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CALL TO ORDER

[Time: 00:00:04]

Mayor Lane: Good evening, nice to have you here with us for our January 15, 2019 Regular Meeting. It's 5:05. I would like to call to order the meeting.

ROLL CALL

[Time: 00:00:16]

Mayor Lane: We'll start with a roll call please.

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.

Councilmember Korte: Here.

Carolyn Jagger: Kathy Littlefield.

Councilwoman Littlefield: Here.

Carolyn Jagger: Linda Milhaven.

Councilwoman Milhaven: Here.

Carolyn Jagger: Solange Whitehead.

Councilwoman Whitehead: Here.

Carolyn Jagger: City Manager Jim Thompson.

Jim Thompson: Here.

Carolyn Jagger: Acting City Attorney Sherry Scott.

Sherry Scott: 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: 00:00:42]

Mayor Lane: Thank you. Couple of items of business before we get started. If you would like to speak on any of the items on the agenda and for Public Comment, that's the white card the city Clerk is holding up over her head to my right. If you would like some written comments, that's the yellow card over other head now for agenda items, we'll read those through the course of the proceedings. Tonight we have some police officers Eric

Bolles and Tony Wells as well as Scottsdale fireman Chandler Walker. All three standing together as a sign of unity between the fire department and police department right there. Thank you. Mayor Lane: thank you, gentlemen.

PLEDGE OF ALLEGIANCE

[Time: 00:01:27]

Mayor Lane: We also have Troop 45 to lead us in the Pledge of Allegiance. Their leader is Natalee Phleger. I would like you to please come up. If you are able, please stand. Pledge of Allegiance.

Troop 45: Please salute the flag. Please join us in the Pledge of Allegiance. 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 very much, if you turn the microphone around, please introduce yourself and where you go to school and your favorite subject might be.

Troop 45: My name is Mason Sharp, I am in fifth grade and I go to Anasazi Elementary and I play Rugby. My name is Carson Fisher, I go to Anasazi Elementary, in the fifth grade, and I love to play soccer and football. My name is Noah, I'm in fifth grade at Pueblo Elementary School, and I play the saxophone. My name is Alex Phleger, I'm in 6th grade at Basis Scottsdale and I like to play golf.

Mayor Lane: Thank you, gentlemen.

INVOCATION

[Time: 00:03:04]

Mayor Lane: We have an Invocation, minister Brooke Hellestrae, Scottsdale Bible Church, please if you can come forward. Thank you. Welcome, thank you for being here.

[Time: 00:03:17]

Pastor Brooke Hellestrae: Thank you. Pray with me. Heavenly Father, thank you for a beautiful day today, we have some fresh rain and Lord, thank you for the State of Arizona that I have called home my whole life, for these people willing to serve and work together, Lord, for the good of our state, I ask that you bless them. I pray as they go into the next year, there would be wisdom, they would have unity and Lord, just ask that you honor decisions they have going on here this wonderful place. We love you and thank you for this time. In Your name we pray, amen.

Mayor Lane: Amen, thank you.

MAYOR'S REPORT

[Time: 00:04:06]

Mayor Lane: In addition to that invocation, I would like to ask we all take a moment of silence to remember officer Clayton Townsend with the salt river police department who lost his life in the call of duty this week. Please join me in a moment of silence.

PRESENTATIONS/INFORMATION UPDATES

[Time: 00:04:39]

Mayor Lane: Thank you. Next item is a presentation planned for tonight but we had an update scheduled for Scottsdale Arts president and CEO but due to some travel conflicts, I don't know if it has something to do with snowstorms in the east but since he's stuck in Florida I don't know how that might have impacted him. But in any case, he won't be able to be with us but he will give us the update when we have rescheduled March 5 to look forward to it at that time.

PUBLIC COMMENT

[Time: 00:05:16]

Mayor Lane: Next order of business is our Public Comment period and resurfaces comments regarding non-agendized items which no official Council item will be taken at this time. On these items. Comments are limited to issues within the jurisdiction of the city Council and speakers are limited to three minutes and they are individually allocated three minutes, there's no combining and there will be another opportunity at the end of the meeting if in fact it's needed. For that Public Comment. We'll start with Stuart Graff.

[Time: 00:05:56]

Stuart Graff: Mayor, Vice Mayor, members of the Council, thank you for this opportunity. I am the president and CEO Stuart Graff at Taliesin West, the Frank Lloyd Wright Foundation up in northeast Scottsdale, I think you all know it well. I want to share with you some of what we're doing there and then talk to you about the impact that Experience Scottsdale has on our work. We are the host to more than 110,000 visitors a year and recent survey data shows more than 80% of those folks come from outside of Maricopa county and more than 80% come to us for the first time when they visit us. That means our public outreach efforts are very, very critical to us in attracting new visitors and securing the tens of millions of dollars of economic impact that we have on the Scottsdale

community.

The work we do with Experience Scottsdale takes several forms. They are general outreach programs almost always includes Taliesin west as an opportunity for visitors coming here to experience a bit of Arizona and Scottsdale history as well as legacy of art and culture, that has been so important in our community and indeed in our nation. Beyond the general outreach which is bringing media writers, travel writers up to us many times through the year, they also have helped us with social media, video they created about Scottsdale and our role in Scottsdale that was just created last month already gained more than 25,000 views and favorable comments through social media, YouTube and other channels.

Other things they're doing worthy of mention, most notably how the work they do with Scottsdale contemporary month, creating new events that take our canal convergence event and expand to a city-wide event so partnerships that we have not only with Experience Scottsdale but also with Scottsdale Arts and with local hospitality community make a possible for us to present our community in a different way to visitors from outside. Therefore I would like to encourage you to continue your support for Experience Scottsdale and I hope that you will do so. Thank you very much.

Mayor Lane: Thank you, Stuart. Next is David Ortega. Welcome, David, former Councilman, city of Scottsdale.

[Time: 00:08:46]

David Ortega: Thank you Mayor and Council for your service. You received correspondence regarding case DR 58, regarding a mural in Scottsdale. At that time of record the applicant was admonished not to trespass on the property and on December 27th people did trespass on the property in violation of discussion of DR. And as this perhaps is readable you will see that the likely suspects are Mr. Eric Marvan, Chan Sucart and Bass. So how do we know this? They took a selfie. This is their own picture of their own violation of that date.

So my first question will be to Mr. Washburn in the legal department, that is, have they had an opportunity to cite, to summons to court the alleged perpetrators who did trespass on the property? I was called on the next day when he said gee, this is right in the face of my tenants and there's paint on the parking lot. He immediately hired a security company, that security company showed up in the afternoon of the 28th and sure enough on the evening the same people showed up with paint cans spraying and trespass the property this time on foot. This was totally not what was expressed and both by the staff which admonished them not to do that. The results were what Mr. Schade's customers got to see, that is people parking on his property. You can see various bloody noses, you can see shirts that have running from them, this is the kind of thing people pay big money to park in Scottsdale on Mr. Schade's properties have to endure.

Along the way, the security company called the police. And Scottsdale PD showed up, by the way, not only did they paint the wall, they also sprayed Mr. Schade's property. You will see two or three blue bulls, we usually call this vandalism and all this has been sent to you by email but I can't provide this in as well. Finally, the people went ahead and obstructed police officers that were called, a police officer that was called to remove them from the site. They held them off approximately three hours while they continued to tag their building and stain his property and so forth.

So my question to Mr. Washburn's office, will he then take action which includes a citing, summons for these three parties? Because Scottsdale code does require that, that is that when there is an infraction and in fact one of the greatest infractions with the \$2,500 penalty is violating DR board. The second most is.....

Mayor Lane: I'm sorry, your time is expired.

David Ortega: Thank you. I may conclude my comments but I think you get the drift. Thank you.

Mayor Lane: That concludes our Public Comment.

ADDED ITEM

[Time: 00:12:45]

Mayor Lane: We have an item that has been added to our agenda. So we have Consent Item Number 20A, Stadium Facilities Capital Improvement Funds for decking was added to the agenda on January 10, 2019, which is outside the period of time that we have assigned for when those things have to be put on agenda for public disclosure. So at this point in time I need to request a vote and ask for.... for a vote to accept the agenda as presented or to continue the added item to the next scheduled Council meeting which is February 5, 2019. Do I have a motion?

Councilmember Korte: Mayor, I move to accept the agenda as presented.

Councilwoman Klapp: Second.

Mayor Lane: Motion made by Councilmember Korte and seconded by Councilwoman Klapp. All in favor indicate by voting aye. Unanimous, those added items will remain on the agenda as indicated.

CONSENT AGENDA

[Time: 00:13:56]

Mayor Lane: Moving right along then to Consent Items 1 through 20A, I have no comments from the public. For any public testimony on any of those items. Seeing that I have no questions or comments from Council Members here I would ask for a motion to accept them as presented.

Vice Mayor Phillips: So moved.

Councilwoman Klapp: Seconded.

Mayor Lane: Motion made by Councilman Phillips and seconded by Councilwoman Klapp. So I think we're ready then to vote. All those in favor please indicate by aye. Opposed with a nay. It's unanimous for acceptance of Consent Items. We have no further Public Comment. No Citizen Petitions.

MAYOR AND COUNCIL

[Time: 00:14:39]

Mayor Lane: We have a Mayor and Council item and this is for the ordinance regulating the use of handheld communication devices while driving. This is at the request of Councilman Klapp to direct City Manager to agendize a possible action on ordinance to regulate the use of handheld communication devices by all drivers driving in city of Scottsdale. The only action to be taken on the item is to whether to agendize the matter at future Council date so no Public Comment is taken at this time on the issue. It is therefore in front of us. If Councilwoman Klapp would like to make any further comment on that, otherwise we'll move to a motion.

[Time: 00:15:25]

Councilwoman Klapp: I'll briefly comment. I know we're not having discussion but I have been asked by a number of parties why this is coming forward. And I would have to admit that it was somewhat prompted by the horrific accident that occurred with the officer from the Salt River Pima Maricopa Indian community not long ago. It is been my belief for a long time that regulating distracted driving, particularly the use of handheld devices in cars, is a real public safety issue. We have had this issue addressed by our neighbors, ironically the Salt River Pima Maricopa Indian community has a regulation against texting while on their land. Phoenix has a texting ordinance. Tempe has an ordinance that controls use of handheld devices. A number of other cities in the valley have dealt with this issue with ordinances as well. So I want to say that because of that, I would like to have a discussion here in the city of Scottsdale as well. I think the time is probably right for that discussion. So I would make a motion to direct the City Manager to agendize presentation discussion and possible action on an ordinance to regulate the use of handheld communication devices by all drivers driving in city of Scottsdale.

Mayor Lane: Motion made by Councilwoman Klapp.

Vice Mayor Phillips: Second.

Mayor Lane: Seconded by Councilman Phillips. Councilwoman Milhaven.

[Time: 00:17:02]

Councilwoman Milhaven: I want to comment on whether to discuss or not to discuss. Representative Kavanaugh is introducing a bill at the state level, while I'm in support of having discussion, a statewide solution is preferable so I'm not supporting the motion. Thank you.

Mayor Lane: Any further comments? I would just say that I, in a similar situation I believe a statewide effort is an important one, but since generally we're just talking about advancing the conversation, that's a very same thing that might be discussed in that position. It should be at that point in time. So I'm going to support the conversation with hopes we'll move in that direction. That's the most I can say without getting further debate on the subject at this point in time. I must, so to completely understand our process is that anything that we agendize we have to vote to put on the agenda but in the process not to start discussion on it. That's what we guard ourselves against a little bit. So we're careful, we have covered that base. Any case, motion is on the table and motion is made and seconded. So I think we're ready to vote. All in favor indicate by aye. It does succeed with Councilwoman Milhaven opposing this particular motion. So we have completed our work for this evening.

ADJOURNMENT

[Time: 00:18:50]

Mayor Lane: I would once again thank you for being here with us. I'll ask for a motion to adjourn.

Councilwoman Klapp: Move to adjourn.

Mayor Lane: Motion made and seconded. All those in favor and seconded, all those in favor indicate by saying aye. We are adjourned. Thank you.