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CALL TO ORDER

[Time: 00:00:03]

Mayor Ortega: Hello. I call the June 13th, 2023 City Council Regular meeting to order. City Clerk Ben Lane, please conduct the roll call.

ROLL CALL

[Time: 00:00:14]

City Clerk Lane: Thank you, Mayor. Mayor David Ortega.

Mayor Ortega: Present.

City Clerk Lane: Vice Mayor Kathy Littlefield.

Vice Mayor Littlefield: Present.

City Clerk Lane: Councilmembers Tammy Caputi.

Councilwoman Caputi: Here.

City Clerk Lane: Tom Durham.

Councilmember Durham: Here.

City Clerk Lane: Barry Graham.

Councilmember Graham: Here.

City Clerk Lane: Betty Janik.

Councilwoman Janik: Here.

City Clerk Lane: Solange Whitehead.

Councilwoman Whitehead: Here.

City Clerk Lane: City Manager Jim Thompson.

City Manager Thompson: Here.

City Clerk Lane: City Attorney Sherry Scott.

City Attorney Scott: Here.

City Clerk Lane: City Treasurer Sonia Andrews.

City Treasurer Andrews: Here.

City Clerk Lane: Acting City Auditor Lai Cluff.

Acting City Auditor Cluff: Here.

City Clerk Lane: And the Clerk is present. Thank you, Mayor.

[Time: 00:00:37]

Mayor Ortega: Thank you very much, we have Scottsdale police officers Sergeant Sean Rome as well as detective Dustin Patrick, and Officer Ryan Lowing, as well as firefighter Lane Henning, if anyone needs assistance. Also, I will point out the restrooms are through that opening up on the mezzanine, up on the upper level.

PLEDGE OF ALLEGIANCE

At this point, we will -- Councilwoman Betty Janik, please lead us in the pledge allegiance.

Councilwoman Janik: 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'S REPORT

Mayor Ortega: Thank you. At this point, do want to call our attention to the war in Ukraine, and remember the ongoing sacrifice and fight for freedom by the people of Ukraine. I will ask you to join with me in silence.

[Moment of silence]

Thank you. Well, last month, City of Scottsdale recognized the passing of Mayor Bill Schrader. Bill Schrader was the third Mayor of Scottsdale, and the first two were selected by other councilmembers. But he was the first elected Mayor of Scottsdale. We have a commemoration for us to view. Bill was a pioneer of family here in Scottsdale. Scottsdale wouldn't be what it is without Mayor Schrader.

[Time: 00:03:14]

Essentially in the '60s, there were annexation wars and Mayor Schrader got word that the Scottsdale airport and the areas north would be annexed by Phoenix, and working over the weekend, he contacted his own council, got signatures of D.C. Ranch. Imagine all the owners in D.C. Ranch, over close to 30,000 acres north of Scottsdale and prevented Phoenix from really cutting us off at the pass. Later, he served as president of Salt River Project and worked up an agreement, first of its kind where all river projects signed with Herb Drinkwater. The agreement for the canal improvements at what is now known as the Waterfront. So that was signed in 1986, and renewed -- it was a 35-year lease and it was recently renewed for another 40 years. These are ways where a Mayor acted very proactively and certainly the vision that he had is so commendable.

We have with us his granddaughter Jennifer Schrader, and, yes, please do. And we're so happy to see you here. There was a very large family gathering and a celebration of his life. You know there's a landmark called Schrader's Pond. And Schrader pond is the only -- it's actually an unlined pond. It's not concreted or gunnited, and it does very well. And it's also the place where thousands of people were baptized. So that's how it was done in the old days, and it remains today kind of a great tribute to a man and his family. So thank you for being here, Jennifer, and convey, you know, our best wishes to the family.

Next, we will go to the city manager's report.

CITY MANAGER'S REPORT

City Manager Thompson: Thank you, Mr. Mayor. This evening we have a short video.

Audio from video: Hi, I'm public affairs specialist Stephanie Hirata with five fast things happening around the city that you need to know.

Starting us off at number five, June days is here. It's a month-long Scottsdale celebration you will wish was even longer. Enjoy all the things that make Old Town unique. Daily activities and events include wine tasting, art exhibits, crafting workshops, live performances and family-oriented outings. Plan your June days at oldtownscottsdaleaz.com.

[Time: 00:06:24]

Coming in at number four, the organization of World Heritage Cities recently granted Scottsdale membership among an unique group of cities. With this acceptance, the organization recognizes Scottsdale as a location of Frank Lloyd Wright's desert home and laboratory, Taliesin West. And welcomes the city as an active participant in international efforts to protect and preserve the heritage of mankind. Established in 1937, Wright's winter home in the foothills of the McDowell Mountains was forged from the natural items of the desert, with most of the labor done by the architect and his apprentices. Making it one of his most personal works and a premier example of organic architecture. It stands today as one the region's most beloved attractions with sprawling views of the Valley of the Sun, open to the public with tours and special events throughout the year. The site has been on the national register of historic places since 1974, was designated as a national historic landmark in 1982 and was added to the Scottsdale Historic Register in 2006.

Next up at number three, Scottsdale Water shares summer watering guidance. Did you know most landscapes are overwatered? Desert landscapes should be watered no more than twice a week. Landscape also should be watered between 7 p.m. to 10 a.m. Watering during cooler hours maximizes plant care and limits evaporation. Learn more at Scottsdaleaz.gov, and search desert plant care.

Number two, Scottsdale free community Juneteenth Celebration presented by Mayo Clinic is back by popular demand on June 17th. Hosted by the city and the Scottsdale Arts, the afternoon of culture, entertainment, music, wellness, presentations and career opportunities takes place from 2 to 7 p.m. at the Scottsdale Center for the Performing Arts and Scottsdale Civic Center. Parking and admission are free, including access to the Scottsdale Museum of Contemporary Art. We hope to see you there.

Wrapping things up at number one, let's talk about weather safety. Summer monsoons are active mid-June through late September and often bring thunderstorms with heavy rain, flash flooding, dust storms and lightning which can cause wildfires. Now is a good time to prepare. Develop a household emergency plan and consider items you would need to take and routes you may need to travel in the event of an emergency evacuation. In the event of an emergency, look for ready, set, go messages on social networks and in the news media. What is ready, set

go? The ready, always be ready for potential emergencies. Get set by maintaining awareness of events that may force evacuation. And go, evacuate immediately when instructed by emergency authorities. Stay alert and safe this monsoon. That's Scottsdale's fast five for June. Thanks for watching.

[Time: 00:09:13]

Mayor Ortega: Well, thank you very much. Next, for the benefit of those attending during tonight's meeting, the council may make a motion to recess into executive session to obtain legal advice on any applicable item on the agenda. If authorized by the council, the executive session will be held immediately and will not be open to the public. The public meeting will resume following the executive session.

Also per our council rules of procedure citizens attending City Council meetings should often the same rules of order and decorum applicable to members of the council and city staff.

Unauthorized remarks or demonstrations from the audience, such as applause, stamping of feet, whistles, boos, yells and/or other demonstration shall not be permitted. Violation of these rules could result in removal from the meeting by security staff. Really, we just try to keep the meeting flowing so it's efficient, time efficient for everyone. So we ask you to observe that.

PUBLIC COMMENT

Next, we're coming to public comment. Public comment is reserved for Scottsdale citizens, business owners and/or property owners to comment on non-agendized items that are within the council's jurisdiction. Advocacy for or against a candidate or a 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. No official council action can be taken on these items, and speakers are limited to three minutes to address the council. We take, at the beginning, public comment. You are limited to three minutes and we have five participants. So I will call your name and hopefully you will be aware of the next couple as well.

Please state your name, place of residence and then proceed with your public comment.
Dan Isaac, and then Karly Cramer, and then Merissa Hamilton.

Dan Ishac: Dan Ishac, address on record. Mayor, Vice Mayor, and council, I genuinely hoped I was not going to need to speak again. But my efforts to moderate Mr. Graham's behavior have failed. At the last meeting, we had Mr. Graham's mistreatment of staff, via what can be characterized as interrogation and cross-examination.

Now as a fellow fiscal conservative, I applaud Mr. Graham's to put more financial scrutiny around our financial decisions. However, Mr. Graham's methods are inappropriate. No, they are actually offensive. I do not understand how he thinks the city will make meaningful change by beating up staff, and asking the same question multiple times that will allow him to thump his

chest in victory. More puzzling was the interrogation on proposed user fee increases, which were not new to him nor to the rest of council nor to the residents paying attention. He tried to paint the city as being money grubbing via user fees. In reality a true fiscal hawk would prefer user fees rather than broad based tax fees or service cuts. It's unimaginable that the cost of paying city services increased. Was it a surprise to him that we, like any other city or business have wage and benefit pressures? Gas is more expensive, unless he drives an EV, which I doubt. He knows that. Virtually all plays materials have increased. I don't think Mr. Graham is unintelligent or uninformed. His protests are for mill theater.

Lastly, he seems to have forgotten the number of services and I think he knows parking is free, uncommon for downtowns of city of our size. He must know that access to our senior centers are free. And how about the trolley or the access to the parks or the many events that the city sponsors for holidays and special occasions which are free for residents and families. So why the repeated question, trying to get our staff to say all fees are increasing? Again, it's theater. Mr. Graham, I already congratulated you on your well-earned victory. Stop campaigning for your next rung. Stop pandering to your constituents. Stop thumping your chest. Please treat our staff with respect and do your job. The city deserves it, even if you don't want to do it. Thank you.

[Time: 00:14:26]

Mayor Ortega: Next, Karly Cramer, Merissa Hamilton and Linda Scorzo.

Carly Kramer: Hi, my name is Carly Kramer, I live in Scottsdale, 85250, I lived there since I was 3 years old. I live in the townhouse that I live in for over 20 years. In those 20 years, I have never called the police, nor have I reported anything to my HOA. In November, I had two of the unlicensed sober living that we see all over the news pop up in back of me. Had the just of it is that people are taking Native American people, under the guise of helping next in a sober living community, and they are moving them into homes. They are moving a lot of them into homes. They are moving children into the homes. They are moving as many bodies as they can fit into these homes.

On a side note, I have been through recovery. I also work in criminal justice reform. So I know that there is a need for these types of homes in communities. When do appropriately, that's not what is happening in the two homes behind me. The man that runs these homes and his associates, they have multiple homes. I have followed them. I have a huge paper trail of these people, they have unregistered cars. The man who runs both of these homes. I saw him come home at 3:00 in the morning with one of the women -- with a woman who could not -- who was so wasted, she could barely get into her home when he finally got her into the home, my window is on the second story, I can see into their house. He was undressing her and he was all over here. I called Scottsdale P.D., they came. The woman said it was consensual and she could not do anything about it, but regardless if this is licensed, unlicensed, whatever, this man is taking advantage of very vulnerable people in a home. And that is not appropriate behavior, no matter what goes on. That woman has since died.

Ever since she died, he doesn't live in the home anymore. He comes once every few days. I developed relationships with the people that live in these homes. They say her stuff is still in there and they know nothing. I have reported this to the health board. I have reported this to the police. I have called the tribes they belong to. I called Native American advocates. I can get no help for these people. The cops have been there three times this week. They are still not taking these people out of the houses. They are still not helping these people. These people don't have air conditioning. They have the windows open when it's this hot.

And you see on the news, they are so bad, they have taken this money from AHCCCS and they are shutting it down but nothing has changed in these two homes. I need you guys to call Scottsdale P.D. and do something. This is an FBI issue. They are crossing state lines. This is insurance fraud. There's so much criminal activity going on here and these people need help.

[Time: 00:18:10]

Mayor Ortega: Thank you, Ms. Kramer. We will make sure the P.D. will follow up with you before you leave and look at those files in a follow-up. Next, we have Merissa Hamilton, Linda Scorzo and Lee Kauftheil.

Merissa Hamilton: Hello, my name is Merissa Hamilton being I'm a member at large for this region for one of the political parties and we're headquarters here in Scottsdale. I'm talking to you today in support of your small businesses that are in the area. I have spoken to many of them this week. About concerns that MAG has -- your regional transportation planner has a project they have assigned for Scottsdale Road. Scottsdale Road is very narrow. You don't have a dedicated turning lane and the businesses already suffer from a significant amount of traffic congestion depending on the time of day. The business owners have let me know about their concerns about traffic congestion and they are concerned that a two to three lengthy construction project that MAG has planned for bus rapid transit would severely impact their businesses especially foot traffic.

We saw this happen in downtown Phoenix, in south Phoenix, especially, and this caused many of our businesses, our small businesses to go out of business permanently. Businesses that had been there for decades. And so my concern in talking to these small businesses is putting in this bus rapid plan, taking out two or three lanes of the road, making it dedicated bus lanes is going to permanently impede on the foot traffic for those small businesses.

I spoke to a candy store that had been there for 12 years and they said they will not survive this. I'm urging you to provide some stability for your small business owners. I know commitments were made that the downtown would not be disrupted and they need to hear from you. They need to know whether or not you support this MAG plan, if this plan is on hold, what your decisions are going to be. Please keep your businesses informed. Keep it transparent. Protect your small businesses. They are vital to your economic stability here in Scottsdale and if you

continue to do road diets you will disenfranchise your citizens and small businesses.

I highly recommend that you take a different course. MAG is not an elected body here. They are actually a nonprofit. They were created in 1960 by the federal government, with a program that the federal government called coercive federalism. The reason why they called it coercive federalism is because MAG is designed to take federal dollars, attach hostile strings that your own public will not support and use you to override the will of the people. So please keep this in mind. MAG shouldn't really exist. You should have full control over your local transportation dollars and please protect your small businesses. I do have a report of a study of the proposal and how it will impact your small businesses if you are interested in receiving it. Thank you very much.

[Time: 00:21:26]

Mayor Ortega: Thank you. Ms. Scorzo will pass. So we will move on to Lee Kauftheil and then Edward Kerns will be the final speaker of the group.

Lee Kauftheil: I had there. My name is Lee Kauftheil, I live on Thomas Road 7726 East Thomas Road. I wanted to talk because I was at the last City Council meeting and there was a lot of things said and it made me think of a lot of things and I wanted to offer those comments. One of the things it reminded me. I had a roommate who lived with me for a long time. We would walk past the Greenbelt and after the rains it would flood. He asked me offhandedly why don't they build the sewer to be bigger so that the greenbelt doesn't flood and doesn't force us to walk in other things. My response, so that is you don't build for the exception. You build for what's normal.

And so I see that related to all the talk about road diets or repainting or any of those other subjects where I live on Thomas. I think I know Thomas' traffic better than just about anybody here, except for city staff. And so most of the time when I'm on 68th, when I'm on Thomas, there's very little traffic. It is overbuilt and there is an our or so, two hours each day where there is a lot of traffic and the rest of the time, there is very little. When I am on Thomas, I don't have the freedom to take my bike to the westbound after I cross over Scottsdale Road, there's no more bike lane and I'm forced into aggressive drivers who will not give me the space or I will be forced on to the sidewalk where I will be forced to interact with pedestrians and force them to move or interact with other cars.

I hear people talk about the need for data. I have been to the traffic committee meetings and they have shown over the past 20 years since the loop has been built, there has not been an increase in the traffic on these roads despite the fact that Scottsdale's population has increased by over 100,000 in those past 20 years. I hear the concerns about 10,000 new apartment buildings being built and I question why we need more data when we have 20 years of data showing that the loop 101 and the 202 system is doing exactly what it's supposed to do. In the past, we've had three other of these road reclassifications, the road diets which has caused no

problems for anybody, and it's just something that's coming up now by -- when I'm on Thomas, when I'm riding on Thomas, when I'm walking on Thomas, driving on Thomas, the people I see on bikes are not the people that are here talking a lot of times saying how this is a terrible decision for this city. And I ask that the council consider those people who are not here today for whatever reason that they are not able to make their voices heard. Thank you.

[Time: 00:25:05]

Mayor Ortega: Thank you. And then we have Edward Kerns. That's the last speaker on this segment of public comment.

Edward Kerns: Yes, I'm Edward Scott Kerns, the president and CEO of Christian international. That's the reason I'm here today on behalf of Christian international, and I need some help. I don't know where the City Council has anything to say about airport. I've been operating out of there over 50 years. And they blackballed me. Can't even walk on it. Can't even get on it. Maybe you all don't have any control over the airport out there. I thought you did any way, that's the reason I'm here today and I had an airplane stolen off this airport. And everybody knows about it. Pat Brown is the one that stole it and hid it, and the left wing got ahold of it. It was the FBI and they come out here and got it and flew it back east after night and totaled it. Well, that's still an ongoing situation. The airplane still belongs to me. I know where it is. It's got a black title on it. It means it's signed to somebody that didn't have the authority to do it.

Now then, the CIA operates out of Mexico, I have a place down there. My secretary is from Penasco County, which has no part of the rest of the state. Penasco County is separate. Anyway, I have an office down there and my secretary is not here tonight. He had a funeral today in his family. His wife's sister died. Anyway, I need some help. I don't know where you people can help me in any way or not. Or if you have any control over the people that are so-called running the airport. You know, the ones that's over there in the position to.

Mayor Ortega: Well thank you, Mr. Kerns. We have your contact information should you need to follow-up. Correct, you left that with the clerk? We don't have any of your information, but we got your message. So you may need to leave additional information as far as the crime scene or whatever may be necessary. At this point, we are concluded. So if you wish to leave some information with our security officers, please do so. Thank you very much, sir.

Edward Kerns: Will I be able to leave some information with them?

Mayor Ortega: Yes.

Edward Kerns: Okay. I got plenty of it.

Mayor Ortega: Thank you.

Edward Kerns: And we can do that right after the meeting.

Mayor Ortega: Yep. We're just getting started. So thank you, sir.

Edward Kerns: Thank you, brother.

[Time: 00:28:55]

Mayor Ortega: So at this point, I will close public comment.

MINUTES

And we will move on to the approval of the minutes. I would request approval of the regular and work study session minutes of April 25th, 2023, and regular and special meeting minutes of May 2nd, 2023, and executive session minutes of May 2nd, 2023 and regular meeting and work study session minutes of May 16th, 2023. Do I have a motion?

Councilwoman Janik: So moved.

Councilmember Durham: Second.

Mayor Ortega: Motion and a second. Please record your vote. Thank you. Unanimous.

CONSENT AGENDA

Next, we will move on to consent agenda items. Consent agenda items are all backed up with file information. They include itemed one through 19 and we do invite the public to comment on any of the consent agenda items. In this particular case, someone is requesting to speak about item number 6, Miller Road, Pinnacle Peak Road to Happy Valley Road construction bid. I also have a request by someone to speak, again, public comment on item 11. That would be the Arizona State route 101 traffic interchanges, inter-government agreement.

so let me start with calling forth Dan Lundberg, regarding the Miller Road and the Pinnacle Peak Road to Happy Valley Road. Can you come forward, sir? Okay. Sometimes people register early and it appears that individual has moved on. So to be clear also, we have an opportunity to regarding item number 1, Mike Peters of Scottsdale. He wants to talk about the route 101 traffic interchanges. State your name and address.

Mike Peterson: Mike Peterson and my address is on your form.

Mayor Ortega: Thank you.

Mike Peterson: May I begin?

Mayor Ortega: Yes.

[Time: 00:31:27]

Mike Peterson: Ladies and gentlemen of Scottsdale City Council, item number 11 on the consent agenda, you will also find on item number 25, both of them are for the state central capital tax is providing the funding for both of those. Stated in the agenda items. And what they are clearly are or road diets. It's essentially taking a failed system from Scottsdale. We're copying Phoenix. We're imitating Phoenix. This is the most west city in the west. The greatest run city in America, a very proud community and here we are imitating failure by taking the failed policies of Phoenix, and applying them on a local level. By using taxes to do it. And then if you end up congesting traffic, you're not going to have the foot traffic in downtown Old Town Scottsdale, that pretty much is your bread and butter. Scottsdale isn't Phoenix.

Scottsdale needs people to be able to travel, people to be able to travel on foot, transportation options and forcing people to park outside of town or forcing people to use public transit that is clearly unreliable, and has a long history of unreliability are both failed systems that will cause businesses to leave town or just simply fall apart. And we're better than this. We shouldn't be copying Phoenix. We should be having them copy us! Thank you for your time.

Mayor Ortega: Thank you. Regarding item 11, since we have some testimony. We have a request to see that presentation. Is that correct? So we're going to get that presentation made by staff and it still remains on the consent agenda, but we will have more information to review here.

ITEM NO. 11 – ARIZONA STATE ROUTE 101 TRAFFIC INTERCHANGES INTERGOVERNMENTAL AGREEMENT

Nathan Domme: Thank you, Mayor. This evening, I will talk about the state -- the Arizona State Route 101 interchanges project. I will also talk about the intergovernmental agreement for -- with ADOT and the overview of the improvements being made to the interchanges.

I will start with a summary of the request we're making towards council tonight. So staff is looking to approve the intergovernmental agreement with ADOT for the modifications of the traffic interchanges we are also requesting two budget transfers to account for inflation costs and right away acquisition for the project. One will be \$2.6 million for the interchange improvements, and the second will be 666,000 for the landscaping and aesthetics on the retaining walls. So the purpose and the meat of this project is to improve traffic flow on loop 101 by adding additional travel lanes, increase capacity to accommodate future traffic volumes and improve interchanges to increase transfers to and from the freeway.

The general improvement of the Loop 101, these are two separate projects combining during

the construction phases. The first project is adding the one general purpose lane in each direction shown in orange on the map. This is an ADOT project and it's separate from the IGA with the city. It is being funded by ADOT. It's combined ADOT's projects so it can happen in tandem.

[Time: 00:35:51]

In addition, our project is adding improvement to the freeway wall aesthetics. The city asked that it be added to restore the art elements to the original quality and replace parts being removed during the highway widening. Thanks. The IGA is establishing that ADOT will manage the whole project, both the interchanges and the widening of the project that will include the bidding of the project that will happen later this month, as well as administration throughout the project. The city of Scottsdale is paying 30% the interchange, while MAG is paying 70% of the interchange improvements. The city of Scottsdale is paying 100% of the aesthetics and landscaping improvements.

On the screen, you can see a breakdown of the cost estimate increases. The -- in the charts, the upper part of the chart is the budget for the interchange improvements. You can see the original budget, the revised estimate and then the budget change. The original estimate for the interchange improvement was \$5.7 million. Breaking it down the regional contribution sales tax would assume \$1.8 million of that and our local .1% sales tax would assume \$778,000. Then the additional \$668,000 that would be needed for the aesthetic and landscaping is the sales tax contingency fund. This is due to high inflation rates post-COVID and higher land values that lead to higher acquisition amounts. Now, I want to go into the breakdown of what actually is being improved on the interchanges. So Princess Drive improvements are pretty minimal.

What we are adding is one-third left turn lane going from Pima Road south down to the southbound 101. It's also adding ADA improvements in purple and some minor median improvements. Then the biggest changes are happening at the Frank Lloyd Wright interchange. This interchange is changing from being a single point urban interchange, a SPUI to a tight diamond interchange. The left lanes bend towards the interchange, stopping at a single point right at the end of that large yellow area. That's what the SPUI is, moving it to the center point. What the change would be is moving the left turning lanes and centering them with the rest of the frontage road and then adding a big area with more left turn bays in the center. What this will do is reduce conflict points at the intersection and reduce crash rates and improve -- reduce congestion and improve the overall level of service for the interchange. It will also come with improved pedestrian accommodations along the Frank Lloyd Wright shown in purple, as well as the median and ADA improvements. That is the largest sum of the money going into that change right there.

[Time: 00:39:40]

Then we have minor changes at Raintree adding three additional right turn lanes going both of

the 101, both eastbound and westbound on Raintree Drive and then on the web going on to north 101. It's also including the same ADA improvements sidewalk improvements and median improvements. And Shea boulevard, we're adding a right turn bay going westbound going to north 101, as well as the sidewalk improvements and the ADA improvements. And then finally, the landscape improvements, it involves restoring the existing design of the retaining wall between Princess Drive and Shea Boulevard. It involves restoring the agave, lizards rock textures and pink and tan bump out and redoing the same designs after ADOT has finished their highway widening.

Mayor Ortega: At this point, we do have a few comments. So I will mention that if we may. And so we'll be hearing from Councilwoman Janik, Vice Mayor Littlefield and then Councilmember Durham.

Councilwoman Janik: Thank you, Mayor. Could you do me a favor? Could you go back to the diagram that you have on the Frank Lloyd Wright. I looked at all of this this morning, and I find it confusing and what I would like you to do is pretend you are a car on each one of those axis's in yellow and tell me what direction, how many lanes, what the configuration change is, because to me it was hard to interpret the diagram. I'm sorry. But it would be very helpful.

[Off microphone comment]

Councilwoman Janik: Okay. Thank you. Clear as mud.

Mayor Ortega: Okay. Vice Mayor Littlefield, Councilmember Durham.

Vice Mayor Littlefield: Thank you, Mayor. I had a couple of quick questions. There's four major corners that you are looking at redoing here. Are they all going to be done at the same time or are you going to do them one at a time to allow traffic to flow?

Nathan Domme: You mean the four interchanges or the four corners of Frank Lloyd Wright. They will be done not simultaneously, but we will work with the bid, whoever the construction company to work for a way that manages and mitigates as much of the damage. We need to maintain access as much as possible.

Vice Mayor Littlefield: That was my concern. I didn't want all four of these corners to go at one time.

[Time: 00:43:18]

Nathan Domme: And the improvements to the other interchanges is pretty minimal. This one, Frank Lloyd Wright will take a significant level of construction and we may have to close the ramp for a small amount of time, but we will coordinate that with the seasons with waste management and other opportunities to make sure that we mitigate that as much as possible.

Vice Mayor Littlefield: Okay. And just would like to say, I'm very glad to hear that you are going to continue to have the existing artwork on the freeways. I think it's very, very popular and unique to Scottsdale. I want to make sure that we keep that art on our freeway sides. Thank you.

Mayor Ortega: Councilmember Durham and Councilmember Graham.

Councilmember Durham: Thank you, Mayor. The money we're talking about tonight, that you put up on the screen is that only for the design aspects of this project?

Nathan Domme: No, that is the -- that is the construction. The design is completed. We will pay back ADOT for the design. That's the final project.

Councilmember Durham: Does that include the additional lane on the 101?

Nathan Domme: No, that's the ADOT project. That's about \$170 million.

Councilmember Durham: I thought it would be a lot more. So ADOT completely pays for the extra lane.

Nathan Domme: That is their project.

Councilmember Durham: You know -- you know, I assume they have they figured out, but it just seemed to me like it will be a difficult project, particularly in the Shea area where the road is sort of lower. How to add an extra lane particularly when we have the retaining walls on each side, but.

[Time: 00:45:16]

Nathan Domme: That will include some of the construction elements to remove that retaining wall but we will work with that as best as we can.

Councilmember Durham: And there's room for that?

Nathan Domme: There's room.

Councilmember Durham: Okay. All right. That's all I had on the subject. I wanted a presentation because this is a very big project and it's important to the people of Scottsdale and I wanted to get a better picture of what it's going to be about. Thank you.

Nathan Domme: No problem.

Mayor Ortega: Councilmember Graham and then myself.

Councilmember Graham: Thank you. Nate, thank you for the presentation. So we're not doing any of the project. We're just writing a check; is that right?

Nathan Domme: In essence we are writing a check, and we are coordinating with ADOT and we will continue to talk with ADOT to make sure it's in city standards.

Councilmember Graham: It's up about 50% to \$10 million; is that right?

Nathan Domme: That's right.

Councilmember Graham: And is that solely because of construction inflation costs? Are there any other factors.

Nathan Domme: I would say it's solely inflation costs and the right-of-way costs. The right-of-way costs have significantly increased as well.

Councilmember Graham: Because you are saying property is more valuable and we have to pay more?

Nathan Domme: Yes.

Councilmember Graham: But we're talking about, like slivers of land and stuff. Like, there not bidders for this land.

Nathan Domme: No, we are not taking whole parcels. We are taking slivers of land, mostly the right turn base.

Councilmember Graham: Yeah, okay.

Nathan Domme: But it does cost a lot of money to take parcels or slivers of land from parcels. It does add up. It's about \$1 million for the right-of-way.

Councilmember Graham: Who do we buy that from? The state?

Nathan Domme: The parcel owners?

Councilmember Graham: Who owns them?

Nathan Domme: The individual property owners. So there's individual landowners next to the right-of-way.

[Time: 00:47:22]

Councilmember Graham: Okay. And then for the -- MAG covers 70%.

Nathan Domme: Mm-hmm.

Councilmember Graham: Do they cover 70% of the cost increase or are we absorbing the cost increase?

Nathan Domme: They are assuming 70% of the cost increase.

Councilmember Graham: Okay. Good. That initial grant is increased from them?

Nathan Domme: It's not a grant. The ALCP funding so we are putting more of the ALCP funding, the 70% into this project.

Councilmember Graham: So if -- since we're just kind of cutting a check for the project, if there's my any more over budget or budget overruns are we on the hook for that? How does that work?

Nathan Domme: If there's more project overruns on our project, we would be looking to add more ALCP funds to the project.

Councilmember Graham: Okay. Can you go to the renderings of the Frank Lloyd Wright interchange?

Nathan Domme: Maybe. I lost power over here.

Councilmember Graham: So right now, I think this is a bizarre intersection. It's one the most congested what is the risky part of this intersection?

[Time: 00:48:36]

Nathan Domme: In terms of changing it to a tight diamond?

Councilmember Graham: I'm saying as the current configuration. We are changing it because we want to improve it. What is the part that is the -- most -- I don't want to say hazardous but needs improvement the most?

Nathan Domme: The two leading reasons we want to change this is the crash rate and the level of service. We can improve the level of service and reduce crashes.

Councilmember Graham: But I'm saying what makes the crash rate so much higher. That's what

I'm asking. Is there a certain aspect of the configuration, the way that the lanes are drawn or --

Nathan Domme: I will bring in one of our traffic engineers. I don't know the particulars of each individual crash at this intersection.

Councilmember Graham: I was told you did. No, I'm just kidding.

Kiran Guntupalli: Mayor, Councilmember, I'm Kiran Guntupalli, one of the traffic engineers with the city.

Councilmember Graham: Of course.

Kiran Guntupalli: One of the major condition points on this interchange is the left turns that are happening and both a.m. and p.m. peak. It backs up into the through lanes that's causing the heavy condition. Can the tight diamond interchange, we are increasing the capacity of the left turn and reducing the spillover into the through lanes and thereby improving the level of service and also the chance of people rear ending and getting into crashes.

Councilmember Graham: You are saying the most dangerous part is when people are turning left, basically whether it's to get on or off the freeway.

Kiran Guntupalli: It's the spillovers that's backing up --

Councilmember Graham: Could you say that again?

Kiran Guntupalli: The spillover from the left turns is backing up into the through lanes and so it's -- the people who are trying to go eastbound cannot make the movement and that's what is causing the condition.

Councilmember Graham: So you are talking about, for example, going southbound to go, you know, east on Frank Lloyd Wright, is -- are you concerned with any backups in the intersection? It looks like it will hold eight or ten cars there.

Kiran Guntupalli: It's actually a total of two lanes. So about 100 feet of storage.

Councilmember Graham: Okay.

Kiran Guntupalli: So it's about 20 feet. So it holds a decent amount of traffic in between the ramps.

Councilmember Graham: This is a very big shift? The configuration of the intersection. So it sounds like you guys studied it very closely.

[Time: 00:51:22]

Kiran Guntupalli: During the DCR phase this intersection was looked at very extensively and the decision to spend about \$5 million on this interchange was not taken lightly. We did look at it in a detailed analysis and the DCR was revised before it went into the design.

Councilmember Graham: \$5 million, I hope you got it right.

Kiran Guntupalli: \$5 million for the interchange.

Councilmember Graham: Yeah. Okay. Well, that was for my risk question. Thank you, Nate. And then can you go to the Princess the triple left turn?

Nathan Domme: Yeah, maybe.

Councilmember Graham: Is this going to be the city's first triple left turn on or off?

Nathan Domme: I believe so, yes.

Councilmember Graham: So this is to get on to the freeway, southbound. Is there going to be three lanes on that byway on that service street.

[Time: 00:52:18]

Nathan Domme: For a portion of town and then it will narrow down to a reduction to get on to the freeway. They will widen that.

Councilmember Graham: That's part of the acquisitions. It's two lanes right now? It's three. Yeah, I use it a lot. It's kind of near my office. And you are not concerned at all about the merging from three lanes to two lanes. You feel good about that?

Nathan Domme: During a lot of our coordination meetings with ADOT, we brought that topic up, we have worked with them and we have gotten comfortable to place where we got it right.

Councilmember Graham: I hope you got it right.

Nathan Domme: I do too.

Councilmember Graham: Can you go to the Shea interchange? Now, this is -- this to me is a no brainer the --

Nathan Domme: Are you looking for Shea or Raintree.

Councilmember Graham: I'm sorry, Shea, this to me is a no-brainer. My question, though, is I think the data shows Shea as one of the most congested especially in this area. Are you doing this because Shea is under capacity? What's the reason for doing this?

Nathan Domme: We are trying to increase capacity, at least the right turn.

Councilmember Graham: Would you say that Shea is under capacity.

Kiran Guntupalli: I'm sorry, Kiran Guntupalli.

Councilmember Graham: Welcome back.

Kiran Guntupalli: The reason why we are doing it. The storage length on the right turn bay that's going from westbound to northbound is -- it could not accommodate all the traffic that is heading northbound. And again, the spillover is backing up into the through lanes and to increase the storage of the right turn bay and this project is trying to do exactly that.

Councilmember Graham: So this is going to help with throughput, increase capacity?

Kiran Guntupalli: Increase capacity by reducing the conflict, again the spillover.

Councilmember Graham: And would you say this part of Shea is under capacity currently?

Kiran Guntupalli: It's -- I don't have the numbers now. In front of me, but it's separating at a decent level of service.

Councilmember Graham: I will wrap it up. My last question is, just adding a lane to the 101 -- we are adding a general purpose lane, why do we do that?

Kiran Guntupalli: MAG adds lanes where they need. This added a general purpose lane from I-17 to Princess, Pima Boulevard. And similarly, about a couple of years ago, they did a similar thing from Shea south all the way to loop 202. So this segment of the 101. It's making the roadway consistent between Pima and Shea Boulevard.

[Time: 00:55:24]

Councilmember Graham: But that explains what we are doing. Why are we adding a lane each way.

Kiran Guntupalli: It's to accommodate the additional traffic volume needed on the freeways.

Councilmember Graham: So it increases the capacity.

Kiran Guntupalli: Increases capacity, yes.

Councilmember Graham: Okay. Thank you, Mayor. Thank you for taking my questions.

Mayor Ortega: Just a couple of other comments. You may recall last year, the transportation commission, I actually attended most of that meeting and I heard the ADOT presentations. And so the engineers, that's their expert that we rely on made those detailed and I really invite you to do the same thing at a commission meeting because that was a unique one, where we had so many experts in there here.

The three levels that were discussed in detail were land acquisition. The land acquisition they had marked them as livers or whatever and they had to track down and get appraisals and so forth to be prepared to answer those questions. They also showed the radius that were involved and I noted several improvements at every intersection. For instance, Pima, there's a bottleneck. If you realize coming off the 101, and by the time we look at this improvement, people living in Scottsdale will notice that the engineers are right and this is part of a progressive kind of engineering design. The other thing I would point out is that -- so we'll see some relief there at Pima Road and the 101 heading north. The other thing I will point out at one point, a couple years ago, the ADOT was recommending removal of the wall which had the artwork. And that was for more spacing and so forth.

We worked with them and actually were able to preserve that. Now they still are 22 years old. So they needed some TLC that we've allocated money for. So had they removed that sound wall, and they worked out a solution. We don't normally discuss that in public and how it happened. A replacement wall would have been 100% at our cost if that wall were removed. So the sound wall was preserved in cooperation with the ADOT experts, and we are taking care of the artwork on our ticket. All of these combined, I see this is a very positive thing for our city, and it increases -- it will increase commerce and make things more valuable, both from a property tax standpoint and actually a very improved public -- community transit picture.

Next we have Councilwoman Caputi and then Vice Mayor Littlefield.

[Time: 00:58:33]

Councilwoman Caputi: Thank you very much, I was taking notes while you were talking and I wrote down adding lanes. Widening lanes, increasing storage, increasing capacity, so I just wanted to point out we had a comment from the public talking about somebody trying to stuff diets on these roads what I'm hearing is we are making roads wider and bigger and more storage and more capacity. So right on! Thank you.

Mayor Ortega: Okay. Vice Mayor Littlefield.

ITEM 12 – INVASIVE PLANT MITIGATION TEMPORARY RIGHT OF ENTRY AGREEMENTS

Vice Mayor Littlefield: Thank you, Mayor. I really don't have any questions on this particular item. I'm fine with it. Thank you so much. I did have questions regarding item number 12 very quick. And a couple of questions on item number 6. Which I -- I missed when we went through. Mr. Thompson, you probably have the answers to item number 12 for me. This is to go on to private property for invasive plant removal. So these approvals that you are looking for, do they have end dates? From the -- for the property owner? Because this is going on to private property? Invasive plant mitigation.

City Manager Thompson: Councilmember Littlefield. No.

Vice Mayor Littlefield: They do not have.

City Manager Thompson: No, they do not.

Vice Mayor Littlefield: Do you require signature from the homeowner or the landowner?

City Manager Thompson: Give me one second here.

Vice Mayor Littlefield: Sure.

City Manager Thompson: Sherry is looking it up.

[Time: 01:00:27]

City Attorney Scott: So Councilwoman - Vice Mayor Littlefield.

Vice Mayor Littlefield: Whatever.

City Attorney Scott: The agreement is to be completed in the form that's attached to your council report, and the date will be filled in. So that date could be -- I'm not sure all the different reasons we might enter into this type of agreement, but that date will be filled in at a later time before it is signed.

Vice Mayor Littlefield: Okay. But it is signed? I guess what my main concern is notification given to the homeowner that we are looking for this right of entry on to their private property for the mitigation of this invasive plant. I don't have a problem with getting rid of the plants.

City Attorney Scott: Yes, absolutely.

Vice Mayor Littlefield: I want to make sure that we are notifying the homeowner and they have the right to be notified that somebody will walk along their property.

City Attorney Scott: Absolutely. The agreement is with the HOA or the property owner. So if it's an HOA property common areas it would be with the HOA and if it's with a property owner, it would be the property owner that would sign this agreement.

ITEM 6 – MILLER ROAD: PINNACLE PEAK ROAD TO HAPPY VALLEY ROAD CONSTRUCTION BID

Vice Mayor Littlefield: That's what I wanted to know. Thank you so much. The other question I had, I'm sorry I missed this when we were up higher on the consent agenda. Item number 6, Miller Road and Pinnacle Peak, regarding the fences. When I was reading through this issue, it looked like the fence height that we had been working on diligently before has been reduced again. Is that correct?

Councilmember Graham: I had the same question, Vice Mayor.

Alison Tymkiw: Mayor, Councilwoman Janik, your question is regarding the flood walls? Was that it, increasing –

Vice Mayor Littlefield: The sound walls that we had negotiated with the residents up on Pinnacle Peak, and Miller about the sound of the new freeway and the cars coming through and how it would affect their homes. And we had negotiated, I thought for a higher fence level in order to try to trap the sound away from the homes and now when I was reading this, it looked like the fence level had gotten dropped down again.

[Time: 01:02:49]

So -- and I received a number of letters and comments from our residents. So I wanted to find out what is happening with the fence. Between the new road and the subdivisions.

Alison Tymkiw: Yes, Councilwoman Littlefield, so there are two separate walls that I think that some 69 residents had been questioning -- of the residents had been questioning. One is the existing HOA walls and flood walls. Those are some low walls in the wash. There was a request at one point to raise one of those walled to hopefully help mitigate sound, however, in order to do anything to those walls, we would have to raise them like 9 or 10 feet in the air which is not feasible.

What we are doing is on the bridge itself, there is a sidewalk and next to the sidewalk, we are putting in a concrete barrier that's 54 inches tall that's right next to the travel lane and that should help to mitigate some of the noise.

Vice Mayor Littlefield: Almost six feet, five feet. Thank you.

Mayor Ortega: Did you have a question Councilmember Graham?

Councilmember Graham: I had a question about a different consent item?

Mayor Ortega: Okay. Are we concluded with item number 6. Go ahead. What other one did you have a question about?

ITEM 19 – PUBLIC NUISANCE AND PROPERTY MAINTENANCE CODE AMENDMENT

Councilmember Graham: I wanted to ask about item 19.

Mayor Ortega: Mention the title and what it's about.

Councilmember Graham: I want to invite city attorney Luis Santaella. I'm probably mispronouncing your name. I know you are an attorney, but can you in plain English, this is about short-term rentals and people complaining about them and this is a way to address some of the short-term rental complaints that we get in the city. So in the plainest of terms tell us what's going on.

Luis Santaella: Mayor and members of the City Council, thank you for the opportunity to address item 19. It improves our ability to enforce Section 18, which covers short-term rentals and other residential items. We can attempt personal service in every case. That means in-person service. That's more restrictive than the rules of civil traffic, boating and other types of rules of procedure require. So traffic facts and circumstances. So the short-term rental, they live out of state. It's not easy to serve them in person. We can use certified mail, or other means authorized by the rules of civil procedure or the court. So it will allow us to be more efficient and use less resources for the short-term vacation rental violations such as licensing violations or nuisance party violations, sense. Does that answer your question councilman?

Councilmember Graham: Yes, we get a lot of questions, and some have run amuck, and this is one more step this council is vigorously enforcing all the rules we can. And I appreciate the explanation and it will help us give us another tool and I'm excited to vote for this. Thank you, Luis.

Luis Santaella: You're welcome.

Mayor Ortega: Thank you, with that, I move for approval of the consent be agenda items 1 through 19.

Councilmember Durham: So moved.

Councilwoman Janik: Second.

Mayor Ortega: I moved. You second. Okay. Very good. Any further discussion? Okay. Please record your vote. Unanimous, thank you very much.

ITEM 20 – SCOTTSDALE CITY HALL HISTORIC PRESERVATION (3-ZN-2023 AND 21-HP-2023)

[Time: 01:07:29]

Mayor Ortega: Item 20 is the Scottsdale City Hall Historic Preservation, case 3-ZN-2023 and case 21-HP-2023 and our presenter is Adam Yaron, the planning and development area manager.

Adam Yaron: My name is Adam Yaron, for Scottsdale City Hall Historic Preservation. We will ask to approve a zoning map amendment and changing the zoning for Scottsdale city hall from downtown, downtown civic center type two, plan block development, downtown overlay to downtown civic center plaque block development with historic property district. As well as to determine the historic significance of city hall as a Scottsdale landmark and .65 acres the overall site that we are on today. Additionally, we will be asking for council to consider adopting 12821 to certain sections of our zoning ordinance are required to have the zoning to for Scottsdale landmark have been met and conclude that the historic designation report and historic preservation plan for Scottsdale city hall be a public record.

To provide some context, we're all aware where we are at today, but for those who might be watching at home, Scottsdale city hall resides out of the east corner of east Indian School Road and here is a more central location depicting Scottsdale city hall at the northeast quadrant of our civic center area. Part of our considerations this evening is to amend the zoning district map, showing the subject site as DCC-2 PBD DO to assign the historic property overlay to the subject site, again for .65 acres of the overall site. To provide some background on this item, City Council requested initiation for Scottsdale city hall in December of 2021.

[Time: 01:10:13]

The historic preservation commission city hall as historically significant so consequently in November of 2022, we contracted with Logan Simpson Design where we have Mariah Justice and John Southard for the register domination and historic preservation plan. There's no changes proposed to City Hall.

It's to promote and celebrate public awareness of city hall and the focal point of its heritage and assist in protecting and preserving City Hall into the future. The findings in the Logan Simpson design. The H.P. overlay was built in 1968. And it meets the criteria established by the city zoning ordinance to define it as an historic landmark, something that we will cover in a couple of slides and that as a public government building, that is centrally located city hall satellite a defining featuring, as we can tell by all the attendance we have this evening.

Historically significant building that represented the overall aesthetic and character of the city and encapsulating the blend of modern design concepts with southwest regional architectural represents instincts of the development and finally, but most importantly, it's a prime example of Benny Gonzales. Again, I will cover this in brief. The city zoning ordinance has two different

categories for historic properties.

One is that they are a historic resource and the other is that they are an historic landmark in order to be an historic landmark. You have to be a historic resource first and in order to do so, you have to qualify under specific criteria. Those criteria, to qualify this site as such, are items 3 and 5 and that they embody the distinctive characteristics of a type, period, that represents the work of a master with high artistic values and represents a whole whose components may lack individual distinction.

Additionally -- in addition to having retained the integrity of location, design setting materials and workmanship, feeling the association -- it possesses the physical features necessary to convey the significance and are significant with the historic context to Scottsdale as a city, within the chronological periods for the occupation and settlement of Scottsdale from people of all involved cultures.

Knowing, first it's an historic resource and it defines certain criteria as a landmark, those criteria that qualify the site as a landmark include contains outstanding or extraordinary examples of architectural style. It represents the work of a master, again, a master architect, Benny Gonzales. It's unique and visual quality and identification and is of general historic or cultural recognition by the community.

Within that Logan Simpson Design report that was included in your agenda packet, it remarks on exterior defining features to which it's part of the preservation plan that include and I will just read through a couple of them. Design features that relate to the building of Pueblo revival style, most notably the irregular shape of the massing of the building. The asymmetrical shape, and the tapered walls and the rough stucco that exists outside, as well as inside and it also contains mid-century modern architectural style principles with floor-to-ceiling windows, blending of interior and exterior spaces. It has distinctive demonstration on the pattern of each elevation, each are unique until their own and it provides an emphasis horizontally and tapered roof lines.

[Time: 01:14:23]

It provides an organization of circulation that works with primary public entrance on the west elevation and staff entrances on the north, east and southeast elevations. The artistic principles incorporated in the overall design include the Navajo white paint color, the obtuse angles and the multibay. And what it has for the exterior of the building includes that we should avoid -- in the future avoiding -- avoid detracting from negatively impacting the current character defining features again, maintaining a balance between the negative space and positive space, and providing -- preserving alterations that adversely override the Pueblo revival and the south porch be preserved.

Additionally, the circulation networks be maintained with a primary public entrance on the west

and due to the significance of the paint color, as well as the rough stucco gladding, and any alterations should be preserved in terms the scale, massing and materials. To briefly touch on the interior defining features in the Logan Simpson, it includes the resourced floor within the atrium, and the office organized and the enclosed dais and the perimeters the recessed floor and ramps organized on the perimeter and consistency with the exterior design providing the rough stucco cladding, emphasis on the horizontal and vertical lines within the building and the tapered lines that exist predominantly on the elevation behind council. The artistic features the stained glass skylights that sit above the main Kiva area, the balance of this solid and void of positive and negative spaces and the obtuse angles. So part of the interior preservation recommendations include, again avoiding detracting from those character defining elements, maintaining that balance between the positive and negative space and it's organized around the preserved floor and create the visual continuity between the inside and the outside be retained.

In terms of public outreach related to this initiative. Could I ask for the next slide, please. The protect schedule and the public outreach is included, we have gone before the Historic Preservation Commission in early May with a 4-0 approval. A unanimous approval by Planning Commission in late May and again we're asking for Council's consideration this evening, in the adoption of the ordinance and resolution to which we covered at the start of this presentation. Based on the recommended approval, once the adopted -- once adopted by City Council, the guidelines will be brought back before the historic planning commission for approval. Again, I will leave -- next slide, please.

This slide on the screen for council to consider, and, again, the consideration of the recommended approve this evening for these two items and I'm happy to answer any questions at this time. Thank you.

Mayor Ortega: Thank you. I will call on Councilwoman Whitehead and myself and then Councilmember Graham.

[Time: 01:18:07]

Councilwoman Whitehead: I really want to thank the Mayor. This is one of his first initiatives and it was something that the City Council enthusiastically supported, and I also want to call out Mr. -- the architect Benny Gonzales' son is here in the audience, Barney Gonzales who is also Planning commissioner.

With that, I'm enthusiastically making a motion to adopt ordinance number 4597, and ordinance 12821, for the Scottsdale city hall historic preservation, 3-ZN-2023, and 21-HP-2023.

Mayor Ortega: Second. And I will speak to my second. This building has withstood the test of time it's both a landmark, as well as a -- well, it gives identity to Scottsdale. You think about the space how Benny Gonzales was a landscape architect. He elevated the building in a way that would be prominent. So as Scottsdale was emerging and we talked about the annexation wars

and how Scottsdale could have been boxed in by Phoenix. And this building became a heroic symbol for our city. Also, I will mention that in October, which is actually 55 years since it was dedicated, the city of Scottsdale will be holding numerous events related to this building as well as to the civic center park and all the venues that we have outside to go with it. Thank you. And the consultants did an excellent job. I appreciated the time I spent with them. I did show them some secret passages in this building. So we'll get to that a little later in the fall. Councilmember Graham and then Councilmember Durham.

Councilmember Graham: This is a unique building. They wouldn't design a building like this in the modern day, would they?

Adam Yaron: I think -- every architect takes their own liberties with every project, but certainly this one is unique.

Councilmember Graham: So this vote seems so obvious we should do it. Can you think of any drawbacks to the designation?

Adam Yaron: Thank you, Councilmember Graham, members of the commission, with respect to this item and its consideration this was a City Council initiated item, commonly, there's discussions within the community regarding the application of the historic preservation overlay and how it may affect or may not affect a property. Certainly, it adds an additional layer of protection for properties that maintain unique character and provides guidance as to how those properties should be considered. We did evaluate as a city organization with Dan Worth and his staff and facilities staff to ensure the guidelines provided enough flexibility for the city to manage its operation and still be contemporary in providing hopefully a new screen at some point that will work. And along with some other items but still maintaining unique character along the way.

[Time: 01:21:35]

Councilmember Graham: Well, for instance, we just redid the whole Civic Center. Would that have been more difficult with this designation? Would it have affected it at all?

Adam Yaron: Thank you, Councilmember Graham, members of the commission, the application of this H.P. overlay will be specific to this building, including the southeast patio. So this would not have touched anything regarding the areas outside of that boundary.

Councilmember Graham: I'm excited about it. I wish we promoted it a little bit more, the beautiful stain glassed ceiling and the bell over there in the corner. Thank you, Mayor.

Mayor Ortega: Thank you. Next, we have Councilmember Durham.

Councilmember Durham: Thank you, Mayor. I think you may have already answered if question

from Councilmember Graham's question, but what are the limitations that this places on us in terms of innovating, upgrading, whatever we might need to do to the building? Would it be okay as long as we follow some of those characteristics that you listed on the slides?

Adam Yaron: Thank you, Councilmember Durham, members of the commission, that's exactly correct. As changes may be necessary in the future, again, there are non-proposed with this, but should they be needed in the future, we would confer with the preservation plan first and ensure that any proposal would be issued a certificate of appropriateness to maintain the plans and guidelines, and if not go before the historic preservation commission to ensure those items would have an additional level of oversight and, of course, if it's at some point needed council can enter in the appeal process and council to consider any amendments to this preserve plan, against an opposing recommendation by the Historic Preservation Commission.

Councilmember Durham: Right. Thank you.

Mayor Ortega: Okay. Well, we're going to take a vote. I have to mention when this building was designed in 1967, it was very innovative. The walls are four and a half feet thick. There's a cavity between those walls and that's where ducts are run. So think about that. The ducting for this building was handled through a central plant and as you look at the columns along here, you will see some vents because those ducts not only did they go through the wall, they were brought up into the columns and integrated very fully with the design. So these are things we don't necessarily notice. Also return air was handled that way. So the award winning stained glass has held up. It's one inch thick. It makes the space dazzling.

[Time: 01:24:36]

The other thing that I will point out, another building that is the library was built at the same time. It's actually larger than this building and it also had a Kiva space. A book area, you might remember as you came in the entrance. However, when the city needed more library space, they chose to build and add on to the building that had a great deal of character and that really broke the possibility of it being a historic property library.

There's different things architects could do, maybe, you know, give it 10 feet before you make the addition, they didn't. They slammed it right against it. So that's a situation where you can kind of see next door how one -- this building maintained its integrity. The other building and they used to have planning and engineering and everything was in this building. That moved to the 7441 building, the one-stop across the street. You don't necessarily grow all within the same building. And there's really no impediments for keeping this building intact. Councilwoman Caputi.

Councilwoman Caputi: I wasn't going to ask and maybe it is not that dumb of a question. We just renovated our bathrooms, for instance, in this building, and brought them up to being very modern. As the building, of course, ages, I'm no expert in historic preservation construction, but

is there any kind of a friction between modernizing things that need to be modernized and still keeping the feel of the historicness. The bathroom renovation. We didn't use the decades old bathroom fixtures.

Adam Yaron: Thank you, Councilwoman Caputi and members of Council, for the question. Again, as long as the character defining elements that were listed for the interior of the building, none of which really focus on the bathrooms, it would be fine. To the extent possible, it would be provided the bathroom as an example, doesn't disrupt a primary pillar within the city hall space, it doesn't really remark on fixtures of any kind. It certainly defers to finding lighting fixtures but again, there's enough flexibility within the preservation plan that, again, we found it to be suitable for the operation of the building in the long run.

Councilwoman Caputi: Thank you.

Mayor Ortega: Okay. With that, please record your vote.

City Clerk Lane: Mayor, I apologize, was there a motion?

Mayor Ortega: Yes, the motion was made by Councilwoman Solange Whitehead and I seconded it. Unanimous. Thank you very much. Very pleased with that.

ITEM 21 – TRUTH IN TAXATION HEARING AND PUBLIC HEARING ON THE PROPOSED FISCAL YEAR 2023/24 PROPERTY TAX LEVY

[Time: 01:27:52]

Mayor Ortega: Next, we will move on to item number 21. The truth in taxation. We will be holding a truth in taxation hearing, and a public hearing on the proposed fiscal year 2023-24 property tax levy. First, we will have a presentation, and there are several speakers. So we will go probably from the presentation to the speakers and then come in with our comments, but I think if we. Excuse me, if we handle it in seconds, we can do it in segments. Then we can get through the presentation and go to public comment. Listed as item number 21. Please go ahead.

City Treasurer Andrews: Thank you, Mayor, thank you council. This is truth in taxation and public hearing for our proposed property tax for fiscal year '23-24. Next slide. I wanted to give you an overview of property taxes and where they go and who assesses them. School districts assesses property taxes and the city assesses property taxes and so for every dollar that proseedent -- residents, 85% goes to school and education and county and county commercial districts and about 15% comes to the city.

And how does that translate to actual property taxes paid? So the next slide. I know this is -- oops. Let's see if we can get that back up. Okay. So what this slide shows is actual property taxes paid for property that has a median limited property value. Now median limited property value is different than market value. Full cash value or market value may be for this property

\$500,000 or \$600,000, but the limited property value is what is used by the county assessor to calculate taxes.

So per the county assessor, the median limited property value for a Scottsdale home is about 30 -- two years ago, \$340,000 and today, the rough stucco he that is highlighted in orange, the fiscal year '23/24 year, our median property value for Scottsdale for tax purposes is 378, \$679, the 15% of taxes that go to the city, how that translates to actual dollars is our proposed levy for fiscal year '23/24, again I'm looking at the highlighted -- I'm sorry.

Sorry for the flashing -- I'm looking at the lie lighted or range line and the proposed tax rate is 98.14 cents, and that translates to a primary property tax of \$195.02, and a secondary property tax of \$176.62 for this property. And, again, median property means in the middle. So there's going to be 50% of our properties that will be above this median and 50% will be below the median. I wanted to bring the last two years to show you the change two years ago in fiscal year '21/22, our property tax rate was actually higher, however, the limited property assessed value was lower, so the tax is lower.

[Time: 01:32:11]

Part the increase is because of the increased in the limited property value, and not just because of the tax rate. So as you can see, this property, it's the same property. The assessed value went from \$340,000 in fiscal year '22, to \$378,000 today. And so with the proposed rate for fiscal year '23/24, the increase for our primary property tax is about \$17.32 and for the secondary property tax is about \$29.99. Now, total taxes that this property pays may be \$2,500 and again, you know, 2,200 of that goes to schools and county. And about 370 comes to the city. Broken into the two components that we charge. So next slide.

So, again, our property tax, there's two components to our property tax. We have a primary component and secondary component. The primary component is our operating levy. Most of that goes to the general fund, and some of that goes to our tort claims which I will explain a little bit more later. And that proposed rate is 51.5 cents, which translates to a \$39.3 million levy for the city.

The secondary property tax rate is the levy that we assessed for paying down our debt service on voter approved general obligation bonds. So these are bonds that our voters approved for us to assess this levy to repay. And that rate is 46.64 cents which generates \$35.6 million in levy for us. So a combined rate of 98.14 and \$74.9 million. Next slide.

So the truth in taxation hearing is required by state statute, if the proposed primary property tax levy, not including new construction exceeds the prior year's primary property tax levy and a roll call vote is required to levy this increase in property taxes next slide. So the primary property tax as I showed you in the previous slide is proposed at 51.50 cents for \$39.3 million levy. Current year our primary property tax levy is .497 cents. And a levy generated from that is \$36.4 million

and so the increase is .081 cents and the increase in our levy is \$2.9 million and because of this increase in the levy that is why we are required to have a truth in taxation hearing and also a roll call vote. Next slide.

And so digging further, looking further into our primary property tax levy, that is broken up when we assess for our general fund which supports our general fund operations which is primarily police and fire and the other portion of our primary property tax is the risk management fund where we reimburse the city for the tort judgments and so the general fund portion of our primary property tax is 48.62 cents and the risk management portion of our levy is .0288 cents. And the general fund levy of .4862 is the maximum rate that is allowed under Arizona constitution, and the tort levy is allowed under the Arizona administrative code. And with that, again, I can answer any questions. The next slide, actually. This is the action that we request from council is to solicit public testimony and by roll call vote to levy the proposed taxes.

[Time: 01:36:46]

Mayor Ortega: At this point we will proceed with the public hearing. I have several people who have signed up with the clerk to speak. Beginning with Mark Lewis and Stefani Sanderson. So Mark Lewis. Mark Lewis, going once, going twice. All right. Then we will go on to Ms. Yvonne Cahill, and then Stefani Sanderson.

Yvonne Cahill: Yes. I'm a citizen and a resident. I have been a Realtor for 18 years. One the things that people love about Arizona and Scottsdale is our low property taxes. We have people come through open houses buying from all over the states and they love the low tax rates. When you tell them what the tax rate is, they're like, is that for, like, six months and I say it's for a whole year and they are shocked that our tax rate is so low.

What is really bothersome to me is that Arizona is the number three state predicted to have the greatest property tax increase in five years or by 2027. With the average annual property taxes jumping from 1,956 to approximately 4,785 in five years. Senior citizens are not going to be able to afford their housing. They are not going to be able to live here. And we can see this increase coming and in a city that says they are trying to provide affordable housing, this goes against everything that you guys say you are going to try to support. Also, the state has recently given back to taxpayers money and it's because they are fiscally responsible. And my feeling is that the city of Scottsdale is not living within their means -- they think they have a blank check to spend your money on whatever they want, no matter how crazy the project might be. And I think it's time that we bring back some type of a citizen initiative that we have citizens sit on the budget committee and citizens can give input. Thank you for your time.

Mayor Ortega: Ms. Cahill, something hits me. Ms. Cahill, I have a question because you are an expert. Could you also explain there is a special provision for seniors who own their home and where they may have a tax reduction in Arizona. Could you explain that?

Yvonne Cahill: Yes, there is a way for seniors to apply for that, but it's not worded well.

Mayor Ortega: Could you explain it a little bit because as you said many seniors don't know how to do that. What is the age requirement?

Yvonne Cahill: 65.

Mayor Ortega: And how can that be applied for?

Yvonne Cahill: Yeah, 65.

Mayor Ortega: They can apply and is it substantial?

Yvonne Cahill: It has to be their primary residence.

Mayor Ortega: Certainly. And would it be totally waived or partially waived?

Yvonne Cahill: I would have to look into it.

Mayor Ortega: I believe it's pretty substantial, but we will follow up on that from the senior aspect, because it is a provision that is allowed in Arizona. Thank you so much. Next, we'll go on to Stefani Sanderson, Linda Scorzo. Now, we have Stefani Sanderson and then Ms. Scorzo did not wish to speak previously. Is she on the list for this one? Please do. Please come forward, Ms. Linda Scorzo. Thank you, I don't see anyone yet. I will move to Paul Rowe. We are reaching out now. So no show there, Stefani Sanderson -- oh, excuse me. Paul Rowe? I know we talked before the meeting. So happy to have you in this historic landmark now.

[Time: 01:41:44]

Paul Rowe: Thank you. Ladies and gentlemen of the City Council, I appreciate the opportunity to speak to you tonight. My name is Paul Rowe, I reside in Villa Monterey, address is registered with the application to speak. As a long-time Scottsdale homeowner and taxpayer, I find the recommendation for an increase in the local property tax rate both unnecessary and ill advised. With home values having increased significantly in the past few years, property tax revenues to the city will rise naturally due to higher valuations, producing more revenue.

In addition with stubbornly high inflation and interest rates negatively impacting retirees investment accounts, raising rates on people's primary residences would be particularly inappropriate at this time, something mentioned by the previous speaker. Also Scottsdale already enjoyed the highest bond rating awarded a city by the three major credit rating agencies. Therefore, I recommend that the council reject this proposal. Thank you.

Mayor Ortega: Thank you, next we have Marcus Tork and Merissa Hamilton. Please state your name and address if you would please.

Marcus Tork: Thank you, Mayor. Thank you, councilmember. Marcus Tork, 6113, East Monterey Way, Scottsdale. Just a quick comment, particularly with inflation, I have a wife and kids. We're getting hit pretty hard. We have to make discretionary spending decisions. We have to cut things back and watch our spending. So I would recommend we do that as a city too. That's my comments, but I thank you for hearing me out.

Mayor Ortega: Thank you, sir. And Merissa Hamilton and then I have Mike Peterson. Excuse me. Merissa Hamilton and, oh, Patricia Pellett.

Merissa Hamilton: Hi, my name is Merissa Hamilton. I'm speaking to you today about the property tax increases because we are suffering in Arizona on some of the highest inflation in the nation. And this is something that even though many Scottsdale residents are in a better financial position than much of the rest of the state, it is pressing on families here. There's only so much that families can take. And I just wanted to read something to you that I thought was important.

It said that because property valuations increased, the city of Scottsdale can decrease it's primary property tax rate from .5039 per \$100 of assessed valuation down to .4970 in the fiscal year and still achieve the proposed levy amount. I would encourage you to maybe take a different approach and look at the math that you are facing. I think that the citizens should have concerns as to how you are planning to spend this money and take a closer look at each of the line items. I used to work at the city of Phoenix. We found that oftentimes the programs that they stated that they were funding ended up having a lot of pork in them that the City Council didn't plan for. And so doing a line by line item review of the budget would probably help you so you can reduce your taxes and help your citizens handle this period of time with high inflation. Thank you.

[Time: 01:45:46]

Mayor Ortega: Thank you. Next we have Patricia Pellett.

Patricia Pellett: Hello, my name is Patricia. I live at 12610 East Laurel Lane in Scottsdale. We have the highest inflation in four decades and as Merissa said, Scottsdale has had higher than average inflation in the nation. Scottsdale also has some of the highest gas prices in the U.S. Often lately, I have struggled to even get enough gas to drive my kids to school or even to work, working downtown Phoenix.

Workers pay adjustments are not keeping up with inflation. The SUSD Superintendent Menzel and his supporters have blamed actually the declining student enrollment over the last few years on the housing prices. The housing prices are pushing out families who cannot afford to

live in Scottsdale. Last year, some of you invited a developer here who testified his project at the hospital as a means to provide housing to the nurses who could not afford to live here in Scottsdale. If you believe both of these are true, then be surely you will vote no on raising housing costs, families do not need more costs right now. If the schools do need more funds, I attended every single school board meeting in the last year, they also have a lot of pork they can cut including the training and curriculum aimed at sexualizing our kids and have a political agenda. Do not raise the taxes on us. Thank you.

Mayor Ortega: Okay, it's my belief that that concludes public testimony and therefore the public hearing as has concluded and next, we will have any discussion and at this point -- but, again, I have closed the public hearing. I do have any questions from council before I request a motion? Okay.

[Time: 01:48:05]

Just to keep things moving as you know, we have discussed and presented a detailed budget. Scottsdale as a municipality has an outstanding record. 50 years of financial excellence. We have maintained that to provide the municipal services that the people of Villa Monterey. I lived in Scottsdale for 44 years. I feel especially proud of our parks and our public safety and all the municipal buildings and services that Scottsdale provides. I would say we are very demanding and we are held accountable. That means that we ask and rely on public input to improve our city. There are some new initiatives in our budget, however, as I mentioned with one speaker, when it comes to property taxes, and for the senior population, I really wish that the Realtor association would come forward and help the seniors understand that they could get a waiver on property taxes or a large percent of it. Whatever can be done. These seniors from earned their home and contributed to our Scottsdale way of life. Councilmember Graham.

Councilmember Graham: If someone gets a discount, does that reduced amount still go up? And you may not know the answer to that.

City Treasurer Andrews: Yeah, Mayor, Councilmember Graham, I would have to look into that. I do not have the answer for, that but I will bring that -- I will provide that for you.

Councilmember Graham: Okay. Well, thank you, Sonia. Overall, it was a good presentation. I appreciated it. I think this is probably not the time to be raising -- hiking residents' taxes. We know the two local categories the primary and secondary, but both of those here are going up. And I would prefer more to keep them flat. 7.5, 8% increase on local property tax isn't nothing, especially if you think about every year after year after year. And so, you know, the packet explains the increase in detail. It explains how we are following the rules and we're complying with everything, but it doesn't expressly say why we need the money. And to get that, you really want to look at the budget. We know the budget. We looked at the budget. We're increasing our head count for the city. Yes, we are paying for some inflation.

And we are bringing in funds for some controversial projects. I think residents deserve to know why the city wants the extra money. And I think for people struggling with higher costs of living, especially in Arizona and Scottsdale, parents trying to cover, we know the whole thing, gas prices, trying to cover higher tuition costs and people on fixed incomes that are not going up with the decreased devalued dollar, that the higher property tax hurts. And so, you know -- and also we can't forget that we are going to ask to raise your sales tax in 2024. So keep that in mind. So we have raised user fees last month. We hiked a lot of those. We will raise your water and utility fees. We were looking at that tonight. And for people that watch their own finances and then you sit here and watch us closely, I think you feel a little bit of a disconnect.

[Time: 01:52:20]

And, you know, we know that the fiscal '24 budget we are all looking at, that's the reason why. We get \$6 million more in interest earnings. That covers a lot. \$13 million more. Our sales tax collections are going up. \$21 million this year, and increased state revenue share. I know a lot of that is one time. But, you know, people look at irrelevant this local government and we are not building the 58 critical projects from the 2019 bonds.

About a third of those we're just not going to build but we will still raise your taxes. I think people feel a little bit of a disconnect there. So we've -- you know, we have been promised for years -- we have been growing our population a lot, right? Increasing housing and growing our population. We were told that that would broaden the base and fill the coffers. We would have plenty of money. It pays for itself.

But here we are asking for more money. It doesn't seem to be working out that way. So I just say with every residential unit that we add, that's a bigger tax base and we increase taxes 8% more, that's a lot more money. So instead of raising your property taxes to just below the legal limit, like this is proposing, I think we should maybe try not to spend every last dollar we have as we face some economic uncertainty in the future and so with those considerations, I will oppose increasing the residential property taxes by the 8%. Thank you, Mayor.

Mayor Ortega: Okay. Councilwoman Janik. Councilwoman Whitehead.

Councilwoman Janik: Thank you, Mayor. I do have a question for Ms. Andrews. The medium LPV is up. If we keep the tax rate from last year the same, what will happen to our collections?

City Treasurer Andrews: Mayor and Councilmember Janik, can you give me a moment for that?

Councilwoman Janik: Sure.

City Treasurer Andrews: Mayor, Councilmember Janik and members of the Council, I think I need to answer that question in two parts. For the secondary property tax, we cannot reduce that to the same as last year because we are required to use that tax to pay debt service. And

the law only allows us to assess a secondary property tax that is equal to the principal and interest payment, plus a reasonable factor for delinquency. So if you can bring up the slide, let's see. If you could go back to -- yes. This is the slide.

So if you can see, the larger increase in our property tax is the secondary property tax. That one, based on this example of a median limited property value home, the secondary property tax, which is the far right column that is going up by the larger percent, the 29.99. The primary property tax is going up by only 17.32. So if we -- so if you go to the next slide, this is the primary property tax instead of assessing 51.50, if we only assess -- I'm sorry, the next slide, please. Next slide. This is the primary property tax, if we only assess the primary and not the 51.50. I'm sorry. I have to jump around because we didn't prepare for this question. So if you go back to the previous slide, yes. This slide.

[Time: 01:57:14]

So if you have a limited property value of \$378,679, a property would be paying 18820 instead of \$195.02. So the increase could be \$10.50 instead of \$17.32. And the reason is because the limited property value has increased from \$357,544 to \$378,679, the property tax rate is broken out between the primary and the secondary property tax.

We are not able to reduce the secondary property tax or revert to current year's rate, which is tied to the debt service which the voters approved for us to assess. We made a commitment to voters that the secondary property tax, when we had the bond 2019 program vote, that that would not exceed, I think 57 cents and right now secondary property tax is at 46.64 cents. So it is well below the commitment we made to the voters. And so the only property tax rate that we could look at if we were to keep it the same as this year, would be the primary property tax, the primary property tax is \$51.50 and if we were to make it \$49.70, it would thank this increase from \$17.32 for this median house to \$10.50.

Councilwoman Janik: Okay. Thank you.

Mayor Ortega: Next, Councilwoman Whitehead and Vice Mayor Littlefield.

Councilwoman Whitehead: So basically \$7 a year savings by voting no. Okay. So what do you get for \$7 a year. Let's talk about that. In the past, the City Council in the 2010s, they decided they were going to vote no, vote down this property tax. And what happened is they couldn't -- we have always been second in pay for our police and that went down. We became, I don't know -- down pretty far down on the list. The majority of our budget is on staff. The majority of our non-infrastructure budget and I will get to that, sir, is staff, the majority of that is police. Big part of it. Almost 50% of our budget.

The City Council could not meet the services that our citizens demand and they ended up having to bump the property tax in one year to make up for three years of voting no. So it was a much

bigger jump. It impacted the residents far more than if they had steadily approved the allotted amount. It wasn't until this past year and it was one of my initiatives that I finally was able -- we were losing police. I was finally able to get our police pay back to second, second to Phoenix. So I think our police are worth \$7 a year. I also want to talk about our city property taxes in relationship to the rest of the valley. We have some of the lowest property taxes in the valley. And yet our city is like a third or a quarter as dense.

[Time: 02:01:29]

So our police, our garbage trucks our water distribution has to go three times as far as if you lived in Gilbert or if you lived in Chandler or if you lived in Mesa which is a very dense -- these are much higher density cities. So you have a lot more people around you. And yet you are paying more for property taxes for services that don't have to go nearly as far to get to you. So there are reasons that -- there are very specific reasons that our costs have gone up. Our costs of employees, our need to take competitive to keep our best employees. The cost of not having the best police officers or not having the best code enforcement, of not having the best code enforcement, those are costs to you and it will reduce your property values. So \$7 a year, I think is worth a lot. I want to talk about the debt service. We are AAA rated.

Bonds are for infrastructure, and the property taxes pay for our police just to give you -- so we don't issue bonds to pay for our water staff. So those are different buckets, if you will, and we also -- debt service costs a significant amount of money as well with interest. So we like to minimize interest. I want to talk about -- I think Mr. Graham has mentioned that the debt service is going up. That is not true. I was on the City Council when we passed the bonds. Or when you all passed the bonds when we brought it to you, and we made a commitment to keep your taxes flat and yet make big investments in the city and we have done just that and as our treasurer just mentioned, it's below the commitment we have made to you. So we have been real good with that. I want to point out, there's no critical infrastructure projects we are not doing. Absolutely not and we never have not done anything that has to do with public safety or is critical. So I will be supporting it.

But I would like to have some information on the website, perhaps about senior citizens because I agree and I have been a Realtor in the past as well. And we do have very low taxes. But if there's a program for our senior citizens to not be impacted by tax hikes, I think that should be available on the city's website. And so I'm enthusiastic that the Mayor brought that up. And I think that's all I have for now. So thank you so much.

Mayor Ortega: Okay. Vice Mayor Littlefield, Councilmember Janik, Councilmember Graham. Vice Mayor Littlefield?

Vice Mayor Littlefield: Thank you, Mayor. I won't be supporting this tonight. I think that this is one simple way that this council can help with our citizens who need a little help right now in these very troubled and unusual times of high inflation and lower income and higher costs for

just about everything. I think that if we are really interested in helping to keep our citizens in their homes and not on the streets, this is a very, very simple and very good way to do it for a year. It won't hurt us. And in any particular striking manner and I don't think it will damage our budget. We'll be able to work around it if we have to. I think that inflation is going to be a continuing problem, both for individuals and for the city and so that is a concern in cutting back on our income like this.

But I think for right now, with the concern that we have up here on this dais which is so huge, about people being out of their homes, being able to afford their water or electricity or gas in their car to go to work, lose their jobs, there's so much right now upheaval, we don't need to add more to it. And so I think I will be voting against that this year. I don't guarantee next year, but I think that for right now, we need to see how this plays out and how our economy is going to go ahead in the future. Thank you.

[Time: 02:06:00]

Mayor Ortega: Councilmember Janik, Councilmember Graham.

Councilwoman Janik: Thank you, Mayor. I need some clarification on slide three. When you look at the primary property tax for '23/24, it's \$195 is that per \$10,000 of assessed value? Is that the total amount for that house?

City Treasurer Andrews: Mayor, Councilmember Janik, that's total amount for the house. So for this house, their property tax, their total property tax that they would pay would be about \$2,500. Of the \$2,500, \$195.02 is the city's primary property tax and \$176.62 is the city's secondary property taxes. The remaining \$2,200 goes to the school, education and county.

Councilwoman Janik: Thank you.

Mayor Ortega: Okay. Councilmember Graham.

Councilmember Graham: Thank you, Mayor. Councilmember Whitehead was a little displeased with maybe some of my comments, but I think that the residents -- we're asking a lot from the residents. We are asking for user fee increases and water utility increases. We will ask to raise your sales taxes next year and we've got another property tax right here and so \$7 or whatever that comes out to, it adds up. Maybe some years we do support it, but at this time, with inflation, and an uncertain economy and the cost of living, if it's just \$7, then we won't miss it that much. But if it's \$7, that's not going to make all the difference. So voting no is not going to cut police pay. So let's just start there.

We've -- you have seen with your own eyes some of the projects that we have paid for. That we shouldn't have pursued you can't really defend every dollar that is paid by the ski. So I think it's -- by the city. I think it's okay that we exercise a little discipline and say no to

another tax increase. Our taxes are the lowest in the valley because that makes us a desirable place. That doesn't mean we have to go raise them. We are a AAA bond rated city, largely because we said no to a lot of these tax and spend and other types of policies. We have been disciplined. So I don't think we need to say yes to every increase. And look at it case by case. I would argue we just keep the tax flat for the year. Thank you, Mayor.

[Time: 02:08:59]

Mayor Ortega: Okay. You know, I will just hopefully make some closing comments here. It's incorrect to say that we're raising sales tax next year. The sales tax is only raised by the vote of the people. So it's incorrect to say that, we are raising sales tax. It is always by the vote of the people. The people have to see value, whether we need a road and all the demanded that are needed for police, fire for structures and so forth. So that sales tax are dependent on voters' approval.

Next year, or in 2025, the sales tax will go down because there's certain expirations of those taxes. Now whether a study group decides to renew an amount the same or less of that sales tax related to the protect, preserve and secure issue, once you have something, you want to take care of it, right? So that will be a decision made by the people. We do not dictate the sales tax. It's voted on by the people. It's enumerated and that's why we cannot dictate that. Looking at just the generalizations that we have high expectations and I really do understand the viewpoints of Councilmember Graham and Littlefield that we are in a stress situation. I tried to point out that about seniors as well. The other fact is that 85% of the property tax is not related to Scottsdale, right? So that property tax is going for junior colleges and education and so and the county takes their share as well.

So these are all services that interconnect cities, but if we can -- and these are all interrelated to the budget questions that we will be reviewing and have been reviewing. That's a step by step. If someone were to say that the cost of garbage pickup is no longer valid. Well, the price of LPG gas and the price of gasoline and the price of insurance have all gone up. We still expect to get those services. The same thing with our police vehicles. They have to be on the road and if the market price is up, we want to make sure that we can serve the community. Those are inflationary governments that have to be made, especially by the vulnerable and by families as well. So with that, I see. Councilwoman Whitehead and then I believe --

Councilwoman Whitehead: Roll call after that. Thank you for letting me speak. Councilmember Graham, I'm never displeased with you. We are up here to debate the issues. We have no idea what each other thinks prior to the meetings, and that's exactly how a city government is supposed to work and how democracy is supposed to work.

[Time: 02:12:21]

So the way taxes work is we all pitch in a little and we get a lot for it, and that's how the city has

a preserve, a multibillion dollars preserve and a water facility. We pitch in a little and we get a lot. And the way to save money -- and this was something I was elected to do four years ago is to renegotiate all the contracts that didn't favor us, the residents and we have done that. And the way to save -- to protect our quality of life is to go ahead and use those taxes to make sure every dollar benefits our community as a whole so we make sure that many of our services are free, like the granite reef senior center and our other senior centers. So there's a difference of opinion, but that's just the way it works when you have a free country. With that, I'm still a yes, but thank you.

Mayor Ortega: Okay. Accordingly, we would by roll call vote. I would make the motion so that we can take a vote by statute, we must take it as a roll call vote to accept the property tax levy as stated, advertised and discussed today without -- and as presented. So that would be a motion and do I hear a second.

Councilwoman Whitehead: Second.

Mayor Ortega: So we can vote on it and continue. We have a budget to discuss as well afterwards. We have something, if someone wants to take out a certain measure of parks and rec or they want to take out a certain measure of patrols in your neighborhood, that can be discussed. But that's the other part of what we are doing tonight. So we have a motion and a second. I would ask for the clerk to ask for a roll call vote.

[Time: 02:14:15]

City Clerk Lane: Thank you, Mayor.

Mayor Ortega: Yes.

Vice Mayor Littlefield: No.

Councilwoman Caputi: Yes.

Councilmember Durham: Yes.

Councilmember Graham: No.

Councilwoman Janik: No.

Councilwoman Whitehead: Yes.

City Clerk Lane: Thank you. The item passes 4-3 with Vice Mayor Littlefield, Councilmember Graham and Councilmember Janik voting no.

ITEM 22 – PUBLIC HEARING ON PROPOSED FISCAL YEAR 2023/24 MUNICIPAL STREETLIGHT IMPROVEMENT DISTRICT EXPENSES AND PROPERTY TAX LEVY (BY DISTRICT)

[Time: 02:14:44]

Mayor Ortega: Thank you, at this point, we will go on to item number 22, which is the proposed fiscal year 2023/24 municipal streetlight improvement district expenses and property tax levy by district. I will ask for a presentation of the public hearing on proposed fiscal year FY-2023/24 municipal streetlight improvement district expenses and property tax levy by district. We have Sonia Andrews City Treasurer.

City Treasurer Andrews: Thank you, Mayor. Thank you, council. Next slide. So the streetlight improvement district program was established in 1971 to sales tax law taxpayers that reside in a certain area that want more than ordinary public lighting, that -- you know, that is provided for public benefit to petition the city to form a streetlight district so that they can obtain the additional and enhanced lighting.

We currently have 355 streetlight districts formed by petition of the property owners. Next slide. So the sole purpose of these streetlight improvement districts is to purchase electricity for lighting public streets and pretty much the city acts as the middle where we have the authority to assess the special streetlight tax, the property tax and we pay the electricity company, whether it's APS or SRP, for the energy costs. So the levy is calculated based on an estimated energy cost for the year. Next slide. And for each district, there's differences in the number of lights, the usage, whether it's SRP or APS, so that determines what the costs are, and, again, there's 355 separate districts representing 33,750 properties. Next slide. In February of 2023, we formed two new districts, the Palo Viento one, and the Palo Viento two, that will not be included until the fiscal '24/25 levy.

So the proposed levy for street light improvement districts is \$494,979. So with this total, and the 33,740 properties, that works out to about an average of \$14.67 per property for the streetlight improvements. And that's all I have for my presentation. Next slide. The action that we are asking council is to solicit public testimony on the streetlight improvement proposed expense and tax levy and also approve the motion to levy the proposed taxes.

[Time: 02:17:57]

Mayor Ortega: Thank you. I see a hand from Councilwoman Janik.

Councilwoman Janik: Thank you, Mayor. Is it appropriate to make a motion now?

Mayor Ortega: Oh, excuse me. I'm actually opening up the public hearing for public comment. No one has signed up. There are none. Technically, I have to open and close public testimony on this as a hearing. So at this point, I will close the public hearing. And then I will call on Councilwoman Janik.

Councilwoman Janik: Thank you, Mayor. I would like to make a motion to adopt the annual estimates and estimates of expenses and levy the proposed fiscal year '23/24 municipal streetlight improvement district taxes by district taxes to be assessed by ordinance on June 27, 2023.

Mayor Ortega: Second. We have a motion and a second. Any other discussion? Okay. Please record your vote. That's unanimous. Thank you very much

ITEM 23 – PUBLIC HEARING ON AND ADOPTION OF WATER RATES AND FEES

[Time: 02:19:03]

Mayor Ortega: Next, we will move on to a public hearing and adoption of water rates and fees. The presenter is Brian Biesemeyer water resources executive director. So we will first have the presentation, and then I will have a public hearing open and close. Proceed, Mr. Biesemeyer.

Brian Biesemeyer: Thank you, Mr. Mayor and council. I have a brief presentation tonight on water rates and fees. Just as a reminder, your water and wastewater or enterprise funds and so they are run through the revenues collected by the rates and fees, not by taxes, not through funds to the general fund. Additionally, we support -- we run it as a business and we support the assistance of other departments such as HR and legal through payments to the general fund for those services. And I will just go to the next slide.

I won't try to touch these up here because they have been glitching all night. So as you recall, on March 7th, we had a discussion on our rates and fees in more detail than I'm going to present tonight. But I have those slides and you have those slides in your packet as well. There is a 60 day state requirement for posting. We did that on April 4th which gets us to today with that 60 day period and then tonight as the Mayor mentioned, it's a public hearing.

Should council approve, we are looking for a sewer rate effective on July 13th and a water rate effective on November 1st. And I've got -- so when we did this, and presented this information to you -- well, next slide, I'm sorry. Let me go one more slide. So we are asking for a revenue of 3.2% on the water and 5.8% on wastewater. The wastewater being a smaller fund.

The overall percentage that is not on there is actually 4.6% for an overall revenue increase of \$7.5 million. When we did this in March, I didn't have all the information, but I thought it would be informative to look at what other valley cities are doing. We set our rates not by what other valley cities do, but by our costs, and our needs to provide services. However, I thought it would be informative and so if we could switch to the Elmo. If that works and if you could zoom in a little bit. That's great. Thank you. So you can see we're asking for 4.2 and 5.8. Phoenix is asking for 13% on both the water and the sewer. Chandler for 5 and 6, and Gilbert which had a double digit rate increase on their water last year, is having a tremendous increase on the sewer. And then Peoria 12% on the water. This is just to show that the cost that we're encountering are

typical throughout the valley. We try to run a very efficient operation and keep our costs down. And then we set our water rates, also are done in a manner to provide for conservation.

So we have tier grades. So the more you use, the more you pay on a per unit basis. We want to be conscious and considerate of the low water users and such in our community and those rates are structured so that if you could -- there we go -- so if a customer only uses 10,000 gallons of water, and the different meter sizes, 5/8th being the smallest and the one predominantly found in south Scottsdale, then the rate increase per month on the water side would be an \$1, and at 1 inch, it would be \$1.40. And with that, next slide, please.

That really concludes my briefing and staff's recommendation is for adoption of Resolution 12795 and ordinance number 4589 pending your questions.

[Time: 02:24:14]

Mayor Ortega: Thank you. At this point, I will now open a public hearing. The purpose of the public hearing is to comply with statutes, information disseminated to the public, an opportunity for them to step forward if there are any question on the public hearing and the adoption of water rates and fees. I see none.

Therefore, I will close the public hearing portion of this item number 23. Finally, you know, part of what we're dealing with here -- I just have a few comments. We're talking about water security. Water security is vital. Water security is why we test our fire hydrants. Water security is part of the automatic sprinkler systems that are required, basically since 1987, so the majority of the housing in Scottsdale has -- and it's part -- built into our property insurance rates. This also applies to commercial water security as well. We have people, of course, businesses, restaurants and many types of businesses. I have seen the rate schedules that are all listed. They are listed if there's a hotel with a restaurant, hotel without a restaurant, a commercial office type and so forth. All of those classifications are things you don't normally see. Right?

And most of what we have talked about today is sort of like civilian taxes, right, civilian property taxes, but, of course, businesses all pay taxes and businesses all have demands on our system and our municipal and well asked and well given. And another part that is very critical about water security is that our municipal facilities are attacked. They are attacks by hackers and it requires a great deal of security to prevent entrance and sabotaging or ransoming our facilities. It's a cost of providing that water security that we all enjoy.

We also have a duty on the sewer side to treat everything and reuse water as we can purchase it and reuse it over and over again. So we have a very competent water facility and personnel group that keeps things secure. Had and we have the field people. So when there's a breakage or something, someone is showing up in meter and so forth, to see whose side it's on. We reviewed a lot of the details of the flow, switches and trying to help people to understand and identify when there are leaks in our homes which is a tremendous waste of resource and also

expensive. Very expensive. I know some people in a condo that ended up with a \$6,000 water bill. And. City helped them trace it down, essentially, but it was a 40-year-old condo. So all of these things on our side of the meter are extensive. And this is an enterprise, probably very clear expense to figure out. It's not nebulous in what they are projecting and the age of some of our facilities. We will be coming to a motion soon, but if there's a question, Councilmember Graham. You had your hand up.

Councilmember Graham: Thank you, Mayor. So it's kind of almost a sequel here. We just raised your property taxes. I don't think this is the time to be raising people's costs. This economy and increases in costs of living, uncertain economy that is sitting -- that we're looking at in front of us, you know, I know this is not technically a tax. You couldn't get to choose who your water company is from your house.

[Time: 02:28:57]

That's your water company, although I would choose Scottsdale water if I had a choice. It was a good presentation, Brian, by the way. So thank you. And you have to have water. It's not like it's well, if you don't like it, just go to the next company. It doesn't work that way. So I know it's not a tax, but it feels like one. We just raised your property taxes. We just raised user fees and next year we're going to ask to raise your sales taxes. That's true!

We're not going to decide for you on this panel. We're going to send it to the ballot and ask you to raise your sales taxes. So we have drastically expanded our people in Scottsdale. We have been told that it fills the coffers, floods, the coffers, the tax base is so much wider and deeper, but we are coming back and asking you to pay more. Your cost of living in Scottsdale is going up. So instead of once again, we're, you know, talking about the most popular things that we spend money on, which that's not. Even a debate about the stuff that he with like and water security. We all value that up here. That's unanimous. But instead of looking at -- instead of talking about that, instead of looking at ways we can get innovative and cut costs and keep Scottsdale, protect Scottsdale to be a very attractive desirable place for low cost of living, we're hiking fees and rates. So with that, Mr. Mayor, I will choose to go with option b in this packet and just to keep rates where they are. Thank you.

Mayor Ortega: Okay. So that was a declaration, but there's not a motion yet. I think that there was some topics raised and as a fair question, do we have programs of conserve and conservation. I would like to know what we have and I would be glad to stay here an hour to hear it as well as when seniors and other people have problems paying their bills, what kind of funds we have, what kind of commitment as council we have made to water conservation. So please, tell us about that. It's not about rates. Let's go into some detail as Councilmember Graham prodded.

Brian Biesemeyer: Well, we have a very innovative conservation program and that conservation program has been active for decades. We value conservation and we continue to do that. As the

Council has seen on presentations to the council about more initiatives that will be coming forward to continue to encourage folks to save. We have rebate program. Mayor also mentioned what do we do for our customers?

Well, I can tell you, we do many things that others don't do for their customers. So the Mayor mentioned a leak situation. And we are one of the few cities in the valley that actually has a program where if it's a one-time event and you have a leak and you prove that leak, we'll give you a low tier count, basically so we'll charge you for that water but the lowest tier possible. We try to allow folks that have those situations to get the lowest bill possible and go forward. We also set up payment programs. We also have a utility assistance program that is funded -- initially funded to about \$200,000 to allow folks that have problems to get -- to come to us, to allow us to help them pay those bills and get by. We really care about our customers. We try to have these programs in place to help those who can't help themselves. And yet, we are an enterprise fund.

[Time: 02:33:06]

So we do need those funds to secure the water resources we need. One the big draws that we have right now is for wells. We put a lot of water in the ground and we need the ability to get that out. So some of the big drivers on the water side or for that. On the wastewater side some of the big drivers are the reclamation facilities to treat that and recycle that water. Additionally in water, we have impact fees. And so we charge businesses who come and develop, we charge them impact fees when we set those meters so that new businesses, new homes, all pay impact fees and those impact fees create the environment where growth pays for growth.

Mayor Ortega: Okay. Thank you. Next, we'll go to Councilmember Janik and then Councilmember Durham.

Councilwoman Janik: Thank you, Mayor. Thank you, Mr. Biesemeyer for a very nice presentation. We are leaders in the valley when it comes to water. We are ahead of the curve as those leaders. People look to us for guidance on the best way to conserve, on the best way to purify. All the different mechanisms involved in water use. I applaud our water department. I trust their judgment on how they bill us and how they spend that money. So I am most definitely in support of these ordinances.

And with that in mind, I would like to make a motion to adopt ordinance number 4589 and adoption resolution number 12795.

Councilwoman Whitehead: Second.

Vice Mayor Littlefield: I second that.

Mayor Ortega: Thank you. We have a motion and a second. And we also have continued

conversation. Councilmember Durham, Vice Mayor Littlefield and Councilwoman Caputi.
Councilmember Durham.

Councilmember Durham: Thank you, Mayor. What type of increase in the cost of our water supply are we -- have we been facing the last year and into the next year?

Brian Biesemeyer: Yes, our water supply costs have gone up tremendously. I do have a slide on that. In addition to just the water supply alone, which would be from the SRP and CAP costs we have chemical costs, additional costs -- and here, I have one to put up on Elmo that I presented earlier. If it works. There we go.

You can see, it's a little hard to read here but first one is personnel costs because it costs more to keep good personnel and as I mentioned, you know, there's a shortage of skilled technicians in the valley and we are dealing with that shortage. Then purchase water, the big one that you talked about, you can see how our costs have risen from less than \$20 million a year to well over \$22.6 million per year. And that's just raw water. That's just getting that water on board. Electricity has gone up slightly. We have an innovative program for mitigating our electrical costs and ensuring that we optimize that cost. So question have been able to mitigate that cost, but there's a limit to what we can do and then treatment chemicals also have been going up tremendously. And so all of those things impact us and then in addition to that, it's the pure cost of capital that you saw on road projects, concrete, all of those things in construction go up tremendously and we have seen double digit inflation that impacts us for doing capital projects. And it is costly and do I wish it wasn't? I do.

But we also have the obligation to provide our customers with first-class service and to do that, we need the dollars to do that.

Councilmember Durham: Thank you.

Mayor Ortega: Vice Mayor Littlefield and Councilmember Caputi.

[Time: 02:37:16]

Vice Mayor Littlefield: Thank you. Water is an enterprise fund and that means it lives within itself. It raises the money. It sends out the invoices. It collects the money and that's the money they use to operate. Right now, I'm sure there's not a singing person in this room that doesn't know that we are in a water shortage and that we have to do the very best that we can and expanding the use of and if possible the amount of water that we have for our city and for the areas that we are responsible for.

So I am going to support this I believe as I have watched for eight years, Mr. Biesemeyer run the water department. I believe we have a fantastic staff there that are doing the very best possible in any way shape or form for handling the water and growing our water supply, maintaining our

water supply, cleaning our water supply, all of the things that need to be done to do the very best for all of our citizens to make sure and ensure we have a continuous source of water for all of us. I think this is something that the city has ultimate responsibility for, for each and every citizen here and in our city. And I will be supporting this increase. Thank you.

Mayor Ortega: Councilwoman Caputi.

Councilwoman Caputi: What's the city motto: Simply better service for a world-class city? I'm sort of --

Brian Biesemeyer: Yes, ma'am.

Councilwoman Caputi: I'm sort of listening to us splitting \$7 a year for property tax rates, and I don't know the exact dollars that this works out to, but I think that as you pointed out, you know, there were a lot of comments about inflation affecting residents. Well, inflation affects our city too, as we said and all of our costs have gone up as well. And we do want to preserve the ability to have simply better service for a world-class city, our residents depend on it. We said a million times from this dais that Scottsdale is special and different. There are cities and areas all over the valley right now that are struggling with really serious water issues.

We are so fortunate here in Scottsdale that we don't have those same crises. We are able to provide our citizens with plentiful source of water and I think we have some of the lowest rates as you pointed out as you look across the valley. And it's the same with the property tax rates. One the lowest across the valley and look at what we get for that, right?

[Time: 02:39:52]

Everybody wants the things and then we are arguing about the couple of dollars in order to allow us to deliver that exceptional amount of service, things like being able to keep our neighborhoods safe, you know, and hiring more folks to help us deal with short-term rental rates, all of these things, water rates. That comment that we're just increases costs and rates on residents, that's one side of the equation. Costs and rates are going up in a small amount and again in an environment in which costs are increasing exponentially on every level and in return for that, fairly minimal amount of increase. Look at what we are able to deliver, again, in my within, that's what makes us Scottsdale and I think we can continue to deliver the best possible service at the least possible cost. Thanks.

Mayor Ortega: Okay. I see no other hands up. I'm told that the voting console is not working. So or the overhead.

City Clerk Lane: We can't display it on the screen.

Mayor Ortega: All right. Now, let's move on to the vote. So the display shows Councilmember

Graham no, Councilmember Durham yes, Councilwoman Whitehead yes, Mayor Ortega yes. Vice Mayor Littlefield yes. Councilwoman Janik yes. And Councilwoman Caputi yes. Six yes, one no, Councilmember Graham.

ITEM 24 – FINAL PUBLIC HEARING ON THE FISCAL YEAR 2023/24 BUDGET

[Time: 02:41:45]

Mayor Ortega: Now we'll move on to item number 24. And by the way, we're going to have like an 8:00 stretch before we get to item number 25. We'll see if that works. Do you want to stretch now? Never mind. We'll continue.

Let's go to item number 24, and I show two people, I believe, willing to -- wanting to speak but this has to do with item number 24, final public hearing on the fiscal year FY-2023/24 budget. This is presented by Sonia Andrews, city treasurer and so we'll make the presentation and then I'll hear the -- make the public hearing, open the public hearing. Proceed Ms. Andrews.

City Treasurer Andrews: Thank you, Mayor and council, I have a very, very brief presentation. We have had so many presentations on the budget and budget-related items already. Our presentations related to the budget, whether it's proposed fees or preliminary budget or C.I.P. presentations started back in February. And this is the last step in our budget process where we have a final budget hearing and final budget adoption. Next slide.

Our proposed budget for fiscal year '23/24 is \$2.533 billion, and I wanted to emphasize that the \$2.53 billion is really made up of operating budgets, the grants and special districts, capital improvement budgets and contingencies and reserves. Even though the budget is \$2.53 billion, it's not that we're spending \$2.53 billion. If you look at the first orange box on the left, that is our operating budget, 722.8 merchandise. That funds our core services, personnel costs, commodities and contracts, debt service and such. The grants and special districts of \$16.3 million, those are self-funded by special dedicated revenues like grants or dedicated revenues that fund those operations.

The largest part of our budget is the capital improvement budget which is \$1.3689 billion. Even though we are asking for authority for \$1.368 billion for the fiscal year '23/24, those funds will be spent over multiple years because projects span multiple years and finally, \$2.53 billion have reserves of \$425.3 million. And the \$425.3 million is for unexpected events and emergencies and it's very important for a city that has a AAA rating to maintain adequate reserves. Next slide. This slide shows that we presented the tentative budget on May 16th and the final budget that we are asking council to consider tonight, there are some changes, however, the changes net to zero increase in the \$2.53 billion.

The changes are all within the capital budget and as you can see on this slide, I tried to summarize the changes for you. We're really accelerating a couple of WestWorld projects from fiscal year '24 to 25 to fiscal year '23/24 and we're deferring a couple of projects from fiscal year

'23/24 to '24/25. So if you would like specific information about why we're accelerating these projects or deferring these projects our city engineer Alison Tymkiw can go through that with you.

Mayor Ortega: Continue.

City Treasurer Andrews: So with that, my next slide is my last slide and we are asking council to conduct a final public hearing solicit public testimony on our '2023/24 capital improvement plan as we presented on May 16th.

[Time: 02:46:14]

Mayor Ortega: Thank you. At this point, we would open for public comment open this item and item number 24, final public hearing on fiscal '23/24 budget. I have one person, James Rubatt wanting to address us. Please state your address. You have three minutes. Thank you.

James Rubatt: James Rubatt, 9740 East Windrose. Boy, a lot of my thunder was taken in last several people who spoke on the budget and taxes, et cetera. So -- but I want to say I have been a Scottsdale homeowner for 34 years. I was appalled by the \$2.53 billion budget but as she just explained, it's really not going to spend that much because that would have been 44% more than was actually spent last year, now there are some things like the general fund, which was supposed to increase by 75% to \$250 million, and also I don't know on the bonds, the money that had gone up on some of the anticipated bonds that you were going to use special projects for I don't know, but there are some I ridiculous ones in my estimation like \$40 million for the sports field on the north side.

And I believe it was 8.7 million for the railroad park museum and \$3.5 million for 31 tennis courts when they only cost \$50,000 to \$60,000 each to resurface. Anyways, as your handout illustrates we are costing anywhere from a couple times to up to 10 times more per resident than other municipalities. Now, the big thing is the average salary in Scottsdale municipal city is \$90,000, when you add the benefits, retirement, health, et cetera, it's \$130,000. And able the figure is about \$23,000 per year average that goes to retirement. These people will be pretty rich when they do retire. And the big thing that came up before and I mentioned last year about police. We have 15 to 20% more police per resident than other municipalities. We could cut and loan some to Phoenix who is hurting and as far as I researched, we pay about 20% more on average on our police. Likewise, I suggested that we do recycling every other week and bulk every other month. That would save money and energy.

Maybe some people would be laid off, but unfortunately our federal government laid off many with the keystone pipeline. Likewise water, you want to save? There are some ways where you could save more in water and sewage. The whole key being there are ways to save. I wish you would look into some of the suggestions I have made and I thank you for the time.

Mayor Ortega: Thank you. With that, I see no other requests to speak. Therefore, I will close public -- the public hearing on the budget. Moving on, Councilwoman Whitehead.

Councilwoman Whitehead: Thank you. I do appreciate the remarks, but I am making a motion to after a long year of working on this, to adopt the final fiscal year 2023/24 budget.

Councilwoman Caputi: Second.

Mayor Ortega: Excuse me, did I miss something, counselor, city attorney?

City Attorney Scott: Thank you, Mayor. It is so confusing every year. We have the hearing first. And then at the end of this regular meeting, we will convene a special meeting because state law requires a special meeting when you actually adopt the budget. And you will make that motion during a separate meeting.

Councilwoman Whitehead: That's fine. Let's move on then. Thanks.

City Attorney Scott: My apologies.

Mayor Ortega: Well, thank you very much. We have concluded the public hearing on the topic, item number 24.

ITEM 25 – THOMAS ROAD: 56TH STREET TO 73RD STREET IMPROVEMENT PROJECT REAL PROPERTY ACQUISITION

[Time: 02:50:56]

Mayor Ortega: We will now move on to item number 25. Thomas Road 56th Street to 73rd Street, street improvement project real property acquisition. Our city engineer Alison Tymkiw and Mark Melnychenko, head the transportation and streets. By popular demand, we will have a -- excuse me? Well, we will continue straight away went we have quite a few people waiting. I wanted us just to do a stretch, right? Okay? We're going to take a 7 minute break. Let's take a little stretch and then we'll begin fresh. Just a short recess.

[Break]

Mayor Ortega: We're resuming. Welcome again. We are back to our City Council regular meeting, of June 13th, 2023.

We have item number 25, which is the Thomas Road 56th Street to 73rd Street street improvement project real property acquisition. City Engineer Alison Tymkiw and Mark Melnychenko, Transportation and Streets Director. Please proceed.

Alison Tymkiw: Thank you, Mayor and members of Council, Alison Tymkiw. The item you have

before you, the Thomas Road, 56th Street to 73rd Street improvement property real property acquisition. This is for the temporary construction easements for Thomas Road 56th to 73rd Street, including the use of eminent domain if necessary. Can you cue up the other presentation, please? Thank you. Okay.

[Time: 02:54:28]

So new land rights are needed for Thomas Road. We need easements for upgrading ramps for ADA compliance and new traffic signal poles and easements for two new streetlights. Additionally, a few temporary construction easements will also be acquired, which are temporary land leases that gives the contractor room to do the work. These rights are needed whether we do the lane reduction or not. Based on our current design plans, approximately 1200 square feet of sidewalk easement and 50 square feet of traffic signal easement and 4,160 square feet of temporary construction easement is needed from nine property owners along the corridor.

The segment of Thomas Road will require resurfacing if we don't do the lane reduction project and with resurfacing, we also need to go in and make all the ADA improvements when we do the resurfacing so that land acquisition is required regardless. So I'm just going to go through the corridor and show you each section where we will be needing to acquire land rights. This at the northwest corner of Thomas Road and 60th Street. You can see the area that's highlighted in red. These easement of 75 for new ADA ramp and new traffic signal pole. This is Thomas Road 61st place on the south side. We need 200 square feet of easement for two new ADA ramps, land rights for existing traffic signal poles and some temporary construction easement. This is Thomas Road on the west side of 68th -- west of 68th Street on the south side. We need easement 50 square feet for two new streetlights. This is in conjunction with the undergrounding of the existing SRP overhead electric and because our streetlights are currently on those poles, we would need to install two new streetlights there.

Mayor Ortega: Excuse me. On that picture, the shadows are the existing poles right now?

Alison Tymkiw: That's correct, yes.

Mayor Ortega: So they are the same location, but those are exceedingly close. I saw one just six inches away from the curb in one case. Anyway –

Alison Tymkiw: Yeah, I do believe that they're really close and they are actually blocking the sidewalk in some areas, making it difficult to pass. So would we make it ADA accessible.

Mayor Ortega: I just thought I would mention that we can see the shadows of the existing.

Alison Tymkiw: That's correct. This is Thomas Road, East of 68th Street on the north side. That's temporary construction easement there, and that's just basically room for the contractor to do

the work to the sidewalk improvements that would be required. Thomas Road and 68th Street on the south side, this is two new ADA ramps and ADA compliance at existing driveways and temporary construction easement as well. This is Thomas Road and 68th Street on the south side. Easement of 200 square feet, two new ADA ramps, land rights for traffic signal poles and temporary construction easement. This is Thomas Road and 70th Street on the south side, 22 square feet of easement for ADA compliant sidewalk and existing traffic signal pole as well as 58 square feet of temporary construction easement.

And then this is -- this is the largest temporary construction easement that we would be acquiring, and this is for the bus stop that's at Thomas Road east of Scottsdale Road on the north side. So we do have some safety concerns with this us about stop because it's not close enough to the intersection and we do have a lot of pedestrians crossing midblock, which we know is not safe. So we would like to move that closer to the intersection so people use the crosswalk to access the bus bay. And that concludes the presentation for the acquisition of land rights for the Thomas Road project.

[Time: 02:58:54]

Mayor Ortega: Thank you. At this point, we have many speakers, people wishing to speak. Okay. Councilmember Durham and then I can go into public comment.

Councilmember Durham: We can go to the public comment first.

Mayor Ortega: Okay. Accordingly, we will go to the speakers who requested and registered with our clerk. Please name your place address, Tema Moss and Peter Lenten and Marilyn Atkinson. So if we could start off with Tema Moss and then Peter Lenten. State your name and your place of residence and thank you for being here.

Tema Moss: Hi, my name is Tema Moss. My address is 19700 North 76th Street. I live in North Scottsdale. Between the years of 2020 and 2022, I lived in the Arcadia area of Phoenix at 47th Street and Thomas Road. Keep in mind that this was during COVID, when traffic was a lot lighter than usual. So during the time I lived in Arcadia, I would drive down Thomas Road several times a week to access the 101.

[Time: 03:00:28]

Thomas is a very busy road and it is a major route to get on and off the 101. An alternative is to take Indian School which has even heavier traffic you cannot remove lanes from Thomas Road without disrupting the lives of people who use it to commute to other parts of the valley. Or impacting the businesses who rely on customers to good et cetera to their location. It is also unreasonable to assume that someone who lives in Arcadia, but works in North Scottsdale could ride their bike or take public transportation to get to work every day. I can all for making Scottsdale a more walkable and bike-friendly city. I lived in downtown Chicago for over 15 years.

So I'm very familiar with walking to the grocery store and taking public transportation I would love for Scottsdale residents to have that option, however, there are other ways to accomplish this without obstructing access to a major freeway. And with that, I encourage you to vote no on the Thomas Road project.

Mayor Ortega: Okay. Thank you very much. And I do want to point out that the agenda item -- the agenda item is for the acquisition as stated for light poles and ADA access. That will be the question tonight. It's not about getting to North Scottsdale or any restriping.

The agenda -- please focus on that only and I'm saying that because when we yield to your comment, you must stay on point and not get into the other subject of whatever purpose, realignment of lines may be. So I'm going to ask you to do that again confine only to these intersections. We feel that there's some safety issues and it's already been reported how had the issue that's on the agenda. I also ask -- and my peers know that we are only confined to the issue that's on the agenda. The issue that's on the agenda is and has to do with being able to install lights -- streetlights safely in safe locations and also to acquire a temporary -- a temporary use of property we don't own, okay? It's owned by the adjacent property owner.

And after we use or install what we have to do then we have to restore that property which we have temporary easement for. We pay for that and that's what's -- that's the topic of today. Our peers are not here to discuss future transport or how someone will bike across town or not. We are limited to as I said getting the land we need for the bus stop to work safely, as well as the other items on the agenda. There will be another day to discuss whatever other improvements you may feel you would like to speak to. But we are holding to that rule as well, because we have to comply with our own -- I hope you will focus on the questions that are here.

We will now go to Peter Lenten and then Marilyn Atkinson. I do not see Peter Lenten. Marilyn Atkinson, please come forward. After Marilyn, we have Jacqueline Quinn and then maybe Linda Skorzo. She declined. Focus on the subject that we are dealing with tonight.

Marilyn Atkinson: I'm here tonight -- good evening Mayor and council. -- I'm going to change my remarks a little bit. One. Things that I'm going to say which is probably maybe considered inappropriate, but I noticed that there has been a push to change the term diet roads. The idea is that you make it a name that nobody knows what it means.

Mayor Ortega: Marilyn, I'm just going to say that this subject is --

Marilyn Atkinson: And I'm going to finish.

Mayor Ortega: Is not necessarily what we're doing. Excuse us. Excuse us, please. I will repeat -- I will repeat the -- because some people may have arrived late. Excuse me, sir. No. I'm asking for that because I don't want a -- excuse me, sir. That's enough.

Marilyn Atkinson: Thank you.

Mayor Ortega: Marilyn, you know what I mean. We have an agenzized item and I will -- excuse me. Sir, you don't have -- you are on the list to speak, and you can speak when you are called upon. Next, we will have Jacqueline Quinn. Linda Scorzo, Jan Dubauskas. Jacqueline Quinn, if you could focus on the subject. Thank you.

[Time: 03:06:35]

Jan Dubauskas: Hi, Mr. Mayor, Vice Mayor and the Councilmembers my name is Jan Dubauskas, I live in DC Ranch. I'm here to talk about the project today. One the concerns that we have is there's been a lot of upheaval around these roads and around these projects and then there's concerns from the citizens about eminent domain and there's a lot of consternation and one the things that's great about Scottsdale is we have a beautiful city, with a number of citizens who are engaged and involved and it's wonderful to hear feedback from those folks. And I think what we're hearing today and other days is that there's just a lot of uncertainty right now and eminent domain that causes more uncertainty with people. What will happen with their property? And how is that going to affect them short term and long term. You know, one of the things that we heard at the last work study was that our data is a little bit out of touch because it's older.

And one of the things that Councilwoman Janik asked, could we get newer data? And the answer was yes, the new data is coming. It will be here in a few months. It's actually not one, two, three years away. So one of the things that I would suggest that I would think would be helpful is maybe we should consider these projects when that new data is available since we have this angst about eminent domain, and this is a road diet. I would ask the council to consider this when there's fresher data. Thank you.

Mayor Ortega: Thank you. And next we have Marcus Tork and Paul Rowe. While we are waiting here, we will continue with the public comment and please know that the staff has prepared and the agenda items are listed when we are purchasing land by an agreeable teller, okay? And purchasing the temporary right or easement to cross over and install that sidewalk or that streetlight, that is an engineering operation. So we are not discussing the general topic of taking or otherwise. We are looking at property in the public walkways that the city feels need to be improved. And these have gone through the transportation commission at these sites. Accordingly, let's go on to Marcus Tork and Paul Rowe. Okay. I'm going to continue with the public comment before I get to our own, if that's okay.

[Time: 03:09:36]

Councilmember Graham: I just had a quick question, if I may ask. I think some of the residents feel like this is -- this kind of relates to the road diet project and we're saying no you can't talk

about that and it feels a little bit -- they feel a little bit, I don't know, displeased with that. And so my question -- here's my question, right after this section, if that's the rules, right after this section there's a public comment section.

Mayor Ortega: Yes, they can come up then. Absolutely.

Councilmember Graham: So if you want to talk about road diets, you can tell the city clerk and he will let you speak on that.

Mayor Ortega: There are five spots remaining on the second public comment and people are welcome to do that. I would display the rule if you would like, but I see our clerk stepped away. And the rule is that the presiding yields the floor to either the public or to one another and we must stick to the subject and the subject is as posted. Not beyond that. And that peace why it will make it smooth and there will be an opportunity for five to speak on that subject. Any -- the next ones that are listed -- excuse me, is that adequate for you to see that?

Councilmember Graham: It just feels like we're being a little strict with that rule about what people can and can't talk about.

Mayor Ortega: I will show you the rule, it's 10.6. And 10.6 -- in fact, here. Upon recognition by the presiding -- and this would have been up there. The official shall confine his or her remarks and questions to the issue under debate as agendized. And I'm saying that because that's how we'll flow with the information and you just mentioned that certainly this' the opportunity at public comment because the term and this other discussion is --

Councilmember Graham: The city engineer just mentioned lane reduction.

Mayor Ortega: Well, she said it was irrelevant to it. That's what she said. She said either way, the acquisition and what's on the agenda pertains to the purchase of property and the easement for these. Whether or not anything is funded later or not. So that was a pretty clear indication not opening it up.

Councilmember Graham: Well, I will conclude my point of order question. I would just say that if it's gray or on the line, we should err on the side of letting more people speak than fewer and that would be my preference.

Mayor Ortega: I thank you and I already called some names that apparently have left before. So we do have five openings for that discussion. And you can do so and thank you for bringing that up.

Councilwoman Janik: I would like to make a comment. This is first time you have enforced that rule. All of us have spoken off topic and it was never stopped. Why is tonight the night? No. No, I'm tired of this nonsense. It is not okay!

[Time: 03:13:00]

Mayor Ortega: Thank you.

Councilwoman Janik: We know if we pass A., then it will be B. and you have never enforced this rule before.

Mayor Ortega: Excuse me and the rest of that sentence is thou shalt not refrain from personal attacks and in decorous language. Just a second. Just a second. We had a complete work study. We have two and a half hours on that subject.

Councilwoman Janik: I know.

Mayor Ortega: And that's a good thing. And we can have continuation -- this subject will come up again and on its own day, but to get into that when the engineers have prepared something for our use, and we're going to be making decisions regarding what the topic as posted. So I just -- unfortunately I hear a lot of anger.

Councilwoman Janik: There is anger and I wish you would be consistent.

Mayor Ortega: There will be five other individuals and right now I see by the way on the list of previous -- I have Tom Frankel, Mike Peterson, Merissa Hamilton, Bob Pejman -- we still have five people left on this subject, if you would like. And there's an opportunity that is a correct opportunity actually as Councilmember Graham pointed that out. So it's a good thing. We heard some of this at the beginning of the meeting Ms. Janik. Okay. Next. We will continue with those on the list and if you wish to speak to the agenda item, you can. If not, please list your name or we can defer to the next items on the agenda. Okay? Thank you. The next person I called Paul Rowe and Marcus Tork. I did not see anyone come forward, but --

Councilmember Graham: Paul is right there.

Mayor Ortega: And Paul Rowe, you spoke on the budget, I think before. Thank you. I'm trying to keep track of everything and I'm trying to keep order for the smooth flow of this meeting. Thank you so much, sir, for your patience.

Paul Rowe: Back by popular demand, my name is still Paul Rowe and I still live in Villa Monterey. In light of the recent colloquy between you and Councilman Graham, I would like to, if possible, defer and make my comments after this specific issue addressed. I find it rather disingenuous that this was made clear at this time. I feel like the rug has been pulled out from under us. I will refrain and make my comments shortly.

[Time: 03:16:02]

Mayor Ortega: Thank you. We do have rules. I will ask the clerk to put them up. You can leave them up. It's just a matter of order that I'm trying to maintain. So at this point, I see Ms. Janik, did you want to take the button off. Okay, we will continue with public comment. Excuse me. At this point, we have an option to hear from Ms. Merissa Hamilton, or if you want to wait until public comment. And then Mike Peterson and Tom Frankel.

Merissa Hamilton: My name is Merissa Hamilton. Mayor, members, I find the display here tonight very concerning. You all sit there governing with the consent of the governed. This meeting doesn't belong to you. This meeting belongs to we the people. And in reference to that item, I think I mentioned before that I worked at the Phoenix City Council and I'm very familiar with the games we are seeing in front of us. Essentially this meeting has just become an act of ceremony. I heard many times MAG this, MAG that. It sounds like subservient to this entity that the people here didn't elect. The time here, the time of public comment is actually for the people and by the people.

Mayor Ortega: Well, thank you. And I appreciate if you wish to speak to the agenda item.

Merissa Hamilton: I am speaking to the item, sir.

Mayor Ortega: I'm listening to that portion of it.

Merissa Hamilton: I am speaking to the item and you are taking my time. The issue here at hand is about eminent domain and the people here are using their speech to protect the property rights of the citizens here. And so you also -- and we just found out that your data is out of date. You already disturbed and disrespected your fellow councilmembers. I think you need to take the time to cool off and get the proper data in front of you and let the citizens be fully informed. Just table it and have a comprehensive look at the agenda item so that you have full transparency as to what voters in front of you can actually understand what you are voting on. Creating this, like, ceremony, this like, song and dance, this let them eat cake speeches one after another is really just unnecessary and it's disrespectful to your constituents and I want to remind you who gave you consent to govern.

Mayor Ortega: Thank you. We will continue, again some people arrived late. We don't need -- we're trying to keep the flow of the meeting and stick to the agenda item. If I have to say it again, we will, because that's how I'm focused. That's how we prepare. Next, we have Mike Peterson and Tom Frankel. Thank you.

[Time: 03:19:22]

Mike Peterson: May I begin?

Mayor Ortega: Yes, please do.

Mike Peterson: Once again, ladies and gentlemen of Scottsdale City Council, I have a couple of simple questions. On item 25, you are using eminent domain for what reason? What is eminent domain exactly? It's theft. That's all eminent domain is. The needs of the many outweigh the needs of the few and so let's just steal from the few, steal from the business owners. That's exactly what eminent domain is.

My second question is as of this morning at 9 a.m., the comment cards from the April 17th meeting were not included in the council report. Why weren't any of these -- that's censorship! That's censorship of everybody who does not agree with your 'em eminent domain push.

And who is really responsible for suppressing public comment on this and then we go back to a statement that one of you City Councilmembers said earlier today, I keep hearing road diets and public comments but all we're doing is making our roads bigger and better. Well, here's a question, how are you making it bigger and better if you are taking a lane out. You are taking a sidewalk out. And you are stealing somebody's business? Honestly, that's all I got to say.

Mayor Ortega: Again, if someone wants to be -- discuss things outside, they may. Tom Frankel. Okay. Now, did I miss -- excuse me? Chris Rodriguez and Bob Pejman.

Chris Rodriguez: All right. Hello, my name is Chris Rodriguez. Thank you. So for the opportunity to be here today. I'm the president and CEO of Ability 360. We're a nonprofit that operates in the greater Phoenix area, including Scottsdale and we provide -- we have been providing for over 40 years wide array of different supports and services for people with disabilities is so that they can exercise maximum independence in the community as opposed to having to be regulated to living in more congregate-type settings like nursing homes and assisted living homes and places like that.

I want to speak here today because I do want to encourage Scottsdale, which is such an incredible place of inclusion, such as a special place to live, to reevaluate with the Americans with Disabilities Act bipartisanly in 33 years ago. This would increase access for the millions of people across the country and the thousands of people that live here in Scottsdale that require these accommodations and that is something that is certainly the right thing to do, but also it's in compliance with the law. I would certainly support those things. So with that, I just want to encourage, again, if this is the measure that would allow the city of Scottsdale to be a more inclusive place for people who have visual impairments, for people who use walkers, for people who are in wheelchairs then Ability 360 and myself as a citizen of Scottsdale do support. That I encourage you all to support it as well.

Mayor Ortega: Thank you. Next we have Mr. Bob Pejman and I think that was the last person on this item, but go ahead.

[Time: 03:23:08]

Bob Pejman: Mayor Ortega, with all due respect, you cannot separate road diet from this project and don't shut me up, okay, because I'm going to tell you why. Let's show that on the projector, please. If you know, this is the city's own comment card. From the April 17th, design center open house which many of you were at. You know what it says here. Thomas Road complete street project. Everybody in the industry knows complete street means road diet. It's here. It's right on here.

Secondly, if we go to your -- the agenda item for this agenda and not some other foreign agenda you are accusing us to be talking about. Page 56. You are eliminating the core lane and eliminating a lane, that's a road diet. You are silencing people from speaking against it. One more page, page 57. Again, same thing. These are pages on your agenda that you are voting on and furthermore, staff censored 34 comment cards out of the, guess what, Thomas Road open house. Not some other open house, this. This is getting to be really, really bad and I hope you guys can get your acts together.

Mayor Ortega: Thank you, sir. Next, any other person wishes to speak to the agenda item on acquisition? Any comment from my -- Councilwoman Whitehead.

Councilwoman Whitehead: This is a tough meeting. There's a lot of misinformation out there. A road diet is not on tonight's agenda and there is misinformation in the -- I see you. That's nice this is about repaving a road and there were mistakes -- I mean by presenting it as a single project got a lot of people riled up, and I agree what Ms. Dubauskas said. We get data every two years.

[Time: 03:25:44]

Do you know what would happen if we did it every year, it would cost you money. We just heard that people don't want to pay more taxes. We schedule our traffic counts every two years. No decision is going to be made on how many lanes we restripe after we repave the road. There's no decision tonight on that and it's not going to be an easy decision because when we make decisions, there's -- so maybe there's 100 of you here or who wrote us letters. There's 240,000 people that live in the city.

We need to make that decision based on data and it will be updated data. We need to make that decision based on a lot of community input with special emphasis on the people that live in the corridor. And we need to make that decision based on people with special needs. And actually tonight, that's what we are here to discuss. So a yes vote does not change the width of the road. It does not change the number of lanes. And it doesn't come close because this City Council does really take public input incredibly seriously. I held a work study session specifically to ask that roads be removed from road diets and I could not get support from my colleagues. So I'm the only one who got up here and asked to have some of these roads proposed for road

diets removed. So it will go back to the transportation commission but my point is tonight -- and I know it's not what people came here to hear but tonight is about acquisition, which is not theft.

We have to pay for the property. To enable lights changes and enable, better, safer access as required by law for people with disabilities. So a yes vote today makes our streets safer for people with disabilities and changes our lights and the other items that were up. It does not change the lanes. And it allows us to pave the road. For anybody who lives there, you know the road needs to be paved. We cannot as a city pave the road unless we are ADA compliant. A yes vote allows us to be ADA compliant and allows us to pave the road. Now, I a no vote prevents the city from paving the road and being accessible -- or compliant for ADA. Neither yes or no changes the number of lanes in the road. It just doesn't. That's not what you want to hear. I know there's a lot of misinformation out there, but this rowdy meeting tonight, just hang on. We're going to have this rowdy meeting, but we have to repave the road we have to get it scheduled to repave the road and then we will discuss what do we want it to look like afterwards.

And that's what we're here to discuss tonight. So thank you. And I'm going to support -- I always support making our roads safer and I have no opinion whatsoever on whether this five lane road should be four lanes. I only know that it needs to be repaved and I only know that I want to be ADA compliant and I want to make our sidewalks safer for everybody. Thank you.

Mayor Ortega: Okay, Councilmember Durham, Councilmember Graham, Councilmember Janik.

[Time: 03:29:31]

Councilmember Durham: Thank you, Mayor. I agree with everything Councilwoman Whitehead just said. Restriping the roads is not on the agenda tonight, no way. It's just not on the agenda. We may vote on it sometime in the future, but that night is not tonight. And most of the emails we get concerning the restriping say take this money and fix the roads. Well, that's what we're doing tonight. We are voting to improve this road and that includes repaving it, fixing it up, ADA compliance. So we're doing exactly what everyone has been asking us to do in emails, which is fix the road, improve the road, and that's what's going on tonight. And it's kind of remarkable that people oppose us doing anything to fix the roads after we've gotten so many emails asking us to fix the roads. So that's right. This has nothing to do with the restriping. It's for -- it's simply for researching the property. And on that score, I wanted to ask a question of Alison, if I could.

Mayor Ortega: Please keep quiet. Are you done?

Councilmember Durham: Alison is coming up and I have a quick question. Why are we buying or acquiring easements for existing light poles. We are getting easements for poles that are already there. I'm just not sure why we are acquiring property for poles that are already there.

Alison Tymkiw: Okay. Councilmember Durham.

Councilmember Durham: That's one right there. It says land rights for existing -- the one you were just on.

Alison Tymkiw: Okay. Correct. So in some of these situations, when we modify the sidewalk and the sidewalk ramp to become ADA compliant, we have to move the existing traffic pole to do that. We do have a couple of situations where existing traffic signal pole is actually outside of our right-of-way. So we would be correcting that as well at the same time.

Councilmember Durham: All right. Thank you.

Mayor Ortega: And Councilmember Graham, I want to say all the exhibits are here. It shows where the property line is in many cases these corner properties are rectangular. In order to get the -- we are buying that triangle to they can put an ADA-compliant ramp and a new light pole there. So those lots are square and we need to get these little remnants. They are all in the packet.

You can see each case what is purchased so we can take care of these municipal lights and ADA compliance. Councilmember Graham and Councilmember Caputi.

[Time: 03:32:56]

Councilmember Graham: Thank you, Mayor. I have been on commissions and boards and now council for 11 years. I have never seen a topic outrage people that I can think of more than this, and, you know, this is a component of the lane reduction project on Thomas. Whether we want to wall it off and we don't want you to talk about it or not. I don't know why we are afraid to hear from residents on it. Let them go up, even if they are slightly off topic. Hear them out and then move on. Once again, I don't think we should devalue anyone's opinion based on their ZIP code. I think cutting residents off when they have taken time out of their day to talk to us and we should hear from them. We should give them a full hearing. Hear them out.

One comment I want to mention about the Thomas complete streets project is about public safety and I was doing some research here and it's interesting because we have a natural experiment of the Thomas Road traffic data, because east of Scottsdale Road is two lanes, four lanes ex-way. And west of Scottsdale Road is the five lanes that we will make four lanes. And if you go look at the city's own traffic collision rates, the traffic data, the live lanes to the west have substantially lower collision rates than the four lanes to the east. Brought by a measure of 2.8 to 1.6. We have a natural experiment in our own city. We can see which is safer. You can argue this or that. There's variables at play, but we can look from the city's own data from 56th to Scottsdale, the five lanes there are substantially safer. Thank you, Mayor.

Mayor Ortega: Thank you Councilmember Caputi, and Littlefield.

Councilwoman Caputi: So we judge each project based on its own merit when we sit up here and we are going to have a hearing on the Thomas Road complete streets I don't actually have a problem if we would have heard from folks tonight. We are not voting on that. I absolutely have an opinion on the Thomas Road complete street but it's not appropriate to what we are doing tonight because we haven't heard a presentation. We don't have the information in front of us and that's not what we are being asked to vote on. So again, I don't think anyone up here is trying to necessarily quell the public opinion. We, of course, went what to hear you. We read all the comments on our emails. We have public outreach meetings. We are certainly going to have multiple hours long meeting on whether or not we do a -- a complete street on Thomas Road and I'm sure there will be lots of opinions and conversations and we will make a vote and that is a separate issue.

I think it just can't be emphasized enough that if we don't go ahead and acquire what we need to tonight we can't we pave the street. Staff has explained this to me many times. So if we vote no, we can't make these streets ADA compliant which I'm pretty sure that we have to do legally and we can't repave. That's what we are voting on. I mean, we can certainly hear hour's worth of conversation on the complete street, but that's not what we are voting on. It puts us in a really weird situation. Again, we're trying to focus on what is in front of us tonight and this is what we are agendized to speak on. Just one quick question in terms of data, absolutely, we want to use the most current data on every decision we make. For the traffic, we gather the decision for decades. We didn't make a decision as important as our streets based on something that might have happened, you know that moment. We're making decisions based on decades of data and also looking forward into the future and trying to figure out what that all looks like. Agree, we always need to keep our data current, but it's not made at a point in time. It's a continuum and massive collection of data that goes into that.

So, again, I'm trying very hard to hear everybody, and what has to focus on tonight. If we allow the pressure to force us to vote no, it's not that's not what we are voting on. We need to fix this street. We will absolutely have a conversation about whatever has to happen later, later. Thank you.

[Time: 03:37:58]

Mayor Ortega: Thank you, Councilwoman Janik, Vice Mayor Littlefield.

Councilwoman Janik: Contrary to what some of my fellow councilmembers have said, I believe everything was accurate that was in the packet. It was not a mistake because we all know that what is tied to this project is the narrowing of Thomas Road. I have received emails that the narrowing of Thomas Road had been approved years ago. And this is the only stopgap measure we have to bring it to a vote of the citizens which is where it belongs.

Mayor Ortega: Sorry, are you done? Councilwoman Whitehead? Oh, sorry. Vice Mayor and then Councilwoman Whitehead. Please go ahead.

Vice Mayor Littlefield: Well, I'm very sorry this is happening tonight. I also misunderstood what was going to be talked about and I spent three days writing a speech. I think it's pretty good, but I will save it for next time.

[Laughter]

I do think that this is an error. This is what was put out. We see the date for tonight's agenda item and on part of this, as I went through it, it's the narrowing of the streets right there. So, yeah, it is all part of one and the same parcel. But if we're only going to be talking about a certain piece of it, I will read that piece from my speech and we'll make it happen that way. But it has to come back to us. The problem with doing it this way is when you pull it into pieces and bits like this, and each little bit gets approved, then at the end, it's so much easier to just approve one more little bit. And it just kind of seeps that way. So I think that's what's going on here. I think staff knew that the citizens didn't want this, and this is the way they want to try and make it happen. So don't forget it. Come back. Thank you.

Mayor Ortega: Next, Councilwoman Whitehead.

[Time: 03:40:11]

Councilwoman Whitehead: Yeah, again, I wanted to point out to Councilwoman Janik, the entire project was on -- or the reclassification was on the 2016 transportation action plan and the only person on the council at that time was Councilwoman Littlefield and she approved it at that time. But I want to double check for the sake of everybody here, this cannot -- the lane configuration cannot be changed tonight, and it can not be -- or it can not be changed without another vote. So this is not some way to bypass our residents. And, again, as I pointed out many times is there anybody on staff that wants to confirm that this will be coming back for a vote if the transportation staff wants to recommend a change in configuration, then it will come back to Council and I think it goes through the transportation commission too. So this is not a done deal.

Alison Tymkiw: Yes, Councilwoman Whitehead, we would have to come back to council for basically the award of a construction project that would be doing that. Additionally, this is the typical process when we are acquiring right-of-way on projects, it is almost always a separate council action. It's not something that we're doing in a special situation here. This is the way we almost always do it, unless we have a contract that's going for award at the same time. But if you look back, we have many, many, right-of-way acquisitions that just come on their own as an item for you to vote on.

Councilwoman Whitehead: Okay. Thank you, Alison. The reason we do things in pieces like this is to project your tints. Because if we vote on a project one time and things change, then this' not as much transparency. So I won't convince this crowd but that's why we do it. So tonight's

vote simply allows us to pave the road and make the sidewalks ADA compliant.

I will make a motion to adopt resolutions number 12791 Thomas Road 56th Street to 73rd Street improvement project real property acquisition and you have my commitment and from our city engineer, we will be back if there's any effort to change the configuration of the lanes and the road will not narrow by the way. Thank you.

Councilmember Durham: Second.

Mayor Ortega: We have a motion and a second. Did you want to speak to your second?

[Time: 03:42:52]

Councilmember Durham: I just wanted to say one more thing on this. We are not bound by pictures in a pamphlet. We are bound by what's on the agenda. We are voting on items on the agenda and there's nothing in the items on the agenda that says anything about complete streets or road diets or whatever. So there's simply nothing in the agenda that we are voting on. And as Alison just explained if we decide to vote on that in the future, it will come back and it will be clear in the agenda what we are voting on. And we're not voting on that tonight. We're not voting on pictures. We are voting on words and resolutions in the agendas which have nothing to do with complete streets.

Mayor Ortega: Okay, I will just conclude with this comment. Once a deficiency is noted by the responsible part. We have 1100 miles of roadway, that the city is liable for, that would have to have correct lighting and access and so forth and you know we get sued left and right. So once we identify it, once the engineering identifies it. You don't just say now we are going to ignore that particular issue. That's why as a pragmatic response this has to be done and there's no -- there are other areas on Thomas Road that do not have an acquisition where some improvements will be made. A new streetlight, new signals, but fortunately, we have enough right-of-way to do it that we own. So it would be sort of negligent not to, once we identify a particular location, to not do it. And that's why it's so important that this is the correct process and there's no subterfuge about not having an ADA compliant or somebody getting on a bus too far into the intersection that we have identified is.

So I will support the motion. Let's please record your vote. Okay. What's happening this was occurring before. It's not -- oh. We will reboot. Let's see if it records. If not, we will have to do a roll call. It's showing up. And so we have Councilman Graham is no. Vice Mayor Littlefield no. Councilman Janik no. The motion carries 4-3. Thank you.

PUBLIC COMMENT

We will be moving on to public comment. And at this point I have noted that Mr. Roe, let's see -- I was trying to carry my own list. Paul Roe, would you like to please speak and we have

Mike Peterson and Yvonne Cahill. I think you had asked for some time, hadn't you? So please start. Lead off there. And so we have three speakers, public comment and you have three minutes and speak on any non-agendized item.

Paul Rowe: Maybe the third time is the charm. It's disingenuous not to believe that the changes put forth in issue 25 will not lead to further changes in this roadway in the future. Addressing the issue of ADA, sidewalks are in place to accommodate those people already. It's hard to believe that people requiring special access cannot be -- can not to believe that they can be accommodated by other means without violating ADA compliance requirements.

[Time: 03:47:34]

I will just add that personally, if the councilmembers are willing to sign a resolution now to commit to never vote to reduce the number of lanes on Thomas Road of traffic during their remaining tenure on the council, I'll be happy to change my position on this issue.

Mayor Ortega: Next we have Yvonne Cahill. Next, I'm trying to repeat, please keep silent and that will keep things moving along. Thank you. Yvonne Cahill and Mike Peterson.

Yvonne Cahill: Yes, I just wanted to give you a point of clarification on the earlier question you had on property tax waiver. So for income for a single person, you have to have no more than \$36,000 a year and for married, \$45,000 for a couple and that includes your Social Security. So that number is so low and hardly anybody qualifies for that. The second thing I wanted to point out is eminent domain is a very slippery slope. Tonight, I have heard about you increasing taxes. I have heard about you increasing the amount for water, I heard that you are going to go on to people's property that make -- you know that have plants that you consider invasive and to me that's trespassing. So I'm very concerned about the direction. Also, I would just like to say that this whole road diet is all here because you guys are getting money from the federal government and that's what this is all about. It's federal money and any time you take money from the federal government, it takes away the rights of the citizens. Thank you.

Mayor Ortega: Next we have Mike Peterson. Excuse me, Mike, did you speak the previous -- oh, never mind.

Mike Peterson: Hi, once again. I find it very, very interesting how the item that everybody was here for, you save the best for last. So it makes it a point to where all the other issues really, really I'm just reviewing your meeting.

[Time: 03:50:14]

I love how you save the best for last to make everybody engaged in the water issue, the invasive plant issue. I mean, the invasive species. We're protecting the environment, so you got an invasive shrub or a type of grass we don't like around here, we're going to go ahead and steal

your house too. I mean, that's obviously what you were saying with that act earlier. So you have public nuisances as a way to use eminent domain on people. Oh, so let's just steal that too. I mean, Scottsdale should be about making greatness, making something, build something, but, I mean, since clearly we're looking at a communism outbreak here, communism doesn't know how to make anything. It just knows how to take, take, take, take. And it would -- I mean it would be really nice if you guys tried to become artists. Build something. Write a speech. Build a garden. Actually, do something that involves making something. I don't know. Take a cooking class. Any of that would be better than you have something I want. Mine. Lattes.

Mayor Ortega: Okay. Thank you. That concludes public comment. And next, we will go to receipt of citizen petitions. I refer to the clerk if part of our charter allows for citizens to present a petition at the clerk's office, we have received none. So accordingly, that item, citizens petition is closed.

MAYOR AND COUNCIL ITEMS

Moving on to item number 27, boards and commissions. Task force nominations. These are the nominations only for various board openings. I will now turn the meeting over to Vice Mayor Littlefield for the boards, commissions and task force nominations.

ITEM 27 – BOARDS, COMMISSIONS, AND TASK FORCE NOMINATIONS

[Time: 03:52:18]

Vice Mayor Littlefield: Thank you, Mayor. This evening, the City Council will be nominating Scottsdale residents interested in serving on citizen advisory boards, commissions, and committees. The Scottsdale City Council is responsible for establishing city policies and enacting laws in support of those policies. The Council relies on volunteer, citizen-based boards and commissions to research issues and make recommendations in support of the Council's mission and goals. The information and recommendations provided by council-appointed advisory boards is a valuable tool in Helping Councilmembers in their Deliberations. Appointments for these positions will be made at a Special City Council Meeting on Tuesday, June 27, 2023. So let's get started.

Our first committee is the Citizens' Bond Oversight Committee. There's one opening. The Citizens' Bond Oversight Committee receives reports on the City's progress in implementing the Bond Program, reviews any proposed project changes to the program and provides comments to the City Council with respect to the bond program as the Committee deems appropriate. Michael Hinz resigned in February. There is one vacancy and nine applicants. And please excuse me if I mess up the names. The applicants are: Frank Bertone, Brian Coughlan, Joe DuBois, Austin Fairbanks, Rudy Fischer, Darryl Komesu, Robert Rogers, Robert Simmons, and Carl Stein.

[Time: 03:54:08]

We will begin nominations with Councilwoman Janik.

Councilwoman Janik: I nominate Joe DuBois.

Vice Mayor Littlefield: Councilwoman Caputi.

Councilwoman Caputi: Robert Rogers.

Councilmember Graham: Mr. Fairbanks.

Councilmember Durham: Brian Coughlan.

Councilwoman Whitehead: Rudy Fischer.

Mayor Ortega: Joe DuBois.

Vice Mayor Littlefield: Austin Fairbanks.

Rommel Cordova: I'm sorry, what was your vote, Mayor?

Mayor Ortega: DuBois.

Rommel Cordova: Got it. Thank you.

Vice Mayor Littlefield: Thank you. And it doesn't say to say anything at this point. So I will just move on. Okay.

Our next board is the Historic Preservation Commission, and there's one opening. The Historic Preservation Commission oversees the development and management of Scottsdale's Historic Preservation Program. There are special qualifications. As outlined in the Scottsdale City Code, each member shall have demonstrated special interest, knowledge, or experience in at least one of the following: Building construction, history, architectural history, real estate, historic preservation law or other historic preservation related field.

Jon Griffin resigned in February. There is one vacancy and two applicants. The applicants are Michael Bucek, Jay Panzer. We'll begin with Councilwoman Caputi.

Councilwoman Caputi: Michael Bucek.

Vice Mayor Littlefield: Barry Graham.

Councilmember Graham: Mr. Panzer.

Councilmember Durham: No additional.

Vice Mayor Littlefield: We're done. Both candidates have been nominated. Thank you.

[Time: 03:56:19]

Next is the Library Board. There is one opening. The Library Board advises the City Council on general policy relating to the programs, services and future development of the Scottsdale Public Libraries. Fred Klein resigned in April. There is one vacancy and 18 applicants. The applicants are Sue Bolduc, Nitin Chopra, Jan Dubauskas, Jennifer Fabiano, Eric Goeld, George Hartz, Paige Harvey, Bonnie Kabin, Khushbo Khalil, Marcy Kostewa, Adam Lyons, Don McCormick, Sean McCracken, Frannie Oberman, Amanda Shetler Whitmer, Denise Sidlo, Leslie Totten, and Christine Wilson. We'll begin with Councilman Graham.

Councilmember Graham: Ms. Dubauskas.

Councilmember Durham: Mr. Hartz.

Councilwoman Whitehead: Christine Wilson.

Mayor Ortega: Eric Goeld.

Councilwoman Janik: No additional.

Councilwoman Caputi: Leslie Totten.

Vice Mayor Littlefield: Okay. Our final board is Tourism Development Commission, and there's one opening for a Scottsdale hotelier representative. The Tourism Development Commission advises the City Council on matters concerning the expenditure of revenues from the Transaction Privilege Tax on transient lodging, bed tax, designated for tourism development. Special Qualifications: As specified in the Scottsdale City Code, the Tourism Development Commission shall consist of representatives of the tourism industry in Scottsdale, including a minimum of four Scottsdale hoteliers, one member of the Scottsdale Convention and Visitors Bureau, and a balance from elements of the tourism industry. Steve Jung resigned in April and represented a Scottsdale Hotelier. There is one Scottsdale Hotelier representative position vacancy and one applicant. The applicant is: Jesse Thompson. I will begin with Councilman Durham.

Councilmember Durham: Jesse Thompson.

Vice Mayor Littlefield: There no additional applicants. So our nominations are completed. This concludes our nomination process this evening. Individuals nominated will be contacted by city staff with additional information. I would like to take this opportunity to sincerely thank all who

applied to serve on a citizen advisory board or commission. Even if you were not nominated, your application will remain on file for one year for consideration at a future date if there are additional vacancies. Mayor, I turn meeting back over to you.

Mayor Ortega: Excellent. Thank you. We'll adjourn the regular portion of the City Council meeting. And now convene the special meeting.

SPECIAL ITEM 01 – FINAL ADOPTION OF FISCAL YEAR 2023/24 BUDGET ESTIMATES

[Time: 03:59:47]

I call to order the June 13th, 2023 City Council special meeting and note for the record that all councilmembers and charter officers are present. The topic is the final adoption of the fiscal 2023/24 budget estimates. The presenter is Sonia Andrews City Treasurer and are there any questions Councilwoman Whitehead.

Councilwoman Whitehead: I think we already had the presentation. So I motion to adopt ordinance number 4602 to adopt the final fiscal year 2023/24 budget estimates.

Councilwoman Caputi: Second.

Mayor Ortega: Second. Okay. Any discussion? Seeing none, please record your vote. Thank you. It's unanimous. At this point, I would request a motion and a second to adjourn.

Councilwoman Whitehead: So moved.

Councilwoman Janik: Second.

Mayor Ortega: Please vote. It will show up? Okay.

Councilmember Graham: We don't have any other business with the board centers.

Mayor Ortega: We are ending our official City Council business. So say aye to adjourn.

[Chorus of ayes]

Mayor Ortega: Okay. Now we are adjourned.

DC RANCH COMMUNITY FACILITIES DISTRICT BOARD OF DIRECTORS

[Time: 04:01:32]

At this point, we will begin a series of meetings regarding the -- these several community facility districts. That is the D.C. Community Facility District, McDowell Mountain Ranch Community

Facilities District, Scottsdale Mountain Community Facilities District, Via Linda Road Community Facilities District, Scottsdale Waterfront Commercial Community District Facilities District. If you are involved in those, please stay.

This, our official city business has concluded. At this point, I would call to order the DC Community Facilities District. For the record, all the district board members and executive officers are in attendance for these five community facility district meetings. First order is the approval of minutes. Do I have a motion to approve meeting minutes of Tuesday, June 7th, 2022.

Councilwoman Whitehead: So moved.

Mayor Ortega: And a second? I second it.

Councilwoman Janik: Second.

Mayor Ortega: Okay. Good. Moved and seconded. Please record your vote. Yes. Unanimous.

Next order of business is to adopt resolution number 59, which approves the district's proposed fiscal year 2023/24 budget and orders a public hearing. Are there any questions from the board before a request a motion? Okay. I would also note that there is no public comment for this item. Accordingly, I would move to adopt resolution number 59, which approves the district's proposed fiscal year 2023/24 budget, and orders a public hearing, which you just completed. Do I have a second?

Councilwoman Janik: Second.

Vice Mayor Littlefield: Second.

Mayor Ortega: Thank you. Please record your vote. Unanimous.

Next order of business, I would conduct a public hearing on the district's fiscal year 2023/24 budget. I'm opening that hearing at this time. Seeing none, I will close the public hearing, and I would move to adopt resolution number 60, which adopts the district's proposed fiscal year 2023/24 budget and orders the tax levy for the district.

Are there any questions on the board before I request a motion? Seeing none, I would -- while I made the motion. Do I have a second?

Councilwoman Whitehead: Second.

Mayor Ortega: Thank you. Please record your vote. Thank you. Unanimous. Therefore, I will adjourn the DC Ranch CFD Board and I request a motion to adjourn.

Councilwoman Janik: So moved.

Councilmember Graham: Second.

Mayor Ortega: Thank you, moved and seconded. And say aye to adjourn.

[Chorus of ayes]

MCDOWELL MOUNTAIN RANCH COMMUNITY FACILITIES DISTRICT BOARD OF DIRECTORS

[Time: 04:04:47]

Mayor Ortega: Thank you. Mayor Ortega: Next, we will convene the McDowell Mountain Ranch Community Facilities District. I will note that all the board members and executive officers are here. First order of business is approval of minutes. I make the motion to approve regular meeting minutes of Tuesday, June 7th, 2022.

Councilwoman Janik: Second.

Mayor Ortega: Motion and a second. Please record your vote. It froze a little bit, but we're getting it. Okay. In.

Councilmember Graham: We can't just do ayes and quicken it?

Mayor Ortega: Thank you. We're showing a recording because they are recording it. That's an aye. Thank you.

Next, we will adopt a resolution number 71, which approves -- which approves the district's proposed fiscal year 2023/24 budget and orders a public hearing. I open the public hearing and I close the public hearing. I don't see anyone wanting to speak. Are there any questions from the board before I request a motion?

Therefore, I move to adopt resolution number 71, which approves the district's proposed fiscal year 2023/24 budget, and orders a public hearing. Seeing none, I will close the public hearing. I made the motion. Do I have a second?

Councilwoman Janik: Second.

Mayor Ortega: Thank you. Please record your vote. Thank you.

Next order of business, conduct a public hearing on the district's fiscal year 2023/24 budget. I'm opening the hearing. And I request public comment. Seeing none, I therefore close the public hearing. I move to adopt resolution number 72, which adopts the district's proposed fiscal year

2023/24 budget. Any questions from the board before I request a motion? I move. Do I have a second?

Councilwoman Graham: Second.

Mayor Ortega: Thank you. Please record your vote. Thank you. Unanimous. I request a motion to adjourn the McDowell Mountain Ranch Community Facilities District meeting. So moved and seconded.

Councilwoman Janik: Second.

Mayor Ortega: Please record your vote. Thank you, unanimous.

SCOTTSDALE MOUNTAIN COMMUNITY FACILITIES DISTRICT BOARD OF DIRECTORS

[Time: 04:07:18]

Mayor Ortega: Next, I will convene the Scottsdale Mountain Community Facilities District. I will note that the executive board and the board members and the executive are present. And request that, we will then move to the minutes. I move to approve the minutes of the meeting of Tuesday, June 7th, 2022 do I have a second?

Councilmember Durham: Second.

Mayor Ortega: Thank you. I have a motion and a second. Please register your vote. Great.

Next order of business, adopt resolution number 74 which conveys all property owned by the district, and assigned all obligations of the district if any to the city, and dissolves the -- the Scottsdale Mountain Community Facilities District. Do I have any questions from the board members? Okay.

Before I request a motion, I move that we adopt resolution number 74, which conveys all the property owned by the district and assigns all obligations of the district to the city of Scottsdale.

Councilwoman Janik: Second.

Mayor Ortega: Thanks. Motion and a second. Please record your vote.

Councilmember Graham: Pardon me.

VIA LINDA ROAD COMMUNITY FACILITIES DISTRICT BOARD OF DIRECTORS

[Time: 04:08:41]

Mayor Ortega: Thank you. Next, we will convene the Via Linda Road Community Facilities District. I'm noting that the board members and the executive -- the executive officers are here. I would move to approve the meeting minutes of Tuesday, June 7th, 2022, thank you. Do I have a second in.

Councilwoman Janik: Second.

Mayor Ortega: We have a motion and a second to approve the minutes. Please record your vote. Next order of business, adopt a resolution number 55, which approves the district's proposed fiscal year 2023/24 budget, and orders a public hearing. So I am opening a public hearing and do I have any questions from the board? Okay.

Therefore, I will close that public hearing. And please record your vote.

Councilmember Graham: Motion. I move.

Mayor Ortega: Thank you.

Councilmember Durham: Second.

Mayor Ortega: And record your vote. Thank you.

Councilmember Graham: Sorry.

Mayor Ortega: Next order of business, conduct the public hearing on the district's fiscal 2023/24 budget. I open the public hearing. Seeing no comment, therefore, we will close the public comment on the district's fiscal year 2023/24 budget.

Next item is adopt the resolution number 56 which adopts the district's proposed fiscal 2023/24 budget. So I make that as a motion. Do I have a second?

Councilmember Durham: Second.

Mayor Ortega: Thank you. We have a motion and a second. Any other questions? Please record your vote.

Councilmember Graham: I have a question, point of order, we can't -- I'm seeing a lot of -- I'm not seeing very much controversy. We can't batch these votes?

Mayor Ortega: You know, in -- I don't believe there's --

Councilmember Graham: Or if I could --

Mayor Ortega: There's no headlines.

Councilmember Graham: Maybe the city attorney won't allow us to do that.

Mayor Ortega: At this point, I would ask to adjourn the Via Linda Road CFD board meeting. So I would request a motion to adjourn.

Councilwoman Janik: So moved.

Councilmember Graham: Second.

Mayor Ortega: Moved and second. Please record your vote. Unanimous. Thank you.

SCOTTSDALE WATERFRONT COMMERCIAL COMMUNITY FACILITIES DISTRICT BOARD OF DIRECTORS

[Time: 04:11:22]

Mayor Ortega: Next, we will convene the Scottsdale Waterfront Commercial Community Facilities District. I call it to order. Noting that the board members of the district are here, as well as the executive officers. I would -- I move to approve the meeting minutes of Tuesday, June 7th, 2022. Do we have a second?

Councilmember Durham: Second.

Mayor Ortega: Thank you. We have a motion and a second. Please record your vote. Unanimous. Thank you. Next order of business, adopt resolution number 42, which sales tax proves the district's proposed fiscal year 2023/24 budget and orders a public hearing. I'm calling to the public.

Seeing none, are there any questions from the board before I request a motion? So I request a motion no adopt resolution number 42, which approves the district's proposed fiscal year 2023/24 budget. Do I have a motion? I make that motion.

Councilwoman Janik: Second.

Mayor Ortega: Motion and a second. Please record your vote. Thank you. Unanimous. Item number 4, conduct a public hearing on the district's fiscal year 2023/24 budget. I'm opening a public hearing for that topic. Requesting public comment. Seeing none, therefore, we will close the public comment or public hearing on the district's fiscal budget.

[Time: 04:13:00]

Next point of business is adopt resolution number 43, which adopts the district's proposed fiscal year 2023/24 budget, and orders a tax levy for the district. Any questions from the board before

I request a motion?

Councilmember Graham: So moved.

Mayor Ortega: Thank you. We have a motion.

Councilwoman Janik: Second.

Councilmember Durham: Second.

Mayor Ortega: And a second from Ms. Janik to adopt resolution number 43 which adopts the districts proposed fiscal 2023/24 budget. Please register your vote. Thank you. At this point, I would move to adjourn the Scottsdale Waterfront Commercial CFD Board. Do I have a second?

Councilmember Graham: Second.

Councilwoman Janik: Second.

Mayor Ortega: Thank you. We have a motion and a second. Please record your vote. Thank you very much. See you next year.