

**SCOTTSDALE**

# **CITY COUNCIL MEETING**



## **\*\*\*AMENDED\*\*\* MEETING NOTICE AND AGENDA**

**[ADDED ITEM No. A1, CONSENT ITEM No. 10A, AND REGULAR ITEM No.12A]**

### **COUNCIL**

W.J. "Jim" Lane, Mayor

Suzanne Klapp

Virginia L. Korte

Kathleen S. Littlefield

Linda Milhaven

Guy Phillips

David N. Smith

**Thursday, July 2, 2015**

*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 (August 25, 2015).*

**5:00 P.M.**

**MARKED AGENDA**

### **CITY COUNCIL MEETING**

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

**Call to Order – 5:02 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 – Daughters of the American Revolution, Grand Canyon Chapter**

**Invocation – Dr. Bruce Johnson, Scottsdale Presbyterian Church**

**Mayor's Report – Mayor Lane invited the public to join him at WestWorld to celebrate the 4<sup>th</sup> of July.**

**Presentations/Information Updates – Commander Henry Glaudel presentation.**

- **Military Order of the Purple Heart**  
Presenter(s): Commander Henry Glaudel

**Public Comment – None**

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**

Consent Item No.10A and Regular Item No. 12A were added to the agenda June 25, 2015.

**Request:** Vote to accept the agenda as presented or continue the added item(s) to the next scheduled Council meeting, which is August 25, 2015.

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

## CONSENT AGENDA ITEMS 1-10A

**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.

**– Councilwoman Littlefield made a motion to approve Consent Agenda Items 1 through 10A, absent Item 10, which was moved to the Regular Agenda. Vice Mayor Milhaven seconded the motion, which carried 7/0.**

1. **[Maricopa Association of Governments Uniform Standard Specifications and Details for Public Works Construction, with the 2015 Revisions, and the 2015 Scottsdale Supplement](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10142** authorizing adoption of the Uniform Standard Specifications and Details for Public Works Construction, with the 2015 revisions, and the 2015 Scottsdale Supplement.  
**Staff Contact(s):** Daniel Worth, Public Works Director, 480-312-5555, [daworth@scottsdaleaz.gov](mailto:daworth@scottsdaleaz.gov)**
2. **[Hirsch Academy Reimbursement](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10197** authorizing reimbursement in the amount of \$5,242.61 to Hirsch Academy: A Challenge Foundation Academy for license fee overpayment.  
**Staff Contact(s):** William Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)**
3. **[Measuring for Success Program Intergovernmental Agreement](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10152** to authorize:
  1. Acceptance of a FY 2015/16 Library Services and Technology Act grant in the amount of \$67,486 from the Arizona State Library, Archives and Public Records.
  2. A budget transfer in the amount of \$67,486 from the adopted FY 2015/16 Future Grants and/or Grants Contingency budget to a new cost center to record all grant activity.
  3. Agreement No. 2015-150-COS with the Arizona Board of Regents for research services to implement the Measuring for Success Program.**Contact(s):** William Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)**

4. **One Stop Career Center Intergovernmental Agreement – Approved on Consent.**  
**Request:** Adopt **Resolution No. 10131** authorizing Agreement No. 2015-134-COS with the Maricopa County Human Services Department to operate a One Stop Career Center at Vista del Camino.  
**Staff Contact(s):** William Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)
5. **Community Action Program Intergovernmental Agreement – Approved on Consent.**  
**Request:** Adopt **Resolution No. 10132** authorizing Agreement No. 2013-049-COS-A2 with the Maricopa County Human Services Department to operate the Community Action Program at Vista del Camino and extend the termination date to June 30, 2016.  
**Staff Contact(s):** William Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)
6. **Desert Classic Arabian Horse Show WestWorld Event Agreement – Approved on Consent.**  
**Request:** Adopt **Resolution No. 10127** authorizing Contract No. 2015-128-COS with the Valley of the Sun Arabian Horse Association to produce the Desert Classic Arabian Horse Show in the month of December from 2016 through 2018 at the WestWorld facility.  
**Staff Contact(s):** Brian Dygert, WestWorld General Manager, 480-312-6825, [bdygert@scottsdaleaz.gov](mailto:bdygert@scottsdaleaz.gov)
7. **Capital Transportation Fund Budget Transfer – Approved on Consent.**  
**Request:** Adopt **Resolution No. 10187** authorizing a FY 2015/16 General Fund Capital Contingency budget appropriation transfer totaling \$750,000, to be funded by the proceeds from the sale of a City owned transit parcel, to the following capital projects:
  1. A newly created project to be titled “Purchase of Transit Maintenance Vehicle” in the amount of \$70,000.
  2. Bus Stop Improvements capital project (YB82) in the amount of \$305,000.
  3. Transit Vehicle Refurbishment capital project (TB54A) in the amount of \$375,000.**Staff Contact(s):** Paul Basha, Transportation Director, 480-312-7651, [pbasha@scottsdaleaz.gov](mailto:pbasha@scottsdaleaz.gov)
8. **Granite Reef Underground Storage Project Intergovernmental Agreement Amendment – Approved on Consent.**  
**Request:** Adopt **Resolution No. 10189** authorizing Agreement No. 1992-123-COS-A1 with the Salt River Valley Users’ Association, Salt River Project Agricultural Improvement and Power District, and the municipal corporations of Chandler, Gilbert, Mesa, Phoenix, and Tempe to extend the term of the land lease to December 31, 2032.  
**Staff Contact(s):** Brian Biesemeyer, Water Resources Director, 480-312-5683, [bbiesemeyer@scottsdaleaz.gov](mailto:bbiesemeyer@scottsdaleaz.gov)
9. **Exchange Agreement Amendments – Approved on Consent.**  
**Request:** Adopt **Resolution No. 10188** authorizing the following agreement amendments to allow Camp Verde Water System, Inc., the Town of Clarkdale, and the City of Cottonwood to access funds received pursuant to the 1998 exchanges of their Central Arizona Project water allocations to the City of Scottsdale:
  1. Contract No. 1995-132-COS-A1 with the City of Cottonwood, Town of Clarkdale, Central Arizona Water Conservation District, and United States of America.
  2. Contract No. 1995-139-COS-A1 with Camp Verde Water System, Inc., Central Arizona Water Conservation District, and United States of America.**Staff Contact(s):** Brian Biesemeyer, Water Resources Director, 480-312-5683, [bbiesemeyer@scottsdaleaz.gov](mailto:bbiesemeyer@scottsdaleaz.gov)

10. [Fiscal Year 2015/16 Organization Strategic Plan](#)

– Councilwoman Klapp made a motion to approve Item 10 on the Consent Agenda. Councilmember Korte seconded the motion, which carried 7/0.

**Request:** Adopt **Resolution No. 10196** adopting the organizational priorities for FY 2015/16 and directing staff to implement the priorities and provide regular updates on the progress of implementing these priorities.

**Staff Contact(s):** Brent Stockwell, Strategic Initiatives Director, 480-312-7288, [bstockwell@scottsdaleaz.gov](mailto:bstockwell@scottsdaleaz.gov)

\*\*\*10A. [Legal Services Contract – Approved on Consent.](#)

**Request:** Adopt **Resolution No. 10199** authorizing Contract No. 2015-169-COS with the law firm of Dickinson Wright, PLLC, in an amount not to exceed \$100,000 for possible litigation with Siemens or Evoqua Water Technologies or Archer Western.

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

## REGULAR AGENDA

### ITEMS 11-12A

**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.**

11. [Graphics Building Real Property Exchange Agreement](#)

**Request:** Adopt **Resolution No. 10160** authorizing Agreement No. 2015-156-COS with 7363, LLC, to exchange the City-owned graphics building property located at the southeast corner of 2<sup>nd</sup> Street and 75<sup>th</sup> Street for two non-contiguous vacant parcels located at the northwest corner of McDowell Road and 77<sup>th</sup> Street.

**Presenter(s):** Derek Earle, City Engineer

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

– City Engineer Derek Earle presentation.

– Councilman Phillips made a motion to delay Item 11 until the Council can get the Treasurer’s and the City Manager’s input on the project. Councilman Smith seconded the motion, which failed 3/4, with Mayor Lane, Vice Mayor Milhaven, and Councilmembers Klapp and Korte dissenting.

– Councilmember Korte made a motion to adopt Resolution No. 10160 authorizing Agreement No. 2015-156-COS with 7363, LLC, to exchange the City-owned graphics building property located at the southeast corner of 2<sup>nd</sup> Street and 75<sup>th</sup> Street for two non-contiguous vacant parcels located at the northwest corner of McDowell Road and 77<sup>th</sup> Street. Councilwoman Klapp seconded the motion, which carried 4/3, with Councilmembers Littlefield, Phillips, and Smith dissenting.

12. [Bentley Scottsdale Polo Championship WestWorld Event Agreement](#)

**Request:** Adopt **Resolution No. 10083** authorizing Contract No. 2015-104-COS with Scottsdale Polo Championship, LLC, to produce the Bentley Scottsdale Polo Championship event at the WestWorld facility on October 24, 2015.

**Presenter(s):** Brian Dygert, WestWorld General Manager

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

– WestWorld General Manager Brian Dygert presentation.

– Councilman Smith made a motion to adopt Resolution No. 10083 authorizing Contract No. 2015-014-COS with Scottsdale Polo Championship, LLC, to produce the Bentley Scottsdale Polo Championship event at the WestWorld facility on October 24, 2015. Councilwoman Klapp seconded the motion, which carried 6/1, with Vice Mayor Milhaven dissenting.

- \*\*\*12A. **Scottsdale Gateway Alliance Branding Initiative Support**  
**Request:** Adopt **Resolution No. 10201** authorizing a FY 2015/16 General Fund Operating Contingency transfer, if needed, in an amount not to exceed \$25,000 to be allocated to the Economic Development Department, Administration, Professional Services Account for contract services related to the support of the Scottsdale Gateway Alliance Branding Initiative.  
**Presenter(s):** Danielle Casey, Economic Development Director  
**Staff Contact(s):** Danielle Casey, Economic Development Director, 480-312-7601, [dcasey@scottsdaleaz.gov](mailto:dcasey@scottsdaleaz.gov)
- **Councilmember Korte declared a conflict of interest and left the dais.**
  - **Economic Development Director Danielle Casey presentation.**
  - **Councilman Smith made a motion to adopt Resolution No. 10201 authorizing a FY 2015/16 General Fund Operating Contingency transfer, if necessary, in an amount not to exceed \$25,000 to be allocated to the Economic Development Department, Administration, Professional Services Account for contract services related to the support of the Scottsdale Gateway Alliance Branding Initiative. Mayor Lane seconded the motion, which failed 3/3, with Vice Mayor Milhaven and Councilmembers Littlefield and Phillips dissenting.**
  - **Councilmember Korte rejoined the meeting.**

**Public Comment – None**

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## **CITIZEN PETITIONS**

### **ITEM 13**

**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 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.

**13. 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 agendize 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](mailto:cjagger@scottsdaleaz.gov)

**Mayor and Council Items – Councilmember Korte made a motion to direct staff to agendize a Study Session on the McDowell Road Corridor from both an economic development and a planning perspective. Vice Mayor Milhaven seconded the motion, which carried 7/0.**

**Adjournment – 8:07 P.M.**