

SCOTTSDALE

CITY COUNCIL MEETING



***** AMENDED *** REGULAR MEETING AND WORK STUDY SESSION**

NOTICE AND AGENDA

[ADDED ITEM NOS. A1 AND 12A; REMOVED ITEM NO. 12; AND REWORDED ITEM NO. 13]

COUNCIL

W.J. "Jim" Lane, Mayor

Suzanne Klapp

Virginia L. Korte

Robert W. Littlefield

Linda Milhaven

Guy Phillips

Dennis E. Robbins

Tuesday, October 8, 2013

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 (October 22, 2013).

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:04 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 – Girl Scout Troop 2068, Troop Leader Tracy Saba

Invocation – Pastor Paul Newman, Scottsdale Bible Church

Mayor's Report – Mayor Lane proclaimed October 17th as "Lights on Afterschool Day." The Lights on Afterschool Program focuses on afterschool programs for kids. Navajo Elementary School Principal Amy Moore accepted the proclamation on behalf of the Scottsdale Unified School District.

City Manager's Report – None

Presentations/Information Updates – None



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).

Public Comment – Cave Creek Mayor Vincent Francia expressed his belief that Cave Creek should be the “West’s Most Western Town”; Cave Creek Vice Mayor Adam Trenk expressed his belief that Cave Creek should be the “West’s Most Western Town”; Cave Creek Councilmember Reg Monachino expressed his belief that Cave Creek should be the “West’s Most Western Town”; Scottsdale Chamber of Commerce President Rick Kidder reported on the progress that is being made in the southern area of the City, particularly in the area of the McDowell Road corridor; and Pattie Badenoch spoke in support of Scottsdale as the “West’s Most Western Town.”

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 comments regarding non-agendized items. No official Council action can be taken on these items. **Speakers are limited to three minutes to address the Council during “Public Comment.”**

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**

Regular Item No. 12A was added to the agenda October 3, 2013.

Request: Vote to accept the agenda as presented or continue the added item(s) to the next scheduled Council meeting, which is October 22, 2013.

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

MINUTES

Request: Approve the [Special Meeting Minutes of September 10, 2013](#); [Regular Meeting Minutes of September 10, 2013](#); and Executive Session Minutes of July 1, 2013 and July 2, 2013.

– Vice Mayor Korte made a motion to approve the Special Meeting Minutes of September 10, 2013; Regular Meeting Minutes of September 10, 2013; and Executive Session Minutes of July 1, 2013 and July 2, 2013. Councilwoman Klapp seconded the motion, which carried 7/0.

CONSENT AGENDA ITEMS 1-11

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 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.

– Vice Mayor Korte made a motion to approve Consent Items 1 through 10, absent Item 7. Councilman Robbins seconded the motion, which carried 7/0.

1. **Old Town 42 Sports Grill Liquor License (76-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation 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: 4224 N. Craftsman Court
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
2. **Ocean 7 Liquor License (77-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for an acquisition of control change for an existing series 6 (bar) State liquor license.
Location: 1420 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
3. **Buffalo Wild Wings Liquor License (78-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation 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: 7401 E. Frank Lloyd Wright Boulevard
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
4. **Los Sombreros Mexican Restaurant Liquor License (79-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation 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: 14795 N. Northsight Boulevard
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
5. **Twin Peaks Liquor License (80-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for an agent and acquisition of control change for an existing series 12 (restaurant) State liquor license.
Location: 8787 E. Frank Lloyd Wright Boulevard
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
6. **Pasta Brioni Liquor License (81-LL-2013) – Approved on Consent.**
Request: Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for an agent and acquisition of control change for an existing series 12 (restaurant) State liquor license.
Location: 4416 N. Miller Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
7. **Thomas Road Bicycle Lanes and Enhanced Sidewalks Construction Bid Award – Councilwoman Milhaven made a motion to adopt Resolution No. 9502. Councilwoman Klapp seconded the motion, which carried 6/1, with Councilman Phillips dissenting.**
Request: Adopt **Resolution No. 9502** to authorize:
 1. Construction Bid Award No. 13PB014 to Blucor Contracting, Inc., in the amount of \$4,335,278.75, for construction of the Thomas Road Bicycle Lanes and Enhanced Sidewalks project.
 2. General Fund Capital contingency budget appropriation transfer in the amount of \$700,000 to be funded by Transportation Sales Tax and a reallocation of \$1,613,000 in Bond 2000 funds from CIP Project T1201, Hayden/Thomas Safety Improvements to CIP Project T0606, Thomas Road Bicycle Lanes and Enhanced Sidewalks.**Staff Contact(s):** Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov

8. [Airport Runway Safety Area Lighting and Signage Improvements Construction Bid Award](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 9529** authorizing Construction Bid Award No. 13PB043 to Rural Electric, Inc., in the amount of \$104,380, for the Runway Safety Area Lighting and Signage Improvements project.
Staff Contact(s): Gary Mascaro, Aviation Director, 480-312-7735, gmascaro@scottsdaleaz.gov
9. [Water and Water Reclamation Treatment On-Call Engineering Services Contracts](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 9533** authorizing the following on-call engineering services contracts, for an amount not to exceed \$150,000 per contract, to provide process control related professional services for water and water reclamation facilities:
1. Contract No. 2013-150-COS with Jacobs Engineering Group, Inc.
2. Contract No. 2013-151-COS with Water Works Engineers.
Staff Contact(s): Brian Biesemeyer, Water Resources Executive Director, 480-312-5683, bbiesemeyer@scottsdaleaz.gov
10. [Medical Services Contract Extension](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 9532** authorizing extension of Professional Services Contract No. 2009-143-COS, as amended, with Scottsdale Healthcare Corporate Health for an additional period of one year, from September 22, 2013 to September 21, 2014, to provide medical services for work-related injuries (workers' compensation) and employment-related medical testing and physical examinations.
Staff Contact(s): George Woods, Acting Risk Management Director, 480-312-7840, gwoods@scottsdaleaz.gov
11. [City Treasurer Employment Agreement](#) – **Councilman Robbins made a motion to adopt Resolution No. 9537 authorizing Employment Agreement No. 2013-153-COS with Jeff Nichols, the City Treasurer. Councilwoman Milhaven seconded the motion, which carried 5/2, with Councilmembers Littlefield and Phillips dissenting.**
Request: Adopt **Resolution No. 9537** authorizing Employment Agreement No. 2013-153-COS with Jeff Nichols, the City Treasurer.
Staff Contact(s): Bruce Washburn, City Attorney, 480-312-2405, bwashburn@scottsdaleaz.gov

REGULAR AGENDA **ITEMS 12-12A**

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.**

***12. [Rim to Rim Wines Liquor License \(71-LL-2013\)](#)

(Item No. 12 withdrawn by applicant.)

- ***12A. [Bellevue Properties Preconstruction Services Contract](#)
– Councilwoman Milhaven made a motion to adopt Resolution No. 9539 authorizing CM@Risk Preconstruction Contract No. 2013-154-COS. Councilwoman Klapp seconded the motion, which carried 4/3, with Mayor Lane and Councilmembers Littlefield and Phillips dissenting.
Request: Adopt Resolution No. 9539 authorizing CM@Risk Preconstruction Contract No. 2013-154-COS with Habitat for Humanity of Central Arizona, in the amount of \$10,800, for preconstruction phase services for rehabilitation of City-purchased properties.
Location: 7220 and 7224 E. Bellevue Street
Presenter(s): Derek Earle, City Engineer
Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov

MAYOR AND COUNCIL

ITEM 13

- ***13. **Boards, Commissions, and Task Force Nominations (Note: Interviews and appointments scheduled for November 19, 2013)**

How the Board and Commission Nomination Process Works: The Council will review applications submitted for the board and commission openings under consideration. From this applicant pool, the Council will select nominees for further consideration. While welcome to attend, applicants will be contacted if nominated and do not need to be present at the meeting to be considered for nomination.

Human Services Commission (*one vacancy*) – Councilman Phillips nominated Harold Roth, Vice Mayor Korte nominated Dustin Thomas

Judicial Appointments Advisory Board (*one vacancy*) – Vice Mayor Korte nominated Kenneth Weingarten

Library Board (*one vacancy*) – Councilman Phillips nominated Christine Naiman, Councilman Littlefield nominated Douglas Sydnor

Loss Trust Fund Board (*one vacancy*) – There were no applicants for this board.

Neighborhood Advisory Commission (*two vacancies*) – Mayor Lane nominated Jordan Ledbetter and Todd Mazon, Councilwoman Klapp nominated Daniel Russell, III

Parks and Recreation Commission (*two vacancies*) – Councilwoman Milhaven nominated Michael Bouscher and Sherry Woodley, Councilwoman Klapp nominated William Follette and Anne Wurth

Trails Subcommittee (*two vacancies*) – Councilwoman Milhaven nominated Linda Whitehead

Note: The only Council action to be taken on Item No. 13 is to select nominees for interviews and appointment consideration at a future Council meeting. No public comment will be taken at this time.

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 comments regarding non-agendized items. No official Council action can be taken on these items. **Speakers are limited to three minutes to address the Council during “Public Comment.”**

CITIZEN PETITIONS

ITEM 14

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.

14. 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

Mayor and Council Items – None

Adjourn the City Council Regular Meeting and Convene the Work Study Session – 6:15 P.M.

CITY COUNCIL WORK STUDY SESSION

(IMMEDIATELY FOLLOWING THE CITY COUNCIL REGULAR MEETING)

The Work Study Session was called to order at 6:16 p.m.

Work Study Sessions: Work study sessions provide a less formal setting for the Mayor and Council to discuss specific topics, at length, with each other and City staff; to provide an opportunity for the public to observe these discussions; to share information with the public; and for staff to receive direction from the Council.

Public Comment – None

To provide an opportunity for public input, yet continue to maximize the amount of time available for the Council to have focused discussions, a total of fifteen minutes will be set aside at the beginning of each work study session for public comment on the agendized items. If you have thoughts or suggestions on the work study session items you would like the Council to consider, you are encouraged to complete a Written Comment card and submit your written comments to the City Clerk. The Clerk will ensure the Council receives your comments at various times throughout the evening.

1. [Strategy to Revitalize the McDowell Road Corridor](#)

– Planning, Neighborhood, and Transportation Administrator Randy Grant presentation

– In addition to the next steps that were outlined in the staff presentation, Council provided the following direction regarding the McDowell Road Corridor:

- **Mayor Lane requested that the 2004/2005 Los Arcos sewer line and capacity expansion costs be included in the utilities and infrastructure reinvestment dollar amount.**
- **There was general Council direction to bring back an item to define the McDowell Corridor's east-west boundary at Osborn Road, rather than Indian School Road.**
- **Councilmembers asked to have the redevelopment district issue brought back to the Council for a separate discussion.**
- **Councilwoman Milhaven sought clarification on the City's financial policies regarding district designations and asked for comparisons with other municipalities.**
- **Councilwoman Klapp suggested including the word "innovation" as a possible term for the area designation.**
- **Councilwoman Klapp suggested clustering business types.**
- **Mayor Lane asked to have the economic data from the analysis in 2009 supplemented with more current data.**
- **Vice Mayor Korte asked to have streetscaping revisited.**
- **Councilman Robbins asked staff to contact the landowner regarding the berm on either side of the McDowell Road (north side, where it crosses Indian Bend Wash) to see if the berm can be removed.**

- Vice Mayor Korte suggested a pedestrian and bike path linking Indian Bend Wash onto McDowell Road and a passage through to Papago Park and the canal.
- Councilwoman Klapp would like the City Manager to work with the Phoenix City Manager to explore the idea of Scottsdale having a footprint into Papago Park.
- Councilwoman Klapp asked to have Scottsdale Community College included in the partnership with ASU to address unique design needs within specific neighborhoods.
- Councilwoman Milhaven sought clarification on the Discovery Triangle as it relates to what the cities of Phoenix and Tempe are doing. She would like Scottsdale to be consistent with the direction that is being taken in this area.

Request: Presentation, discussion, and possible direction to staff regarding an implementation strategy for the Council's critical objective to revitalize the McDowell Road corridor.

Presenter(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator

Staff Contact(s): Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

Adjourn – 7:58 P.M.