

SCOTTSDALE CITY COUNCIL MEETING

***** AMENDED *** SPECIAL MEETING AND POSSIBLE EXECUTIVE SESSION**

NOTICE AND AGENDA

[ADDED ITEM No. 1A]



COUNCIL

David D. Ortega, Mayor

Tammy Caputi

Tom Durham

Barry Graham

Betty Janik

Kathleen S. Littlefield

Solange Whitehead

Wednesday, December 6, 2023

City Council meetings are also televised on Cox Cable Channel 11 and streamed online at ScottsdaleAZ.gov (search "live stream") to allow the public to virtually attend, participate telephonically, and listen/view the meeting in progress.

In-person spoken public comment and written public comment is being accepted on Item 1A. To sign up to speak on this item, 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 Item 1A 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. Forms must be submitted and received before the Mayor announces Item 1A.

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](#).

4:00 P.M.

MARKED AGENDA

CITY COUNCIL SPECIAL MEETING AND POSSIBLE EXECUTIVE SESSION

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 4:00 P.M.

Roll Call – All present (Councilwoman Littlefield arrived at 4:07 P.M.)

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

Pledge of Allegiance – Councilmember Graham



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).

Notice of Possible Executive Session:

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Scottsdale City Council and to the general public that the Scottsdale City Council will hold a Special Meeting at 4:00 p.m. on Wednesday, December 6, 2023, in the City Hall Kiva Forum, 3939 N. Drinkwater Boulevard. Item No. 1 on the Special Meeting agenda is for the Scottsdale City Council to consider whether to go into Executive Session. If authorized by a majority vote of the Council, the Council will recess into Executive Session immediately after the vote and the Executive Session will not be open to the public.

1. Request for Executive Session to:

- A. Discuss and consider the employment, assignment, appointment, and compensation and benefits of a City Auditor from the following candidates: Mary Modelski, Alan Moorhead
- B. Discuss and consider its position and instruct its attorneys regarding the public body's position on contracts that are the subject of employment negotiations.
- C. Discuss and consult with the City's attorney(s) for legal advice regarding the employment, assignment, appointment, and compensation and benefits of a City Auditor.

If authorized by a majority vote of the Scottsdale City 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)(1), (3), and (4).

– Councilwoman Janik made a motion to adjourn into Executive Session to discuss and consider the employment, assignment, appointment, and compensation and benefits of a City Auditor from the following candidates: Mary Modelski and Alan Moorhead; discuss and consider its position and instruct its attorneys regarding the public body's position on contracts that are the subject of employment negotiations; and discuss and consult with the City's attorney(s) for legal advice regarding the employment, assignment, appointment, and compensation and benefits of a City Auditor. Councilmember Graham seconded the motion, which carried 6/0, with Mayor Ortega; Vice Mayor Whitehead; and Councilmembers Caputi, Durham, Graham, and Janik voting in the affirmative.

– Recess Special Meeting (into Executive Session) – 4:03 P.M.

– Reconvene Special Meeting (following Executive Session) – 5:02 P.M.

*****1A. [40 Love Liquor License \(77-LL-2023\)](#)**

Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an owner transfer of a Series 6 (bar) State liquor license for an existing location with a new owner.

Location: 7117 E. 6th Avenue

Presenter: Tim Curtis, Current Planning Director

Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

– Current Planning Director Tim Curtis gave a PowerPoint presentation on the proposed 40 Love liquor license application.

– There was no public comment on this item.

– Vice Mayor Whitehead made a motion to forward a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an owner transfer of a Series 6 (bar) State liquor license for an existing location with a new owner. Councilmember Durham

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

2. Boards, Commissions, and Task Forces Interviews and Appointments

How the Board and Commission Interview and Appointment Process Works: The Council will spend a few minutes interviewing each board and commission nominee. The Council will make the appointment(s) at the conclusion of the interviews for each board or commission.

Board of Adjustment – Alexander Hayes (appointment effective December 7, 2023) and Azam Qayum (appointment effective December 6, 2023) were appointed to the Board of Adjustment.

Nominee(s): Alexander Hayes, Jay Leopold, Azam Qayum

Council to fill two vacancies (one appointment effective December 6, 2023; one appointment effective December 7, 2023)

Development Review Board – Jeff Brand and Ali Fakh were reappointed, and Ed Peaser was appointed to the Development Review Board, effective December 7, 2023.

Nominee(s): Julie Berry, Jeff Brand, Danielle Davis, Ali Fakh, Jon Griffin, Thomas Kube, Ed Peaser, Roger Strassburg, Scott Tiedemann, Michael Wills

Council to fill three vacancies (appointments effective December 7, 2023)

Environmental Advisory Commission – Alisa McMahon was appointed to the Environmental Advisory Commission, effective December 7, 2023.

Nominee(s): Lauren Click, Alisa McMahon

Council to fill one vacancy (appointment effective December 7, 2023)

Judicial Appointments Advisory Board – Kristina Jensen and Janice Shimokubo were appointed to the Judicial Appointments Advisory Board, effective December 6, 2023.

Nominee(s): Aurea Flores, Kristina Jensen, Janice Shimokubo

Council to fill two citizen member vacancies (appointments effective December 6, 2023)

McDowell Sonoran Preserve Commission – Stephen Coluccio was reappointed to the McDowell Sonoran Preserve Commission, effective December 7, 2023.

Nominee(s): Stephen Coluccio

Council to fill one vacancy (appointment effective December 7, 2023)

Neighborhood Advisory Commission – Louise Lamb was reappointed to the Neighborhood Advisory Commission, effective December 7, 2023.

Nominee(s): Louise Lamb

Council to fill one vacancy (appointment effective December 7, 2023)

Tourism Development Commission – Lance Marrin was appointed to the Tourism Development Commission, effective December 7, 2023.

Nominee(s): Lance Marrin

Council to fill one Scottsdale Hotelier vacancy (appointment effective December 7, 2023)

Transportation Commission – Mailen Pankiewicz was appointed to the Transportation Commission, effective December 7, 2023.

Nominee(s): Kevin Konczal, Mailen Pankiewicz, Darren Wolf

Council to fill one vacancy (appointment effective December 7, 2023)

3. **Appointment to Public Safety Personnel Retirement System Boards**

Public Safety Personnel Retirement System Boards

Appointee: Robert Leavitt

Council affirmation of Mayor David D. Ortega's proposed appointment (effective December 6, 2023)

– Vice Mayor Whitehead made a motion to affirm Mayor Ortega's appointment of Robert Leavitt to the Public Safety Personnel Retirement System Boards, effective December 6, 2023. Councilwoman Janik seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Whitehead; and Councilmembers Caputi, Durham, Graham, Janik, and Littlefield voting in the affirmative.

Adjournment – 6:45 P.M.

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