

SCOTTSDALE

CITY COUNCIL MEETING



***** AMENDED *** MEETING NOTICE AND AGENDA**

[ADDED ITEM NOS. A1, 24A, AND 30A]

COUNCIL

W.J. "Jim" Lane, Mayor

Suzanne Klapp

Virginia L. Korte

Robert W. Littlefield

Linda Milhaven

Guy Phillips

Dennis E. Robbins

Tuesday, June 18, 2013

Unless an exception is made, or unless otherwise noted:

Citizens will be given three minutes to address the Council during the times set aside for public comment on Consent, Regular, or Mayor and Council items, and during the open call to public (Public Comment). 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 meetings (July 1 and 2, 2013).

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:03 P.M.

Roll Call – All present

One or more members of the Council may be unable to attend the Council meeting in person, and may participate telephonically, pursuant to A.R.S. §38-431(4).

Pledge of Allegiance – World Changers

Invocation – Mayor Lane requested a moment of silence.

Mayor's Report – Mayor Lane recognized Dan Worth and thanked him for his role as Acting City Manager, noting that Fritz Behring will be assuming the City Manager responsibilities on July 1. Mr. Worth thanked the Councilmembers for their support.

City Manager's Report – None

Possible Executive Session

Notice is hereby given that, at any time during the June 18, 2013 discussion of Item 34, City Treasurer Recruitment, and/or Item 35, Acting City Treasurer Appointment, the City Council may make a motion to recess into Executive Session to: (1) Discuss and consider recruitment, employment, assignment, reassignment, appointment, promotion, and/or compensation and benefits of a City Treasurer and/or an Acting City Treasurer; and/or (2) discuss and consult with the attorneys and representatives of the public body for legal advice and to consider its position regarding same. A.R.S. §38-431.03(A)(1) and (A)(3).



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).

Presentations/Information Updates – None

Public Comment – None

Citizens may complete one Request to Speak “Public Comment” card per night and submit it to the City Clerk. Public Comment time is reserved for citizen comments regarding non-agendized items. No official Council action can be taken on these items. **Speakers are limited to three minutes to address the Council during “Public Comment” time.**

ADDED ITEMS

Added Items: Resolution No. 8223 requires that, with limited exceptions, the agenda language, the Council report, and any supporting material described as being attached to the Council report shall be made available to the public at least ten days prior to a scheduled Council meeting. Material that is not timely made requires a separate vote to consider whether the item will remain on the agenda or be continued to a future date.

***** A1. Added Items**

Regular Item No. 30A was added to the agenda June 12, 2013.

Request: Vote to accept the agenda as presented or continue the added item(s) to one of the next scheduled Council meetings (July 1 and 2, 2013).

– Councilman Robbins moved to accept the agenda as presented. Councilwoman Milhaven seconded the motion, which carried 7/0.

MINUTES

Request: Approve the [Regular Meeting Minutes of May 7, 2013](#) and [May 14, 2013](#); [Strategic Planning Workshop Minutes of May 8, 2013](#); [Special Meeting Minutes of May 14, 2013](#), [May 21, 2013](#), and [May 22, 2013](#); and Executive Session Minutes of May 22, 2013.

– Vice Mayor Klapp moved to approve the Regular Meeting Minutes of May 7, 2013 and May 14, 2013; Strategic Planning Workshop Minutes of May 8, 2013; Special Meeting Minutes of May 14, 2013, May 21, 2013, and May 22, 2013; and Executive Session Minutes of May 22, 2013. Councilwoman Milhaven seconded the motion, which carried 7/0.

CONSENT AGENDA ITEMS 1-27

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. If you wish to speak on an item on the Consent Agenda, please complete a Request to Speak card for each topic you wish to address. **You will be given one opportunity to speak on any or all Consent items listed on the agenda.** After all speakers have finished, the Council will decide which items to remove for additional discussion and/or presentation from staff. 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.

– Vice Mayor Klapp moved to approve Consent Items 1 through 27, absent Items 9, 19, and 21. Councilwoman Milhaven seconded the motion, which carried 7/0.

1. **Pita Jungle Liquor License (32-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a series 12 (restaurant) liquor license for a new location and owner.
Location: 14858 N. Frank Lloyd Wright Boulevard, Suite 161
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
2. **Romano's Macaroni Grill Liquor License (33-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for an Acquisition of Control Change for an existing series 12 (restaurant) liquor license.
Location: 7245 E. Gold Dust Avenue
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
3. **Mimi's Café Liquor License (34-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a series 12 (restaurant) liquor license for an existing location with a new owner.
Location: 8980 E. Shea Boulevard
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
4. **Permanent Extension of Premises for A Twisted Rose (6-EX-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a permanent extension of premises for A Twisted Rose (Series 12, restaurant).
Location: 15040 N. Northsight Boulevard, Suite 102
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
5. **Permanent Extension of Premises for A Twisted Rose (7-EX-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a permanent extension of premises for A Twisted Rose (Series 13, domestic farm winery).
Location: 15040 N. Northsight Boulevard, Suite 102
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
6. **On-Track Academy Conditional Use Permit (5-UP-2013) – Approved on Consent.**
Request: Adopt **Resolution No. 9438** approving a Conditional Use Permit for educational service, elementary and secondary school (private school) in a portion of an existing 34,445± square-foot building with Industrial Park, Planned Community District (I-1 PCD) zoning, and finding that the conditional use permit criteria have been met.
Location: 16641 N. 91st Street
Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov
7. **The Reserve Final Plat (2-PP-2012) – Approved on Consent.**
Request: Approve the final plat to re-plat an existing 218± acre, 51-lot subdivision, to accommodate for an approved resort community, with Single-Family Residential, Environmentally Sensitive Lands (R1-190/ESL) District, Single-Family Residential, Environmentally Sensitive Lands (R1-130/ESL) District, and Resort/Townhouse Residential, Environmentally Sensitive Lands (R-4R/ESL) District zoning.
Location: Northeast corner of N. 118th Street and E. Rio Verde Drive
Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov
8. **The Reserve Abandonment (12-AB-2010) – Approved on Consent.**
Request: Adopt **Resolution No. 9207** abandoning portions of roadway and public utilities easements located within The Reserve subdivision plat: along the southern portion of E. Dixileta Drive, between N. 118th Street alignment and the N. 120th Street alignment; along the Morning Vista Drive alignment, between N. 118th Street and the N. 120th Street alignment; along the E. Via Dona Road alignment, between N. 118th Street and the N. 122nd Street alignment; along the E. Dale Lane

alignment, between N. 118th Street and the N. 122nd Street alignment; along the N. 120th Street alignment, between E. Rio Verde Drive and the E. Dixileta Drive alignment; and along the western portion of the N. 122nd Street alignment, between E. Rio Verde Drive and the E. Via Dona Road alignment, with Single-Family Residential, Environmentally Sensitive Lands (R1-190/ESL) District zoning, Single-Family Residential, Environmentally Sensitive Lands (R1-130/ESL) District zoning; and Resort/Townhouse Residential, Environmentally Sensitive Lands (R-4R/ESL) District zoning.

Location: Northeast corner of N. 118th Street and E. Rio Verde Drive (E. Dynamite Boulevard)

Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

9. **Downtown Text Amendment (6-TA-2009#3) – Councilman Robbins moved to: (1) adopt Resolution No. 9439 declaring the document entitled “6-TA2009#3, Text Amendment Pertaining to the Downtown and Related City-Wide Requirements” to be a public record; and (2) adopt Ordinance No. 4099 approving a text amendment to the City of Scottsdale Zoning Ordinance No. 455 to amend Article I. (Administration and Procedures), Article III. (Definitions), Article V. (District Regulations), Article VI. (Supplementary Districts), Article VII. (General Provisions), Article IX. (Parking and Loading Requirements), and Article X. (Landscaping Requirements), pertaining to the Downtown and City-wide; and determining that the proposed zoning ordinance text amendment is consistent and conforms with the adopted General Plan and Downtown Plan. Councilwoman Milhaven seconded the motion, which carried 5/2, with Councilmembers Littlefield and Phillips dissenting.**

Requests:

1. Adopt **Resolution No. 9439** declaring the document entitled “6-TA2009#3, Text Amendment Pertaining to the Downtown and Related City-Wide Requirements” to be a public record.
2. Adopt **Ordinance No. 4099** approving a text amendment to the City of Scottsdale Zoning Ordinance No. 455 to amend Article I. (Administration and Procedures), Article III. (Definitions), Article V. (District Regulations), Article VI. (Supplementary Districts), Article VII. (General Provisions), Article IX. (Parking and Loading Requirements), and Article X. (Landscaping Requirements), pertaining to the Downtown and City-wide; and determining that the proposed zoning ordinance text amendment is consistent and conforms with the adopted General Plan and Downtown Plan.

Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

10. **Glass and Garden Community Church Historic Preservation Overlay and Rezoning (14-ZN-2012 and 5-HP-2012) – Approved on Consent.**

Request: Adopt **Ordinance No. 4090** approving a zoning district map amendment from Single-Family Residential District (R1-7) to Single-Family Residential District, Historic Property (R1-7 HP) to place Historic Property overlay zoning on the Glass and Garden Community Church, known as The Garden Church, on 4.55± acres, to place this historic place of worship on the Scottsdale Historic Register; finding that the overlay zoning district map amendment for Glass and Garden Community Church meets the eligibility criteria for HP designation as a historically and architecturally significant property; and determining that the proposed zoning district map amendment is consistent and conforms with the adopted General Plan.

Location: 8620 E. McDonald Drive

Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

11. **Holy Cross Lutheran Church Historic Preservation Overlay and Rezoning (15-ZN-2012 and 6-HP-2012) – Approved on Consent.**

Request: Adopt **Ordinance No. 4091** approving a zoning district map amendment from Single-Family Residential District (R1-7) to Single-Family Residential District, Historic Property (R1-7 HP) to place Historic Property overlay zoning on the Holy Cross Lutheran Church on 1.97± acres, to place this historic place of worship on the Scottsdale Historic Register; finding that the overlay zoning

district map amendment meets the eligibility criteria for HP designation as a historically and architecturally significant property; and determining that the proposed zoning district map amendment is consistent and conforms with the adopted General Plan.

Location: 3110 N. Hayden Road

Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

12. **First Church of Christ, Scientist Historic Preservation Overlay and Rezoning (5-ZN-2013 and 1-HP-2013) – Approved on Consent.**

Request: Adopt **Ordinance No. 4089** approving a zoning district map amendment from Single-Family Residential District (R1-7) to Single-Family Residential District, Historic Property (R1-7 HP) to place Historic Property overlay zoning on 1.8± acres, to place this historic place of worship on the Scottsdale Historic Register; finding that the overlay zoning district map amendment for the First Church of Christ, Scientist meets the eligibility criteria for HP designation as a historically and architecturally significant property; and determining that the proposed zoning district map amendment is consistent and conforms with the adopted General Plan.

Location: 6427 E. Indian School Road

Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

13. **Frank Lloyd Wright Boulevard Revocable Driveway License Agreement – Approved on Consent.**

Request: Adopt **Resolution No. 9366** authorizing Agreement No. 2011-035-COS-A1, the first amendment to the Revocable Driveway License Agreement with FLW 101 LLC, to add parking use on City land.

Location: 15745 N. Frank Lloyd Wright Boulevard

Staff Contact(s): Derek Earle, Acting Public Works Executive Director, 480-312-2776, dearle@scottsdaleaz.gov

14. **Proposition 202 Grant Applications – Approved on Consent.**

Request: Adopt **Resolution No. 9377** authorizing the Government Relations Director to submit Proposition 202 tribal gaming grant applications to the various local Indian Nations during the period of July 1, 2013 through June 30, 2014.

Staff Contact(s): Brad Lundahl, Government Relations Director, 480-312-2683, blundahl@scottsdaleaz.gov

15. **School Resource Officer Intergovernmental Agreement – Approved on Consent.**

Request: Adopt **Resolution No. 9412** authorizing Intergovernmental Agreement No. 2013-064-COS with Cave Creek Unified School District for the provision of a Scottsdale Police Officer to serve as a School Resource Officer.

Staff Contact(s): Alan Rodbell, Public Safety Executive Director, 480-312-1900, arodbell@scottsdaleaz.gov

16. **Fire Service Mutual Aid Intergovernmental Agreement – Approved on Consent.**

Request: Adopt **Resolution No. 9415** authorizing Intergovernmental Agreement No. 2013-065-COS with Rio Verde Fire District for fire service mutual aid.

Staff Contact(s): Alan Rodbell, Public Safety Executive Director, 480-312-1900, arodbell@scottsdaleaz.gov

17. **First Things First Parent Education Community-Based Training Grant – Approved on Consent.**

Request: Adopt **Resolution No. 9427** to authorize:

1. The Library Department of the Community Services Division to accept a FY 2013/14 grant renewal from First Things First for Parent Education Community-Based Training titled "Knowing and Growing" in the amount of \$165,000.
2. A budget transfer of \$165,000 from the Adopted FY 2013/14 Future Grants Budget and/or Grants Contingency Budget, and the creation of a new cost center to record all related grant activity.

3. The Library Director, as agent of the City, to act as necessary to accept and administer the grant.
Staff Contact(s): William Murphy, Community Services Executive Director, 480-312-7954,
bmurphy@scottsdaleaz.gov

18. **Fiscal Year 2013/14 Scottsdale Endowment Allocation – Approved on Consent.**

Request: Adopt **Resolution No. 9426** approving the distribution of interest income from the City's endowment program for FY 2013/14, and authorizing the allocation of funds to the recommended activities.

Staff Contact(s): William Murphy, Community Services Executive Director, 480-312-7954,
bmurphy@scottsdaleaz.gov

19. **Fiscal Year 2013/14 Scottsdale Cares Allocations**

– Councilmember Korte declared a conflict of interest and left the dais.

– Councilwoman Milhaven moved to adopt Resolution No. 9435 approving the recommendations of the Human Services Commission for allocation of FY 2013/14 funding for Scottsdale Cares programs in the amount of \$140,000; authorizing the Mayor to execute contracts, effective July 1, 2013, for services to be funded through this program that exceed the formal bid limit (\$25,000); and authorizing the Community Services Executive Director, or designee, to execute those contracts that do not exceed the formal bid limit. Councilman Phillips seconded the motion, which carried 6/0, with Councilmember Korte declaring a conflict of interest.

Request: Adopt **Resolution No. 9435** approving the recommendations of the Human Services Commission for allocation of FY 2013/14 funding for Scottsdale Cares programs in the amount of \$140,000; authorizing the Mayor to execute contracts, effective July 1, 2013, for services to be funded through this program that exceed the formal bid limit (\$25,000); and authorizing the Community Services Executive Director, or designee, to execute those contracts that do not exceed the formal bid limit. \$140,000 is already available from Scottsdale Cares donations and interest income, and this amount has been included in the proposed FY 2013/14 budget.

Staff Contact(s): William Murphy, Community Services Executive Director, 480-312-7954,
bmurphy@scottsdaleaz.gov

– Councilmember Korte returned.

20. **Fiscal Year 2013/14 General Funds Program Allocations – Approved on Consent.**

Request: Adopt **Resolution No. 9436** approving the recommendations of the Human Services Commission for allocation of FY 2013/14 funding for Human Services General Fund projects in the amount of \$200,000 included in the City's FY 2013/14 budget; authorizing the Mayor to execute contracts, effective July 1, 2013, for services to be funded through this program that exceed the formal bid limit (\$25,000); and authorizing the Community Services Executive Director, or designee, to execute those contracts that do not exceed the formal bid limit.

Staff Contact(s): William Murphy, Community Services Executive Director, 480-312-7954,
bmurphy@scottsdaleaz.gov

21. **Fiscal Year 2013/14 Scottsdale Cultural Council Financial Participation Agreement**

– Councilwoman Milhaven moved to adopt Resolution No. 9434 authorizing Agreement No. 2013-078-COS, an annual financial participation agreement with the Scottsdale Cultural Council, in the amount of \$4,254,207 for FY 2013/14, to be allocated as outlined in the Council Report. Councilmember Korte seconded the motion, which carried 5/2, with Councilmembers Littlefield and Phillips dissenting.

Request: Adopt **Resolution No. 9434** authorizing Agreement No. 2013-078-COS, an annual financial participation agreement with the Scottsdale Cultural Council, in the amount of \$4,254,207 for FY 2013/14, to be allocated as outlined in the Council Report.

Staff Contact(s): Paul Katsenes, Community and Economic Development Executive Director, 480-312-2890, pkatsenes@scottsdaleaz.gov

22. [Scottsdale Convention and Visitors Bureau Destination Marketing Plan](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 9442** authorizing the FY 2013/14 Marketing Guide, Performance Standards and Contract Budget under Destination Marketing Services Agreement No. 2012-053-COS with Scottsdale Convention and Visitors Bureau.
Staff Contact(s): Paul Katsenes, Community and Economic Development Executive Director, 480-312-2890, pkatsenes@scottsdaleaz.gov
23. [Annual Greater Phoenix Economic Council Development Marketing Contract](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 9452** authorizing Contract No. 2013-083-COS with the Greater Phoenix Economic Council; and authorizing General Funds in the amount of \$85,622 for provision of regional economic development marketing services.
Staff Contact(s): Paul Katsenes, Community and Economic Development Executive Director, 480-312-2890, pkatsenes@scottsdaleaz.gov
24. [Barnett v. City of Scottsdale, et al., Settlement Agreement](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 9443** authorizing Settlement Agreement No. 2013-079-COS to settle the lawsuit entitled *Barnett v. City of Scottsdale, et al.*, Case No. CV 2012-010775, currently pending in the Maricopa County Superior Court.
Staff Contact(s): Bruce Washburn, City Attorney, 480-312-2405, bwashburn@scottsdaleaz.gov
- ***24A. [McDowell Mountain Ranch Community Association Agreement](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 9408** authorizing acceptance of the settlement and the first amendment (No. 1999-022-COS-A1) to the Median Maintenance Agreement with McDowell Mountain Ranch Community Association.
Staff Contact(s): William Murphy, Community Services Executive Director, 480-312-7954, bmurphy@scottsdaleaz.gov
25. [Diversion Counseling Services Contracts](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 9399** authorizing the following professional services contracts with Sage Counseling, Inc.:
1. Contract No. 2013-058-COS for Peace Diversion Program Services.
2. Contract No. 2013-059-COS for Underage Drinking Diversion Program Services.
3. Contract No. 2013-060-COS for Domestic Violence Diversion Program Services.
4. Contract No. 2013-061-COS for Shoplifting and Theft Diversion Program Services.
Staff Contact(s): Bruce Washburn, City Attorney, 480-312-2405, bwashburn@scottsdaleaz.gov
26. [Fiscal Year 2012/13 Capital Improvement Plan Budget Adjustments](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 9414** authorizing FY 2012/13 capital budget adjustments.
Staff Contact(s): Derek Earle, Acting Public Works Executive Director, 480-312-2776, dearle@scottsdaleaz.gov
27. [Fiscal Year 2012/13 Operating Budget Adjustments](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 9453** authorizing FY 2012/13 operating budget adjustments.
Staff Contact(s): David N. Smith, City Treasurer, 480-312-2364, dasmith@scottsdaleaz.gov

REGULAR AGENDA **ITEMS 28-36**

How the Regular Agenda Works: The Council takes a separate action on each item on the Regular Agenda. If you wish to address the Council regarding any or all of the items on the Regular Agenda, please complete a Request to Speak card for each topic you wish to address and submit it to the City Clerk. Speakers will be given at least three minutes to speak per item. Additional time may be granted to speakers representing two or more persons. Cards for designated speakers and the persons they represent must be submitted together. **Comment cards must be submitted before public testimony has begun on any regular agenda or public hearing item.**

28. **Crossroads East Rezoning (19-ZN-2002#3)** – Councilman Robbins moved to: (1) adopt Resolution No. 9419 declaring the document entitled “Diversified Partners Development Plan” to be a public record; (2) adopt Ordinance No. 4098 approving an amendment to the Development Plan and an amendment to the Planned Community (PC) District zoning for the Crossroads East master planned development, including approval of a new Development Plan, with amendments to the comparable Planned Regional Center (PRC) site development standards, including elimination of maximum percentages of office and residential as part of the allowed floor area ratio, elimination of the minimum parcel size, and allowance of maximum building height not to exceed 97 feet inclusive of rooftop appurtenances, for a proposed mixed-use project on 12± acres; determining that the proposed zoning district map amendment is consistent and conforms with the adopted General Plan; and (3) amend Stipulation No. 4 in Exhibit 1 to Ordinance No. 4098 to correctly reflect that the proposed number of Units is 187. Vice Mayor Klapp seconded the motion, which carried 5/2, with Councilmembers Littlefield and Phillips dissenting.

Requests:

1. Adopt **Resolution No. 9419** declaring the document entitled “Diversified Partners Development Plan” to be a public record.
2. Adopt **Ordinance No. 4098** approving an amendment to the Development Plan and an amendment to the Planned Community (PC) District zoning for the Crossroads East master planned development, including approval of a new Development Plan, with amendments to the comparable Planned Regional Center (PRC) site development standards, including elimination of maximum percentages of office and residential as part of the allowed floor area ratio, elimination of the minimum parcel size, and allowance of maximum building height not to exceed 97 feet inclusive of rooftop appurtenances, for a proposed mixed-use project on 12± acres; and determining that the proposed zoning district map amendment is consistent and conforms with the adopted General Plan.

Location: 18575 N. Scottsdale Road

Presenter(s): Greg Bloemberg, Planner

Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

29. **Scottsdale McDowell Sonoran Preserve Commercial Motorized Guided Tours**
– Mayor Lane moved to direct staff to take the steps necessary to allow commercial motorized guided tours in the Scottsdale McDowell Sonoran Preserve for a temporary, one-year trial period. Councilman Littlefield seconded the motion, which carried 4/3, with Vice Mayor Klapp and Councilmembers Korte and Phillips dissenting.
– Councilman Phillips made an alternate motion to allow the three current tour operators one last season and then close the area to motorized vehicles. Vice Mayor Klapp seconded the motion which failed 2/5, with Mayor Lane and Councilmembers Korte, Littlefield, Milhaven, and Robbins dissenting.

Request: Provide direction to staff regarding commercial motorized guided tours in the Scottsdale McDowell Sonoran Preserve.

Presenter(s): Kroy Ekblaw, Preserve Director

Staff Contact(s): Kroy Ekblaw, Preserve Director, 480-312-7064, kekblaw@scottsdaleaz.gov

30. **League of Arizona Cities and Towns Annual Membership Dues** – Councilmember Korte moved to adopt Resolution No. 9423 authorizing payment of annual membership dues in the amount of \$88,250 to the League of Arizona Cities and Towns for FY 2013/14. Councilman Phillips seconded the motion, which carried 7/0.

Request: Adopt **Resolution No. 9423** authorizing payment of annual membership dues in the amount of \$88,250 to the League of Arizona Cities and Towns for FY 2013/14.

Presenter(s): Brad Lundahl, Government Relations Director

Staff Contact(s): Brad Lundahl, Government Relations Director, 480-312-2683, blundahl@scottsdaleaz.gov

- ***30A.** [Arizona Council for International Visitors Contract](#)
– Mayor Lane declared a conflict of interest and left the dais.
– Councilmember Korte moved to adopt Resolution No. 9352 authorizing: (1) Contract No. 2013-043-COS, in the amounts of \$75,000 for FY 2013/14 and \$75,000 for FY 2014/15, with the Arizona Council for International Visitors, Inc. (formerly known as the World Affairs Council), to assist international visitors, provide protocol services, and provide office space for the Scottsdale Sister Cities Association; and (2) a budget transfer of \$43,701 from the FY 2013/14 General Fund operating contingency to the City Manager’s General Fund operating budget. Councilwoman Milhaven seconded the motion, which carried 6/0, with Mayor Lane declaring a conflict of interest.
Request: Adopt **Resolution No. 9352** to authorize:
1. Contract No. 2013-043-COS, in the amounts of \$75,500 for FY 2013/14 and \$75,500 for FY 2014/15, with the Arizona Council for International Visitors, Inc. (formerly known as the World Affairs Council), to assist international visitors, provide protocol services, and provide office space for the Scottsdale Sister Cities Association.
2. A budget transfer of \$43,701 from the FY 2013/14 General Fund operating contingency to the City Manager’s General Fund operating budget (\$31,299 was included in the FY 2013/14 adopted budget) to cover the costs of the contract.
Presenter(s): Brad Lundahl, Government Relations Director
Staff Contact(s): Brad Lundahl, Government Relations Director, 480-312-2683, blundahl@scottsdaleaz.gov

– Mayor Lane returned.
31. [Public Hearing and Adoption of Fiscal Year 2013/14 City Court Default Fee](#) – Councilman Phillips moved to adopt Ordinance No. 4084 amending Scottsdale Revised Code, Chapter 9, Section 9-7.3, City Court Default Cost, to increase cost to \$65, effective August 1, 2013. Councilmember Korte seconded the motion, which carried 7/0.
Requests:
1. Accept citizen comments at a public hearing regarding the proposed City Court default fee increase.
2. Adopt **Ordinance No. 4084** amending Scottsdale Revised Code, Chapter 9, Section 9-7.3, City Court Default Cost, to increase cost to \$65, effective August 1, 2013.
Presenter(s): Joseph Olcavage, Presiding Judge
Staff Contact(s): David N. Smith, City Treasurer, 480-312-2364, dasmith@scottsdaleaz.gov
32. [Fiscal Year 2013/14 Property Tax Levies](#) – Councilman Robbins moved to adopt Ordinance No. 4085 assessing the City of Scottsdale FY 2013/14 primary and secondary property tax levies. Councilwoman Milhaven seconded the motion, which carried 6/1, with Councilman Littlefield dissenting.
Request: Adopt **Ordinance No. 4085** assessing the City of Scottsdale FY 2013/14 primary and secondary property tax levies.
Presenter(s): Lee Guillory, Finance Director
Staff Contact(s): David N. Smith, City Treasurer, 480-312-2364, dasmith@scottsdaleaz.gov
33. [Fiscal Year 2013/14 Streetlight Property Tax Levies](#) – Councilman Robbins moved to adopt Ordinance No. 4086 assessing the FY 2013/14 streetlight property tax levy by district. Councilwoman Milhaven seconded the motion, which carried 7/0.
Request: Adopt **Ordinance No. 4086** assessing the FY 2013/14 streetlight property tax levy by district.
Presenter(s): Lee Guillory, Finance Director
Staff Contact(s): David N. Smith, City Treasurer, 480-312-2364, dasmith@scottsdaleaz.gov

Possible Executive Session

Notice is hereby given that, at any time during the June 18, 2013 discussion of **Item 34**, City Treasurer Recruitment, and/or **Item 35**, Acting City Treasurer Appointment, the City Council may make a motion to recess into Executive Session to: (1) Discuss and consider recruitment, employment, assignment, reassignment, appointment, promotion, and/or compensation and benefits of a City Treasurer and/or an Acting City Treasurer; and/or (2) discuss and consult with the attorneys and representatives of the public body for legal advice and to consider its position regarding same. A.R.S. §38-431.03(A)(1) and (A)(3).

34. [City Treasurer Recruitment](#)

Request: Discuss, consider, and take possible action regarding the recruitment, employment, assignment, reassignment, appointment, promotion, and/or compensation and benefits of a City Treasurer.

Presenter(s): Bernadette La Mazza, Acting Human Resources Executive Director

Staff Contact(s): Bernadette La Mazza, Acting Human Resources Executive Director, 480-312-7237, blamazza@scottsdaleaz.gov

35. [Acting City Treasurer Appointment](#)

Request: Discuss, consider, and take possible action regarding the recruitment, employment, assignment, reassignment, appointment, promotion, and/or compensation and benefits of an Acting City Treasurer.

Presenter(s): Bernadette La Mazza, Acting Human Resources Executive Director

Staff Contact(s): Bernadette La Mazza, Acting Human Resources Executive Director, 480-312-7237, blamazza@scottsdaleaz.gov

– Councilman Littlefield moved to recess into Executive Session to: (1) discuss and consider recruitment, employment, assignment, reassignment, appointment, promotion, and/or compensation and benefits of a City Treasurer and/or an Acting City Treasurer; and/or (2) discuss and consult with the attorneys and representatives of the public body for legal advice and to consider its position regarding same. A.R.S. §38-431.03(A)(1) and (A)(3). Councilwoman Milhaven seconded the motion, which carried 6/0. (Vice Mayor Klapp had stepped away from the dais.)

– 9:14 P.M. recessed Regular Meeting

– 9:32 P.M. reconvened Regular Meeting

– Councilman Robbins moved to: (1) appoint Lee Guillory as Acting City Treasurer, effective July 5, with the same compensation as the current City Treasurer; (2) direct staff to conduct an internal recruitment for a City Treasurer as soon as possible; and (3) allow Ms. Guillory to apply for the City Treasurer position. Councilwoman Milhaven seconded the motion, which carried 7/0.

36. [Monthly Financial Update](#) – Accounting Director Joyce Gilbride and City Treasurer David Smith presentation

Requests:

1. Receive, discuss, and provide possible direction on the City Treasurer's monthly financial presentation as of May 2013.
2. Presentation and discussion on Accounting and Financial Reporting for Pensions.

Presenter(s): Joyce Gilbride, Accounting Director; David N. Smith, City Treasurer

Staff Contact(s): David N. Smith, City Treasurer, 480-312-2364, dasmith@scottsdaleaz.gov

Public Comment – None

Citizens may complete one Request to Speak "Public Comment" card per night and submit it to the City Clerk. Public Comment time is reserved for citizen comments regarding non-agendized items. No official Council action can be taken on these items. **Speakers are limited to three minutes to address the Council during "Public Comment" time.**

CITIZEN PETITIONS

ITEM 37

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 card must be submitted, together with the petition(s), **before** the second Public Comment period begins.

37. 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): Carolyn Jagger, City Clerk, 480-312-2411, cjagger@scottsdaleaz.gov

Mayor and Council Items – None

Adjournment – 9:35 P.M.