

**SCOTTSDALE CITY COUNCIL
REGULAR MEETING MINUTES
TUESDAY, MAY 5, 2015**



**CITY HALL KIVA
3939 N. DRINKWATER BOULEVARD
SCOTTSDALE, AZ 85251**

CALL TO ORDER

Mayor W.J. "Jim" Lane called to order a Regular Meeting of the Scottsdale City Council at 5:07 P.M. on Tuesday, May 5, 2015, in the City Hall Kiva.

ROLL CALL

Present: Mayor W.J. "Jim" Lane
Vice Mayor Linda Milhaven
Councilmembers Suzanne Klapp, Virginia Korte, Kathleen S. Littlefield,
Guy Phillips, and David N. Smith

Also Present: City Manager Fritz Behring, City Attorney Bruce Washburn, City
Treasurer Jeff Nichols, and City Clerk Carolyn Jagger

PLEDGE OF ALLEGIANCE – Brownie Troop 81, Leader Elisa Donnadiu

INVOCATION – Reverend John Botic, First Baptist Church of Scottsdale

MAYOR'S REPORT

Mayor Lane introduced Dave Alford who spoke briefly on the success of this year's Parada del Sol parade and rodeo.

PRESENTATION/INFORMATION UPDATES

- **Update on Scottsdale Airport's Noise Program**
Presenter(s): Gary Mascaro, Aviation Director; Sarah Ferrara, Aviation Planning and Outreach Coordinator

Aviation Planning and Outreach Coordinator Sarah Ferrara gave a PowerPoint presentation (attached) on Scottsdale Airport's noise program.

Aviation Director Gary Mascaro gave a PowerPoint presentation (attached) on the Phoenix Sky Harbor International Airport flight path changes.

NOTE: MINUTES OF CITY COUNCIL MEETINGS AND WORK STUDY SESSIONS ARE PREPARED IN ACCORDANCE WITH THE PROVISIONS OF ARIZONA REVISED STATUTES. THESE MINUTES ARE INTENDED TO BE AN ACCURATE REFLECTION OF ACTION TAKEN AND DIRECTION GIVEN BY THE CITY COUNCIL AND ARE NOT VERBATIM TRANSCRIPTS. DIGITAL RECORDINGS AND CLOSED CAPTION TRANSCRIPTS OF SCOTTSDALE CITY COUNCIL MEETINGS ARE AVAILABLE ONLINE AND ARE ON FILE IN THE CITY CLERK'S OFFICE.

PUBLIC COMMENT

- Steve Kilar spoke in support of a non-discrimination ordinance.
- Sonnie Kirtley expressed concern about sexually explicit advertisements on passenger golf carts in Old Town.

MINUTES

Request: Approve the Regular Meeting Minutes of April 14, 2015.

Vice Mayor Milhaven made a motion to approve the Regular Meeting Minutes of April 14, 2015. Councilwoman Littlefield seconded the motion, which carried 7/0.

CONSENT AGENDA

- 1. BRKFST Liquor License (36-LL-2015)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a person transfer of a Series 6 (bar) State liquor license for an existing location with a new owner.
Location: 4363 N. 75th Street
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 2. Craft 64 Liquor License (37-LL-2015)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 6922 E. Main Street
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 3. Craft 64 Liquor License (38-LL-2015)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an acquisition of control change for an existing Series 7 (beer and wine bar) State liquor license.
Location: 6922 E. Main Street
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 4. City Office Complex Real Estate Sale Agreement**
Item No. 4 moved to the Regular Agenda.
- 5. Crash Data Intergovernmental Agreement**
Request: Adopt **Resolution No. 10098** authorizing Contract No. 2015-111-COS with the Arizona Department of Transportation (ADOT) for the installation of the XML Schema to electronically send crash data from the City's existing Records Management System to ADOT's Accident Location, Identification, and Surveillance System.
Staff Contact(s): Alan Rodbell, Chief of Police, 480-312-1900, arodbell@scottsdaleaz.gov

6. Proposition 202 Grant Applications

Request: Adopt **Resolution No. 10092** authorizing the Government Relations Director to submit Proposition 202 grant applications to the various local Indian Nations on behalf of City-operated programs during the period of July 1, 2015, through June 30, 2016.

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

7. League of Arizona Cities and Towns Annual Membership Dues

Request: Adopt **Resolution No. 10093** authorizing payment of annual membership dues in the amount of \$91,780 to the League of Arizona Cities and Towns for FY 2015/16.

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

MOTION AND VOTE – CONSENT AGENDA

Councilwoman Littlefield made a motion to approve Consent Items 1 through 7, absent Item 4, which was moved to the Regular Agenda. Vice Mayor Milhaven seconded the motion, which carried 7/0.

REGULAR AGENDA

7A. Apache Park Real Estate Agreement Exhibit A

Request: Approve the correct version of Exhibit A to Contract No. 2014-120-COS, as presented in the Council Report.

Location: Along 85th Place between Moreland Street and Roosevelt Street

Presenter(s): Daniel Worth, Public Works Director

Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov

Public Works Director Daniel Worth gave a PowerPoint presentation (attached) on Exhibit A to the Apache Park real estate agreement.

MOTION AND VOTE – ITEM 7A

Councilmember Korte made a motion to approve the correct version of Exhibit A to Contract No. 2014-120-COS. Councilman Smith seconded the motion, which carried 6/1, with Councilman Phillips dissenting.

4. City Office Complex Real Estate Sale Agreement

Request: Adopt **Resolution No. 9853** authorizing Contract No. 2014-121-COS with the Scottsdale Unified School District No. 48 in the amount of \$2,022,000 for the sale of a City office complex.

Location: 7575 E. Main Street

Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov

Public Works Director Daniel Worth gave a PowerPoint presentation on the proposed city office complex real estate sale agreement.

MOTION AND VOTE – ITEM 4

Councilmember Korte made a motion to adopt Resolution No. 9853 authorizing Contract No. 2014-121-COS with the Scottsdale Unified School District No. 48. Councilman Smith seconded the motion, which carried 6/1, with Councilman Phillips dissenting.

8. General Plan 2035 Adoption Procedures

Request: Adopt **Resolution No. 10100** to:

1. Repeal the general plan process written procedures adopted by Resolution No. 9393.
2. Establish adoption procedures for the Scottsdale General Plan 2035.

Presenter(s): Erin Perreault, Planning, Neighborhood, and Transportation Manager

Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

Planning, Neighborhood, and Transportation Manager Erin Perreault gave a PowerPoint presentation (attached) on the proposed General Plan 2035 adoption procedures.

MOTION AND VOTE – ITEM 8

Councilwoman Klapp made a motion to adopt Resolution No. 10100. Vice Mayor Milhaven seconded the motion, which carried 7/0.

9. Pedalbus Code Amendment

Request: Adopt **Ordinance No. 4201** amending Article XI, Sections 17-381, 17-382, 17-383, 17-385, 17-386 and 17-389 of Chapter 17, Motor Vehicles and Traffic, of the Scottsdale Revised Code for the regulation of pedalbuses licensed as limousines.

Presenter(s): Aaron Minor, Police Commander

Staff Contact(s): Alan Rodbell, Chief of Police, 480-312-1900, arodbell@scottsdaleaz.gov

Police Commander Aaron Minor gave a PowerPoint presentation (attached) on the pedalbus limousines code amendments.

MOTION AND VOTE – ITEM 9

Councilwoman Klapp made a motion to adopt Ordinance No. 4201 amending Article XI, Sections 17-381, 17-382, 17-383, 17-385, 17-386 and 17-389 of Chapter 17, Motor Vehicles and Traffic, of the Scottsdale Revised Code for the regulation of pedalbuses licensed as limousines. Councilmember Korte seconded the motion, which carried 4/3, with Councilmembers Littlefield, Phillips, and Smith dissenting.

PUBLIC COMMENT – None

CITIZEN PETITIONS

36. Receipt of Citizen Petitions

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

Staff Contact(s): Carolyn Jagger, City Clerk, 480-312-2411, cjagger@scottsdaleaz.gov

No citizen petitions were received.

MAYOR AND COUNCIL ITEMS – None

ADJOURNMENT

The Regular City Council Meeting adjourned at 6:19 P.M.

SUBMITTED BY:



Carolyn Jagger
City Clerk

Officially approved by the City Council on

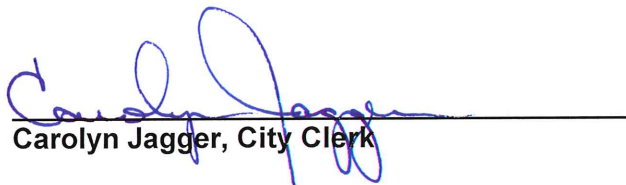
June 2, 2015

CERTIFICATE

I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Regular Meeting of the City Council of Scottsdale, Arizona held on the 5th day of May 2015.

I further certify that the meeting was duly called and held, and that a quorum was present.

DATED this 2nd day of June 2015.



Carolyn Jagger, City Clerk

Update on Scottsdale Airport's Noise Program

1

History

- City has long history of proactive noise abatement efforts
- FAA Part 150 studies completed in 1985, 1997 & 2005
- The study process uses a three-pronged approach: airport operations, land use management and program management
- Evaluated restrictions in 2005, FAA Part 161, not feasible
- Prohibitions instituted prior to 1990 (engine run-ups and touch and gos at night)

2

Part 150 Program Management Measures

- Update noise exposure map and noise compatibility program. Last completed in 2014.
- Monitor implementation of noise compatibility program
- Noise complaint tracking program
- Continue and expand airport signage within the vicinity of the airport (five mile radius)
- Airport pilot and community outreach

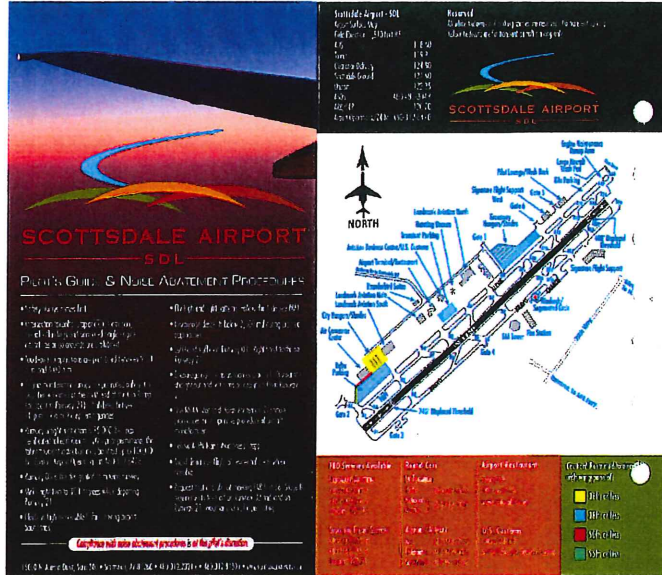
Noise Program

- Voluntary Curfew Hours –
10 p.m. to 6 a.m.
- Airport initiatives (nav aids,
airfield signage)
- Pilot information
 - No intersection takeoffs
 - Fly tight and high patterns
 - Climb high as possible before
leaving airport boundaries



City's Noise Program

Pilot Guide



City's Noise Program

Website

- Airport Information
- Noise

Presentations

- Pilot Briefings
- Community

Noise Complaints

- Phone
- Online



Roles and Responsibilities

The Federal Government (FAA) - controls aircraft in flight

State of Arizona – required disclosure of aircraft flight patterns by realtors to prospective home buyers

Airport/Local Government – promote noise abatement procedures and ensure compatible land use within Airport Influence Area

Pilots – operate aircraft safely while exercising noise abatement procedures

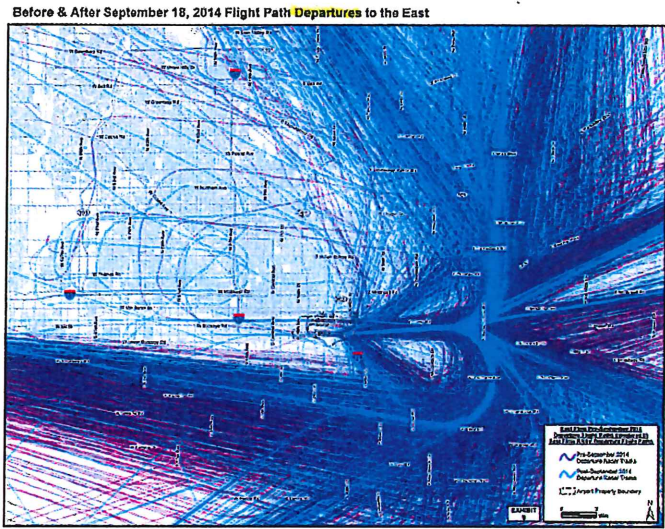
Residents – educate and understand airport impacts and aircraft noise

PHX Flight Path Changes

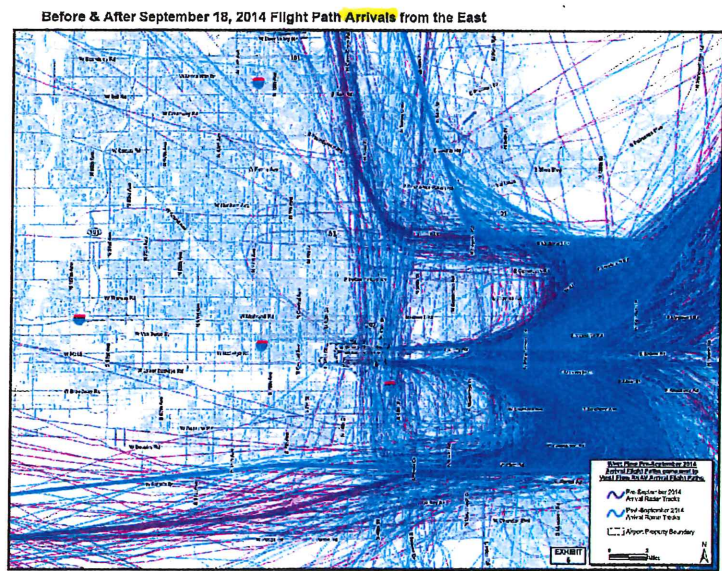
- **What it is?** On Sept. 18, 2014 the FAA implemented changes into and out of Phoenix Sky Harbor International Airport to streamline departures and arrivals using **NextGen**.



Impacts: Departures



Impacts: Arrivals

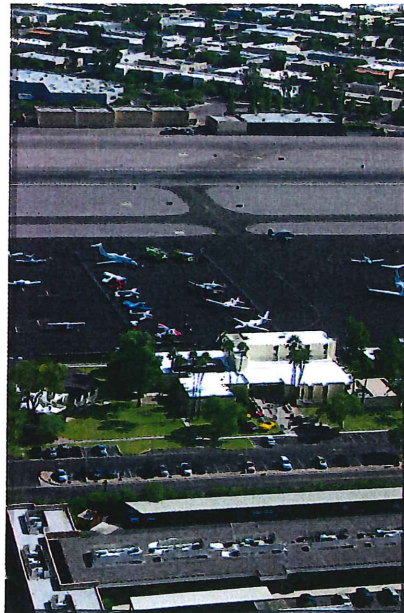


Aviation Dept. Actions

- Several meetings with FAA local representatives
- Requested the FAA to make procedural adjustments to the new tracks to help alleviate some negative impacts
- Coordination with the City of Phoenix
 - Providing resident impacts within the Scottsdale community
 - Requested flight track data
 - Collaborative efforts to educate the community

Mayor & City Council efforts

- Additional communications from City Hall
- For complaints: Sky Harbor Noise Information office at 602-683-2669, the FAA at 202-267-3521, or email 9-AWA-NoiseOmbudsman@faa.gov



FAA Phoenix Metroplex

- **What it is:** Review of airspace within 200-mile radius and examines how technology can be implemented to improve safety, efficiency, capacity with minimal environmental impacts.
- Separate issue than recent RNAV changes!
- **Impacts:** UNKNOWN

Aviation Dept. Actions

- Collaborative Letter to FAA with other Arizona Airports
- City of Scottsdale Airport letter to FAA
- Highlights of the letters include:
 - Extension of initial public comment: FAA granted until May 15
 - “Seat at the table during “Design Phase”
 - Significant public outreach to allow the public to understand, review and comment
 - Scottsdale to represent the airport AND Community

Item 7A

Contract Exhibit Correction- Granite Reef Watershed Parcel Purchase



City Council
May 5, 2015

Parcel - Initial Proposal



Parcel – SUSD Response



3



Parcel – Final Agreement



4



Questions?

5



Item 4

Excess Property Sale- Former HR Building



City Council
May 5, 2015

Parcel Location



Key Points

- 42,440 sf parcel
- Three buildings totaling 13,128 sf, approx. 40 years old
- Sale to other public agency (SUSD) under section 2-221 of City Code
- Price:
 - City appraised value of \$2,120,000 (\$50/sf)
 - Negotiated sales price of \$2,022,000; within 5% of appraisal
- Contract includes 60-day due diligence period

3



Questions?

4



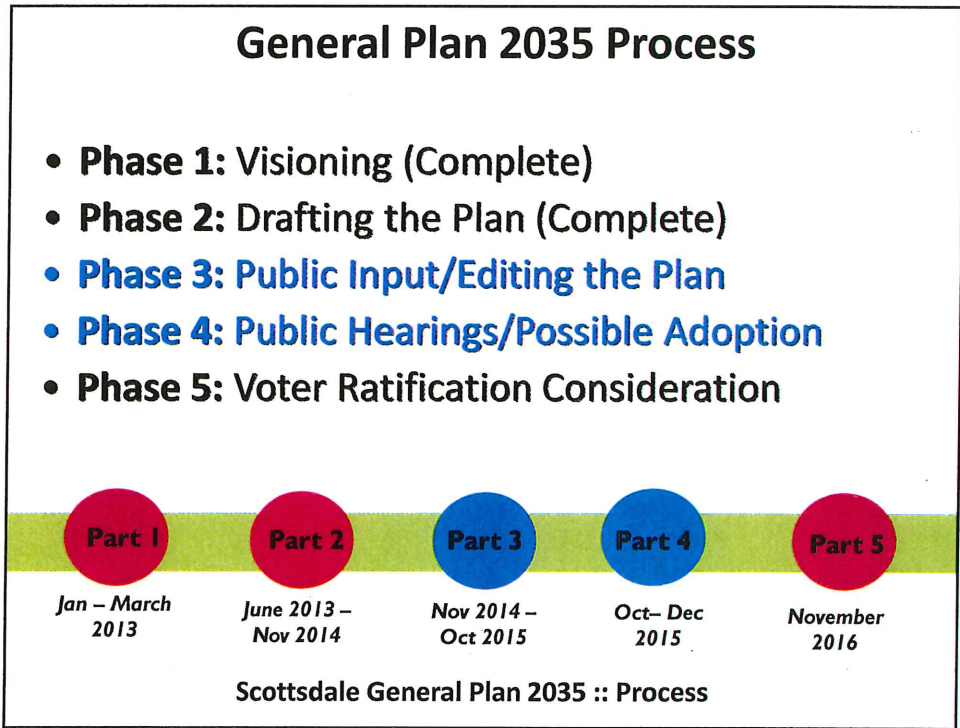


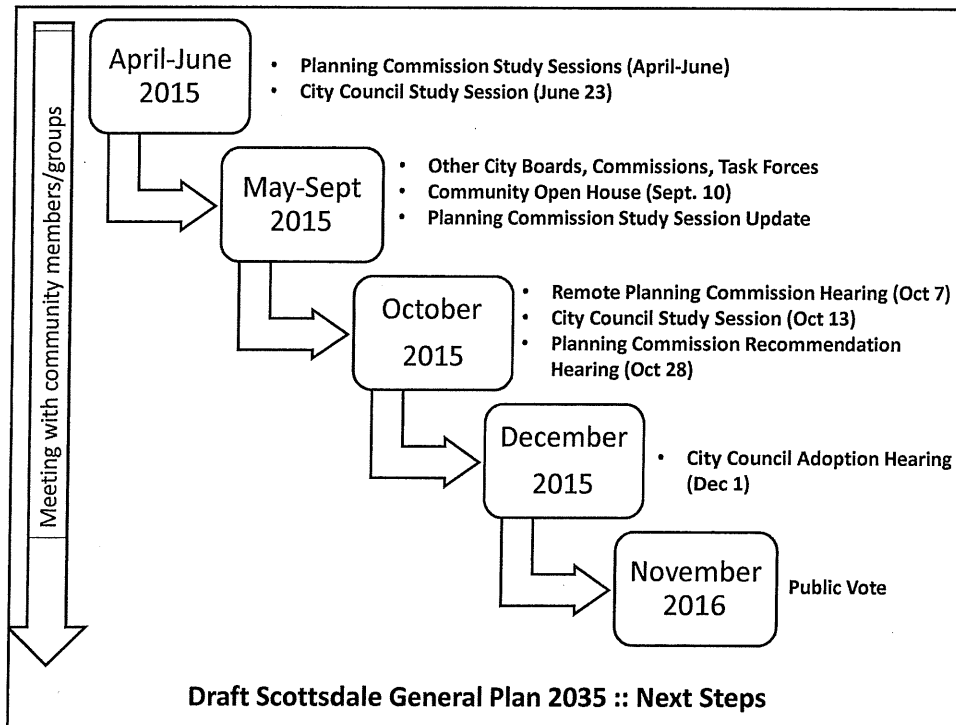
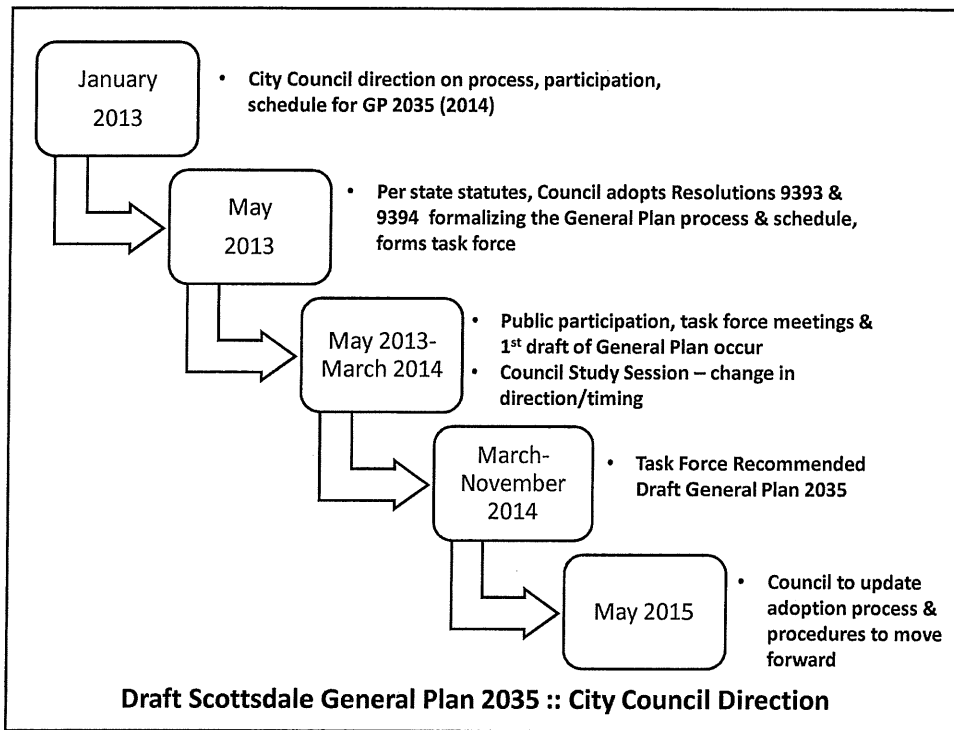
CITY OF SCOTTSDALE
GENERAL PLAN 2035
Task Force Recommended Draft
November 2014

Item 8

**Scottsdale
City Council**

**Meeting Date:
May 5, 2015**





Item 9

**Ordinance No. 4201
Amendments to City Pedalbus
Ordinance**

Commander Aaron Minor
Presenter

Proposed Draft Ordinance

- Adds a new classification of limousine pedalbuses, licensed by the state as limousines.
- Allows pedalbuses to be six inches wider than what the current ordinance permits.
- Allows limousine pedalbuses to not have amber lights on front since they are licensed as motor vehicles.

Proposed Draft Ordinance

- Changes the insurance requirements to align with that of regular limousines to avoid a potential conflict with state law.
- Allows passengers on state licensed limousine pedalbuses to drink beer or wine in plastic or paper cups. Under current state law, other licensed limousines are permitted to allow passengers to consume alcohol.

Public Reaction & New State Law

- There has been some citizen opposition to some parts of the proposed ordinance amendment including opposition by the Coalition of Greater Scottsdale. Pedalbus operators have been supportive of the proposed changes and provided input into the ordinance amendments.
- HB2211 is effective July 3, 2015 and provides statewide recognition of motorized quadricycles, which are essentially limousine pedalbuses.

Questions?