non-Agendized items must be submitted online no later than 90 minutes before the start of the meeting. Additionally, in-person meeting attendees may submit a Request to Speak form utilizing the kiosk located in the foyer area of City Hall for each agenda item they wish to address. Forms must be submitted and received before the Mayor announces the agenda item.

Written public comment may be submitted in-person by completing a yellow written public comment card or electronically by completing a Written Public Comment form. Written public comment received during the meeting will be shared with the Council. Written comments that are submitted electronically at least 90 minutes before the meeting will be emailed to the Council and posted online prior to the meeting. A written public comment may be submitted electronically by clicking [here](#).

5:00 P.M.

Marked Agenda

REGULAR CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard



PERSONS WITH A DISABILITY MAY REQUEST A REASONABLE ACCOMMODATION BY CONTACTING THE CITY CLERK'S OFFICE AT (480-312-2412). REQUESTS SHOULD BE MADE 24 HOURS IN ADVANCE, OR AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE ACCOMMODATION. FOR TTY USERS, THE ARIZONA RELAY SERVICE (1-800-367-8939) MAY CONTACT THE CITY CLERK'S OFFICE (480-312-2412).

FOR ADDITIONAL INFORMATION VISIT: WWW.SCOTTSDALEAZ.GOV/COUNCIL/MEETING-INFORMATION

Tuesday, May 16, 2023

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Call to Order – 5:01 P.M.

Roll Call – All present

One or more members of the Council may be attending the Council Meeting by telephone, video, or Internet conferencing, pursuant to A.R.S. §38-431(4).

Pledge of Allegiance – Vice Mayor Littlefield

Mayor's Report

Mayor Ortega asked for a moment of silent reflection for the people of Ukraine as they continue their fight for freedom and democracy.

Mayor Ortega announced that May is Indian Bend Wash Celebration Month. In commemoration of the 50th Anniversary of the Wash opening, there are two more events scheduled. On Saturday, May 20th, there will be a dive-in movie at El Dorado Aquatic Center and on Thursday, May 25th, there is a “Toss on the Wash” event at Vista Del Camino Park. Both events are free to the public.

Mayor Ortega stated the McCormick Stillman Railroad Park concert series continues until Saturday, June 3rd.

Presentations/Information Updates – Water Resources Executive Director Brian Biesemeyer and Arizona Public Service Account Manager Austin Prusak gave a presentation.

- **Arizona Public Service (APS) Peak Solutions Rebate**
Presenter(s): Brian Biesemeyer, Water Resources Executive Director and Austin Prusak, Account Manager, Arizona Public Service
Note: The Council may make comments or ask questions to the presenter(s); however, no Council action will be taken.

Possible Executive Session

Notice is hereby given that, at any time during tonight's meeting, the Council may make a motion to recess into Executive Session to discuss and consult with the attorneys and representatives of the public body to obtain legal advice on any applicable item on tonight's agenda. If authorized by a majority vote of the Council, the Executive Session will be held immediately after the vote and will not be open to the public. A.R.S. §38-431.03(A)(3). The public meeting will resume following the Executive Session.

Public Comment – William Teske, a Scottsdale resident, spoke about better government using his self-declared “Teske Rule”. He suggested setting up a tip line for people to report any wrongdoing to the authorities. Jason Alexander, a Scottsdale resident, said the best decisions are made when the Council consider all residents, various stakeholders, and think towards the future. He displayed a video clip of public comment from a Scottsdale City Council Meeting in 2016 where that sentiment was expressed.

Public Comment time is reserved for Scottsdale citizens, business owners, and/or property owners to comment on non-agendized items that are within the Council's jurisdiction. No official Council action can be taken on these items. Advocacy for or against a candidate or ballot measure during a Council meeting is not allowed pursuant to State law and is therefore not deemed to be within the Council's jurisdiction.

Public Comment time is also the designated time for presenting a citizen petition. There is no limit on the number of petitions a citizen may present; however, each citizen is limited to a total time of three minutes to present and speak to the petition(s). A Request to Speak [form](#) must be submitted together with the petition(s) before the Mayor announces the second Public Comment period.

Speakers may address the Council once under Public Comment at the beginning or the end of the meeting, but not both. Public Comment is limited to a total of 15 minutes at the beginning and 15 minutes at the end of the meeting. **Speakers are limited to three minutes to address the Council during “Public Comment.”**

MINUTES

Request: Approve the following Council meeting minutes from April 2023:

- a. [Retreat Minutes of April 13, 2023](#)
- b. [Regular Meeting and Work Study Session Minutes of April 18, 2023](#)
– Councilwoman Whitehead made a motion to approve the Retreat Meeting Minutes of April 13, 2023 and Regular Meeting and Work Study Session Minutes of April 18, 2023. Councilwoman Janik seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Littlefield; and Councilmembers Caputi, Durham, Graham, Janik, and Whitehead voting in the affirmative.

CONSENT AGENDA ITEMS 1-16

How the Consent Agenda Works: The Council may take one vote to act on all of the items on the Consent Agenda or may remove items for further discussion. Items not removed from the Consent Agenda will be considered in one motion. Items removed for clarification or discussion by the Council will be acted on as appropriate.

– Councilwoman Janik made a motion to approve Consent Agenda Items 1 through 16, except Item 5, which was moved to the Regular Agenda. Councilwoman Whitehead seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Littlefield; and Councilmembers Caputi, Durham, Graham, Janik, and Whitehead voting in the affirmative.

1. [The Boozy Brunch Liquor License \(21-LL-2023\)](#) – Approved on Consent.
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 14740 N. Northsight Boulevard, Suite 101
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
2. [Hazel & Azure – Canal Improvements \(37-DR-2021#2\)](#) – Approved on Consent.
Request: Pursuant to the requirements of Ordinance No. 3909 (65-ZN-1992#7), the property owner is requesting City Council review and approval of the Development Review Board application for the hardscape and landscape plans for the canal bank improvements associated with the Hazel & Azure mixed-use development (37-DR-2021).
Location: Adjacent to 4605 N. Scottsdale Road, extending south to E. Camelback Road
Staff Contact(s): Erin Perreault, Planning, Economic Development, and Tourism Executive Director, 480-312-7093, eperreault@scottsdaleaz.gov
3. [Rancho Vista Final Plat Replat \(1-PP-2023\)](#) – Approved on Consent.
Request: Approve the final plat replat for Lots 4, 5, 6, 7, 8, and 9 of the Rancho Vista subdivision zoned Single-Family Residential (R1-7) District.
Location: Southwest corner of E. Chaparral Road and N. 69th Place
Staff Contact(s): Erin Perreault, Planning, Economic Development, and Tourism Executive Director, 480-312-7093, eperreault@scottsdaleaz.gov
4. [Crossroads East Zoning Adoption – De Rito/Van Trust \(19-ZN-2002#11\)](#) – Approved on Consent.
Request: Adopt **Ordinance No. 4594** affirming the zoning classification approved as part of Case No. 19-ZN-2002#6 and finalizing the zoning district boundary as Planned Community District (PCD), with PCD comparable zoning districts Industrial Park (P-C I-1) and Central Business (P-C C-2).
Location: Southwest corner of N. Hayden Road and Loop 101
Staff Contact(s): Erin Perreault, Planning, Economic Development, and Tourism Executive Director, 480-312-7093, eperreault@scottsdaleaz.gov

5. **Modernize and Expand Police and Fire Training Facility Construction Services Contract**
Request: Adopt **Resolution No. 12828** authorizing Construction Manager at Risk Contract No. 2023-065-COS with CORE Construction, Inc., in an amount not to exceed \$9,250,058, to procure long lead materials and equipment as required for the Bond 2019 Project 27 – Modernize and Expand the Police and Fire Training Facility.
Location: 911 N. Stadem Drive
Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov
– **City Engineer Alison Tymkiw gave a presentation.**
– **Mayor Ortega made a motion to approve Item 5 [Modernize and Expand Police and Fire Training Facility Construction Services Contract] and adopt Resolution No. 12828 authorizing Construction Manager at Risk Contract No. 2023-065-COS with CORE Construction, Inc., in an amount not to exceed \$9,250,058, to procure long lead materials and equipment as required for the Bond 2019 Project 27 – Modernize and Expand the Police and Fire Training Facility. Councilwoman Whitehead seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Littlefield; and Councilmembers Caputi, Durham, Graham, Janik, and Whitehead voting in the affirmative.**
6. **WestWorld Food and Alcohol License and Marketing Agreement and Office License Agreement** – **Approved on Consent.**
Request: Adopt **Resolution No. 12800** authorizing Agreement No. 2023-053-COS with National Western Capital Corporation, for food, beverage, and marketing services at WestWorld.
Location: 16601 N. Pima Road
Staff Contact(s): Kris Cano, WestWorld General Manager, 480-312-6807, kcano@scottsdaleaz.gov
7. **Social Services Professional Services Agreement** – **Approved on Consent.**
Request: Adopt **Resolution No. 12836** to authorize and approve:
 1. Agreement No. 2023-072-COS with Community Bridges, Inc., in an amount not to exceed \$250,000, for social services, case management, outreach, and navigation services at Scottsdale Day Relief Centers for persons experiencing homelessness, including assistance to persons with Opioid Use Disorder and any co-occurring Substance Use Disorder or Mental Health conditions.
 2. The City Manager, or designee, to execute other documents and take such other actions as necessary to carry out the intent of this Resolution.**Staff Contact(s):** Greg Bestgen, Human Services Director, 480-312-0104, gbestgen@scottsdaleaz.gov
8. **Smart Region Consortium Agreement** – **Approved on Consent.**
Request: Adopt **Resolution No. 12816** authorizing Agreement No. 2023-060-COS with the Partnership for Economic Innovation in the amount of \$25,000, for membership in the Greater Phoenix Connective.
Staff Contact(s): Brent Stockwell, Assistant City Manager, 480-312-7288, bstockwell@scottsdaleaz.gov
9. **2022 Boards and Commissions Annual Reports** – **Approved on Consent.**
Request: Accept the 2022 annual reports approved by each publicly appointed board, commission, and working task force.
Staff Contact(s): Ben Lane, City Clerk, 480-312-2411, blane@scottsdaleaz.gov
10. **Regional Emergency Operations Management and Disaster Services Intergovernmental Agreement Amendment** – **Approved on Consent.**
Request: Adopt **Resolution No. 12808** authorizing Agreement No. 2018-041-COS-A1, the first amendment to the Intergovernmental Agreement with Maricopa County, in an annual amount of \$19,000, for regional disaster and emergency services.
Staff Contact(s): Tom Shannon, Fire Chief, 480-312-1821, tshannon@scottsdaleaz.gov

11. **Proposition 202 Grant Applications – Approved on Consent.**
Request: Adopt **Resolution No. 12826** authorizing the Government Relations Director, or designee, to submit Proposition 202 grant applications to local Indian Nations for tribal gaming grants for the period of July 1, 2023, through June 30, 2024.
Staff Contact(s): Dale Wiebusch, Government Relations Director, 480-312-2683, dwiebusch@scottsdaleaz.gov
12. **Financial Statement Actuarial Services Contract – Approved on Consent.**
Request: Adopt **Resolution No. 12781** authorizing Contract No. 2023-049-COS with Howard E. Nyhart Company, Inc., in an annual amount of \$19,700, for financial statement actuarial services.
Staff Contact(s): Anna Henthorn, Accounting Director, 480-312-7805, ahenthorn@scottsdaleaz.gov
13. **Public Safety Personnel Retirement System Pension Funding Policy – Approved on Consent.**
Request: Adopt **Resolution No. 12783** adopting the Fiscal Year 2023/24 Public Safety Personnel Retirement System (PSPRS) Pension Funding Policy; accepting the City’s share of assets and liabilities under the PSPRS actuarial valuation report; repealing the prior policy; and establishing an effective date of July 1, 2023.
Staff Contact(s): Anna Henthorn, Accounting Director, 480-312-7805, ahenthorn@scottsdaleaz.gov
14. **Monthly Financial Report – Approved on Consent.**
Request: Accept the Fiscal Year 2022/23 Monthly Financial Report as of March 2023.
Staff Contact(s): Judy Doyle, Budget Director, 480-312-2603, jdoyle@scottsdaleaz.gov
15. **Legal Services Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 12827** to authorize:
 1. Agreement No. 2023-064-COS with the law firms of Baron & Budd, P.C.; Cossich, Sumich, Parsiola & Taylor, LLC; and Law Office of Joseph C. Tann, PLLC, for the provision of legal services and legal representation related to pursuing remedies for damages, compensation, and other relief against the manufacturer(s) of firefighting foam products (known as “aqueous film forming foam” or “AFFF”) and/or other products containing perfluoroalkyl substances (“PFAS”) (including perfluorooctanoic acid (“PFOA” or “C8”), perfluorooctane sulfonate (“PFOS”), and any other related compounds).
 2. The City Attorney and City Manager, or designees, to execute any additional related agreements necessary to carry out the purposes of this Resolution and Agreement.
 3. The City Attorney, or designee, to commence and pursue such legal actions as may be appropriate in order to pursue remedies available to the City of Scottsdale resulting from the activities set forth in this Resolution.**Staff Contact(s):** Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov
16. **Confirm Appointments to the Council Subcommittee on Education – Approved on Consent.**
Request: Confirm the appointments of Mayor Ortega and Councilmembers Durham and Janik to the Council Subcommittee on Education.
Staff Contact(s): Rebecca Kurth, Management Assistant, 480-312-7977, rkurth@scottsdaleaz.gov

REGULAR AGENDA **ITEMS 17-18**

How the Regular Agenda Works: The Council takes action on each item on the Regular Agenda.

17. Public Hearing on and Adoption of Fiscal Year 2023/24 Rates and Fees

Requests:

1. Accept citizen comments at a public hearing regarding proposed rates and fees.
2. Adopt **Ordinance No. 4588** amending Scottsdale Revised Code, Chapter 16, Licenses, Taxation and Miscellaneous Business Regulations and Chapter 24, Solid Waste Management, effective July 1, 2023.
3. Adopt **Resolution No. 12786** authorizing and approving adjustments to the Planning and Development Services Department's fees and charges, effective July 1, 2023.
4. Adopt **Ordinance No. 4592** amending Scottsdale Revised Code, Chapter 49, Water, Sewers and Sewage Disposal, effective July 1, 2023.
5. Adopt **Resolution No. 12805** authorizing and approving:
 - a. Adjustments to the Community Services Division schedule of program charges, rental fees, and fines, effective July 1, 2023.
 - b. The City Manager, or designee, to execute Scottsdale Stadium and Indian School Park Use Agreements that contain negotiated fees or fees for areas that have not typically been reservable by the public.
 - c. The City Manager, or designee, to execute WestWorld agreements with negotiated fees.
6. Adopt **Resolution No. 12788** authorizing an adjustment of fees and charges by the Fire Department, effective July 1, 2023.

Presenter(s): Judy Doyle, Budget Director and Michael Clack, Chief Development Officer

Staff Contact(s): Judy Doyle, Budget Director, 480-312-2603, jdoyle@scottsdaleaz.gov

– Budget Director Judy Doyle and Chief Development Officer Michael Clack gave a PowerPoint presentation.

– Mayor Ortega opened the public hearing and noting there were no public comments, closed the public hearing.

– Councilwoman Whitehead made a motion to

- 1. Adopt Ordinance No. 4588 amending Scottsdale Revised Code, Chapter 16, Licenses, Taxation and Miscellaneous Business Regulations and Chapter 24, Solid Waste Management, effective July 1, 2023.**
- 2. Adopt Resolution No. 12786 authorizing and approving adjustments to the Planning and Development Services Department's fees and charges, effective July 1, 2023.**
- 3. Adopt Ordinance No. 4592 amending Scottsdale Revised Code, Chapter 49, Water, Sewers and Sewage Disposal, effective July 1, 2023.**
- 4. Adopt Resolution No. 12805 authorizing and approving:**
 - a. Adjustments to the Community Services Division schedule of program charges, rental fees, and fines, effective July 1, 2023.**
 - b. The City Manager, or designee, to execute Scottsdale Stadium and Indian School Park Use Agreements that contain negotiated fees or fees for areas that have not typically been reservable by the public.**
 - c. The City Manager, or designee, to execute WestWorld agreements with negotiated fees.**
- 5. Adopt Resolution No. 12788 authorizing an adjustment of fees and charges by the Fire Department, effective July 1, 2023.**

Councilwoman Janik seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Littlefield; and Councilmembers Caputi, Durham, Graham, Janik, and Whitehead voting in the affirmative.

18. [Public Hearing on and Adoption of Proposed Fiscal Year \(FY\) 2023/24 Budget \(Tentative Budget\)](#)

Requests:

1. The City Council solicits and receives public input relative to the entire Proposed FY 2023/24 Budget, which includes both the Operating Budget and Capital Improvement Plan. The City Council may direct staff to revise the Proposed FY 2023/24 Budget prior to adoption or may adopt the proposed version as the Tentative Budget as amended required for conformity with Arizona Revised Statutes and City Charter.
2. Adopt **Ordinance No. 4593** as presented (or as modified by Council) establishing the Tentative Budget for FY 2023/24 and adopting by reference the State-required budget forms. Establishment of the Tentative Budget statutorily fixes the maximum expenditure limit. The maximum expenditure limit may still be lowered by the City Council before final budget adoption.

Adoption of Ordinance No. 4593 also:

- a. Directs the City Clerk to meet obligations regarding publication and notices imposed by Arizona Revised Statutes and City Charter.
- b. Tentatively approves a one-time waiver for five projects of the maximum \$600,000 per commitment restriction in Financial Policy 10.02, which limits the use of the balance of remaining Tourism Development Fund revenues for one-time commitments not to exceed \$600,000 per commitment unless otherwise approved by the City Council for tourism-related operating expenses and capital projects.
- c. Tentatively adopts the FY 2023/24 Job Classification Plan and Pay Table in conformity with Scottsdale Revised Code Sections 14-20 through 14-24 and tentatively authorizes or approves, as applicable, certain salary adjustments included in the Tentative Budget for City employees and Charter Officers and sets the salaries of the Presiding Judge and Associate Judges.

Presenter(s): Sonia Andrews, City Treasurer and Alison Tymkiw, City Engineer

Staff Contact(s): Judy Doyle, Budget Director, 480-312-2603, jdoyle@scottsdaleaz.gov

– City Treasurer Sonia Andrews and City Engineer Alison Tymkiw gave a PowerPoint presentation.

– Mayor Ortega opened the public hearing.

David Smith, a former Scottsdale City Councilmember, spoke about the proposed use of Tourism Development Fund revenues and the requested waivers of Financial Policy 10.02.

Mayor Ortega closed the public hearing.

– Mayor Ortega made a motion to adopt Ordinance No. 4593 as presented establishing the Tentative Budget for FY 2023/24 and adopting by reference the State-required budget forms. Establishment of the Tentative Budget statutorily fixes the maximum expenditure limit. The maximum expenditure limit may still be lowered by the City Council before final budget adoption.

Adoption of Ordinance No. 4593 also:

- a. Directs the City Clerk to meet obligations regarding publication and notices imposed by Arizona Revised Statutes and City Charter.
- b. Tentatively approves a one-time waiver for five projects of the maximum \$600,000 per commitment restriction in Financial Policy 10.02, which limits the use of the balance of remaining Tourism Development Fund revenues for one-time commitments not to exceed \$600,000 per commitment unless otherwise approved by the City Council for tourism-related operating expenses and capital projects.
- c. Tentatively adopts the FY 2023/24 Job Classification Plan and Pay Table in conformity with Scottsdale Revised Code Sections 14-20 through 14-24 and tentatively authorizes or approves, as applicable, certain salary adjustments included in the Tentative Budget

for City employees and Charter Officers and sets the salaries of the Presiding Judge and Associate Judges.

Councilwoman Whitehead seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Littlefield; and Councilmembers Caputi, Durham, Graham, Janik, and Whitehead voting in the affirmative.

Public Comment – None

Public Comment time is reserved for Scottsdale citizens, business owners, and/or property owners to comment on non-agendized items that are within the Council's jurisdiction. No official Council action can be taken on these items. Advocacy for or against a candidate or ballot measure during a Council meeting is not allowed pursuant to State law and is therefore not deemed to be within the Council's jurisdiction.

Public Comment time is also the designated time for presenting a citizen petition. There is no limit on the number of petitions a citizen may present; however, each citizen is limited to a total time of three minutes to present and speak to the petition(s). A Request to Speak [form](#) must be submitted together with the petition(s) before the Mayor announces the second Public Comment period.

Speakers may address the Council once under Public Comment at the beginning or the end of the meeting, but not both. Public Comment is limited to a total of 15 minutes at the beginning and 15 minutes at the end of the meeting. **Speakers are limited to three minutes to address the Council during "Public Comment."**

CITIZEN PETITIONS

ITEM 19

Citizen Petitions: This portion of the agenda is reserved for the submission and/or consideration of citizen petitions. There is no limit on the number of petitions a citizen may submit; however, **each citizen is limited to a total time of three minutes to speak to his/her petition(s)**. A Request to Speak [form](#) must be submitted, together with the petition(s), **before** the second Public Comment period begins.

19. Receipt of Citizen Petitions – None

Request: Accept and acknowledge receipt of citizen petitions. Any member of the Council may make a motion, to be voted on by the Council, to: (1) Direct the City Manager to agendize the petition for further discussion; (2) direct the City Manager to investigate the matter and prepare a written response to the Council, with a copy to the petitioner; or (3) take no action.

Staff Contact(s): Ben Lane, City Clerk, 480-312-2411, blane@scottsdaleaz.gov

WORK STUDY SESSION

– The City Council recessed at 6:56 P.M.

– The City Council reconvened at 7:08 P.M.

Work Study Sessions: Work study sessions provide a less formal setting for the Mayor and Council to discuss specific topics, at length, with each other and City staff. Work study sessions provide an opportunity for staff to receive direction from the Council and for the public to observe these discussions.

Public Comment: To provide an opportunity for public input yet continue to maximize the amount of time available for the Council to have focused discussions, spoken comment (maximum of five speakers) is being accepted on the item(s) on tonight's work study session agenda. To sign up to speak, please click [here](#). **Request to speak forms must be submitted no later than 90 minutes before the start of the meeting.** – **Thomas Kube spoke in opposition to road diets, citing growth and traffic impacts on safety. He asked for the issue to be put on a 2024 ballot. Ginny Bertoncino asked that a road diet measure be put on a ballot for residents to decide. She commented on growth, traffic congestion, safety, and federal grants. French Thompson said road diets are not about public safety, but rather about taxpayer money. He said road diets focus on the southern part of the city resulting in a form of economic and traffic discrimination. Charles Fernandez spoke in support of road diets and commented that space should be prioritized for those who are living and visiting the city not for the expediency of drivers who are passing through. Patti Badenoch noted she visited the Southwest Village neighborhood, took a random survey, and collected signatures from residents who were opposed to the removal of vehicular lanes on 68th Street and the proposed lane reduction on Thomas Road. She asked the issue of road diets be put on the ballot.**

Mayor Ortega noted there were a number of written comments submitted on this agenda item.

If you have thoughts or suggestions on the work study session item(s) you would like the Council to consider, you are encouraged to submit your written comment(s) electronically by clicking [here](#). Written comments that are submitted electronically at least 90 minutes before the meeting will be emailed to the Council and posted online prior to the meeting.

1. [Roadway Reclassification \(“road diets”\) in the 2022 Transportation Action Plan](#)

Request: Presentation, discussion, and possible direction to staff regarding roadway reclassification (“road diets”) in the 2022 Transportation Action Plan.

Presenter(s): Mark Melnychenko, Transportation and Streets Director

Staff Contact(s): Mark Melnychenko, Transportation and Streets Director, 480-312-7651, mmelnychenko@scottsdaleaz.gov

– **Transportation and Streets Director Mark Melnychenko gave a PowerPoint presentation.**

– **There was consensus by the City Council on the following items:**

- **In the Transportation Action Plan (TAP), throughput traffic flow should be equal to safety, livability, and multi-modal community access.**
- **Communication and notification are important and poor communication can result in misinformation.**
- **Include a definition of “road diet” in the TAP.**

– **Councilmembers made the following suggestions:**

- **The Council and public should be provided with accurate, up-to-date data related to traffic counts and flow.**
- **Traffic counts should be collected within one year of the proposed road narrowing.**
- **Traffic data collection should be done during peak demand times between January through March and a column should be added to the data for projected traffic counts associated with approved construction projects.**
- **Prior to any proposed changes to road classifications, there should be meetings between staff and each business owner and homeowner association that is adjacent to or affected by the road narrowing proposal.**
- **Postcards are not an effective means of communicating with residents.**
- **Install generous signage perpendicular to the road(s) under consideration for reclassification for at least 90 days.**
- **Use multiple media platforms, including social media, to notify affected parties of neighborhood meetings and encourage public participation.**

- Consider implementation of a five-year moratorium on road diets.
- Consider a 2024 election ballot measure related to road diets and put a moratorium on the issue pending the election outcome.
- Seek input from Maricopa Ambulance on this issue.
- In the TAP, take out verbiage that list of road classifications can also be road diets.
- In the TAP, have lane narrowing as an option in addition to the existing lane reduction option.
- In the TAP, any road that is not within the five-year paving cycle should not be in the table related to lane reconfigurations, such as Legend Trail Parkway.
- This item should not be sent to an election ballot.
- Having consistent evaluation criteria is important and clarifies Council decisions to the public. It is imperative to evaluate each case on its own merit, which will maximize neighborhood involvement.
- Staff to monitor the 68th Street project and report back to the Council and the public on the project status and whether it is effective or not.
- Staff to prepare a white paper for proposed projects that contains facts and data for Council and public evaluation.
- Proactively distribute data sheets to the community.
- Staff to review citizen input received to determine number of unique commenters and how many live within a mile of the proposed project.
- Need more specific rules to determine when road diets are appropriate and what level of traffic volume is appropriate when considering a road diet.
- Staff to provide additional information related to the data collected for multi-family units and vehicle miles traveled.
- In the TAP, clarify when the data was collected.
- Rather than a rewrite of the TAP, clarification of definitions, terms, and procedures is needed.
- These recommendations should be vetted by the Transportation Commission, which should make a recommendation to the City Council on possible changes to the TAP related to road diets.

Adjournment – 9:43 P.M.

– Councilwoman Whitehead made a motion to adjourn the Regular Meeting and Work Study Session. Councilwoman Janik seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Littlefield; and Councilmembers Caputi, Durham, Graham, Janik, and Whitehead voting in the affirmative.