

SCOTTSDALE

CITY COUNCIL MEETING



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

[ADDED CONSENT ITEM No. 4A AND REGULAR ITEM No. 4B]

COUNCIL

W.J. "Jim" Lane, Mayor

Suzanne Klapp

Virginia L. Korte

Kathleen S. Littlefield

Linda Milhaven

Guy Phillips

David N. Smith

Tuesday, March 1, 2016

Unless an exception is made, or unless otherwise noted:

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

The Council will not begin discussion on any new items after 10:00 p.m. Items that are not heard will be continued to the next scheduled Council meeting (March 15, 2016).

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:08 P.M.

Roll Call – All present

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

Pledge of Allegiance – Vice Mayor Smith

Invocation – Pastor Bruce Johnson, Scottsdale Presbyterian Church

Mayor's Report – None

Presentations/Information Updates – None

Public Comment – Andrew Marwick, Phoenix resident, commented on light rail.

Citizens may complete one Request to Speak "Public Comment" card per night and submit it to the City Clerk. Public Comment time is reserved for citizen comment regarding non-agendized items. No official Council action can be taken on these items. Public Comment is limited to a total of 15 minutes at the beginning and 15 minutes at the end of the meeting. **Speakers are limited to three minutes to address the Council during "Public Comment."**



PERSONS WITH A DISABILITY MAY REQUEST A REASONABLE ACCOMMODATION BY CONTACTING THE CITY CLERK'S OFFICE AT (480-312-2412). REQUESTS SHOULD BE MADE 24 HOURS IN ADVANCE, OR AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE ACCOMMODATION. FOR TTY USERS, THE ARIZONA RELAY SERVICE (1-800-367-8939) MAY CONTACT THE CITY CLERK'S OFFICE (480-312-2412).

ADDED ITEMS

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

A1. Added Items

Contract Nos. 2016-022-COS and 2016-023-COS for Item No. 6 will be added to the agenda less than ten days prior to the meeting and will require a separate vote to remain on the agenda.

Request: Vote to accept the agenda as presented or to continue the added item(s) to the March 15, 2016 Council meeting.

– Councilwoman Littlefield made a motion to accept the agenda as presented. Councilwoman Klapp seconded the motion, which carried 7/0.

MINUTES

Request: Approve the [Special Meeting Minutes of February 9, 2016](#); [Regular Meeting Minutes of February 9, 2016](#); and Executive Session Minutes of February 9, 2016.

– Councilman Phillips made a motion to approve the Special Meeting Minutes of February 9, 2016; Regular Meeting Minutes of February 9, 2016; and Executive Session Minutes of February 9, 2016. Councilwoman Littlefield seconded the motion, which carried 7/0.

CONSENT AGENDA ITEMS 1-4A

How the Consent Agenda Works: The Council may take one vote to act on all of the items on the Consent Agenda, or may remove items for further discussion. If you wish to speak on an item on the Consent Agenda, please complete a Request to Speak card for each topic you wish to address. **You will be given one opportunity to speak on any or all Consent items listed on the agenda.** After all of the speakers have finished, the Council will decide which items to remove for additional discussion and/or presentation from staff. Items not removed from the Consent Agenda will be considered in one motion. Items removed for clarification or discussion by the Council will be acted on as appropriate.

– Councilmember Korte made a motion to approve Consent Agenda Items 1 through 4A. Councilwoman Klapp seconded the motion, which carried 7/0.

1. [Drexyl Liquor License \(11-LL-2016\)](#) – Approved on Consent Agenda.

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: 8877 N. Scottsdale Road, Suite 402

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

2. [Blk Live Liquor License \(12-LL-2016\)](#) – Approved on Consent Agenda.

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: 7301 E. Butherus Drive

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

3. [WestWorld Food and Alcohol License and Marketing Agreement](#) – Approved on Consent Agenda.

Request: Adopt **Resolution No. 10362** authorizing Agreement No. 2013-186-COS-A2, the second amendment to the WestWorld Food and Alcohol License and Marketing Agreement, with National Western Capital Corporation.

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

4. **Fiscal Year 2015/16 Capital Improvement Plan Budget Adjustments – Approved on Consent Agenda.**

Request: Adopt **Resolution No. 10349** authorizing FY 2015/16 capital improvement plan budget adjustments.

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

***4A. **Legal Services and Representation Contract – Approved on Consent Agenda.**

Request: Adopt **Resolution No. 10377** authorizing Contract No. 2016-036-COS with Keller Rohrback L.L.P. for the provision of legal services and legal representation related to pursuing remedies for the City's purchase of aluminum sulfate, which may have been the result of bid rigging or other antitrust activity.

Staff Contact(s): Bruce Washburn, City Attorney, 480-312-2405, bwashburn@scottsdaleaz.gov

REGULAR AGENDA ITEMS 4B-7

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

***4B. **Employee Medical Plans and Premiums**

Request: Adopt **Resolution No. 10321** authorizing FY 2016/17 medical and dental plan contribution rates to:

1. Increase the City's share of active employee premiums by 1.9 percent for the OAP In-Network and 9.05 percent for the OAP and OAP + HSA plans.
2. Increase the employee premiums by 6.4 percent for all three plans.
3. Change the OAP In-Network plan to the Local Plus Network.
4. Increase dental premium and contribution rates by 6 percent.
5. Remove the deductible and co-insurance from the Urgent Care Facility on the OAP plan and increase the deductible to \$1,300 for individuals and \$2,600 for families on the OAP + HSA plans.
6. Provide an incentive payment of \$120 (employee) or \$240 (employee and spouse) to active employees covered under the City's medical benefit plans who participate in the wellness screening program.
7. Implement a tobacco surcharge of \$20 per month for employees or family members who self-report the use of tobacco products.

Presenter(s): Lauran Beebe, Human Resources Manager

Staff Contact(s): Donna Brown, Human Resources Director, 480-312-2615, dbrown@scottsdaleaz.gov

– Human Resources Manager Lauran Beebe presentation.

– Councilman Phillips made a motion to continue Council discussion of this item.

Councilwoman Littlefield seconded the motion, which carried 7/0.

– Council asked staff to provide additional information related to benefit plans, including an analysis of surrounding municipalities' health benefit plans and costs, number of direct health care providers, cost-sharing distribution proposals, employee survey results related to cost sharing (e.g., premiums, deductibles, reallocation of city/employee percentage contributions), and additional options.

5. [Arizona Bike Week WestWorld Event Agreement](#)

Request: Adopt **Resolution 10298** authorizing Agreement No. 2015-013-COS-A1 with FX Promotions, Inc., to amend rental of assets and terms of the original agreement.

Presenter(s): Brian Dygert, WestWorld General Manager

Staff Contact(s): Brian Dygert, WestWorld General Manager, 480-312-6825, bdygert@scottsdaleaz.gov

– **WestWorld General Manager Brian Dygert presentation.**

– **Councilman Phillips made a motion to adopt Resolution 10298 authorizing Agreement No. 2015-013-COS-A1 with FX Promotions, Inc., to amend rental of assets and terms of the original agreement. Councilwoman Littlefield seconded the motion, which carried 5/2, with Mayor Lane and Vice Mayor Smith dissenting.**

6. [Recycling and Solid Waste Disposal Services Intergovernmental Agreements](#)

Request: Adopt **Resolution 10358** authorizing the following agreements with the Salt River Pima-Maricopa Indian Community, and its division, the Salt River Commercial Landfill Company:

1. Recycling Services Agreement No. 2016-022-COS

2. Solid Waste Disposal Services Agreement No. 2016-023-COS

Presenter(s): Daniel Worth, Public Works Director

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

– **Public Works Director Daniel Worth presentation.**

– **Councilman Phillips made a motion to adopt Resolution No. 10358 authorizing the following agreements with the Salt River Maricopa Indian Community: (1) Recycling Services Agreement No. 2016-022-COS, and (2) Solid Waste Disposal Services Agreement No. 2016-023-COS. Vice Mayor Smith seconded the motion, which carried 7/0.**

7. [Fiscal Year 2016/17 Projected Capital Improvement Plan](#)

Request: Presentation, discussion, and possible direction to staff regarding the FY 2016/17 projected Capital Improvement Plan.

Presenter(s): Daniel Worth, Public Works Director

Staff Contact(s): Judy Doyle, Budget Director, 480-312-2603, jdoyle@scottsdaleaz.gov

– **Public Works Director Daniel Worth presentation.**

– **Councilwoman Milhaven made a motion to direct staff to remove the Happy Valley Road improvement segment between Pima and Alma School from the CIP budget. Councilmember Korte seconded the motion, which carried 5/2, with Mayor Lane and Vice Mayor Smith dissenting.**

– **Councilman Phillips made a motion to direct staff to raise the level of priority of downtown projects in the CIP budget. Councilwoman Littlefield seconded the motion, which carried 6/1, with Mayor Lane dissenting.**

Public Comment – None

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CITIZEN PETITIONS ITEM 8

Citizen Petitions: This portion of the agenda is reserved for the submission and/or consideration of citizen petitions. There is no limit on the number of petitions a citizen may submit; however, **each citizen**

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is limited to a total time of three minutes to speak to his/her petition(s). A Request to Speak card must be submitted, together with the petition(s), **before** the second Public Comment period begins.

8. Receipt of Citizen Petitions – None

Request: Accept and acknowledge receipt of citizen petitions. Any member of the Council may make a motion, to be voted on by the Council, to: (1) Direct the City Manager to 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

Mayor and Council Items – None

Adjournment – 9:08 P.M.