

**SUMMARIZED MINUTES  
SCOTTSDALE CITY COUNCIL  
REGULAR MEETING  
TUESDAY, JANUARY 22, 2013**



**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 5:04 P.M. on Tuesday, January 22, 2013, in the City Hall Kiva.

**ROLL CALL**

Present: Mayor W.J. "Jim" Lane  
Vice Mayor Dennis E. Robbins  
Councilmembers Suzanne Klapp, Virginia L. Korte, Robert W. Littlefield,  
Linda Milhaven, and Guy Phillips

Also Present: Acting City Manager Dan Worth  
City Attorney Bruce Washburn  
City Treasurer David Smith  
City Auditor Sharron Walker  
City Clerk Carolyn Jagger

**PLEDGE OF ALLEGIANCE** – Cub Scout Pack 501, Pack Leader Tammy Lagana

**INVOCATION** – Pastor Ray Barton, Scottsdale Bible Church

**MAYOR'S REPORT**

Mayor Lane announced that the applicant for Item 21, Las Aguas Rezoning, asked to have the item continued to February 5, 2013. Mayor Lane thanked Vice Mayor Robbins for his service as Vice Mayor and announced that Councilwoman Klapp will assume the role of Vice Mayor on February 1, 2013.

**NOTE:** IN ACCORDANCE WITH PROVISIONS OF THE ARIZONA REVISED STATUTES THE SUMMARIZED MINUTES OF CITY COUNCIL MEETINGS ARE NOT VERBATIM TRANSCRIPTS. THESE MINUTES ARE INTENDED TO BE AN ACCURATE REFLECTION OF ACTION TAKEN BY THE CITY COUNCIL. DIGITAL RECORDINGS OF CITY COUNCIL MEETINGS ARE ON FILE IN THE CITY CLERK'S OFFICE.

## CITY MANAGER'S REPORT

Communications and Public Affairs Director Kelly Corsette reported on the Visions of Scottsdale Photo Challenge, an online photo contest sponsored by the 2014 Scottsdale General Plan. More information about the contest is available at [CaptureMyArizona.com/challenges](http://CaptureMyArizona.com/challenges).

## PRESENTATIONS/INFORMATION UPDATES

- **Arizona Public Service Company Peak Solutions Rebate**  
Water Resources Executive Director Brian Biesemeyer will be joined by a representative from Arizona Public Service to discuss the City's energy reduction efforts and receive a \$100,000 rebate check.

Water Resources Executive Director Brian Biesemeyer reported on the City's efforts to conserve energy through the Peak Solutions Program. Vern Braaksma, representing Arizona Public Service Company, presented the City with a rebate check for \$114,786.00.

## PUBLIC COMMENT

- Mark Stuart presented a citizen petition (attached) asking the Council to postpone enactment of the TPC lease amendment and to agendize a discussion of the TPC lease at the next Council meeting.

## ADDED ITEMS

### A1. Added Items

The supporting materials for Item No. 8 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 February 5, 2013 Council meeting.

## MOTION AND VOTE - A1

Councilmember Korte moved to approve the agenda as presented. Vice Mayor Robbins seconded the motion, which carried 7/0.

## CONSENT AGENDA

### 1. New York 51 Pizzeria Liquor License (130-LL-2012)

**Request:** Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a series 12 (restaurant) liquor license for an existing location with a new owner.

**Location:** 14700 N. Frank Lloyd Wright Boulevard, Suite 159

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

2. **Permanent Extension of Premise for Fry's Market Place (112-EX-2012)**  
**Request:** Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a permanent extension of premise for Fry's Market Place.  
**Location:** 20427 N. Hayden Road  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
3. **Permanent Extension of Premise for Daily Dose Bar and Grill (113-EX-2012)**  
**Request:** Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a permanent extension of premise for an existing business to add the adjoining suite.  
**Location:** 4020 N. Scottsdale Road, Suite 101  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
4. **Permanent Extension of Premise for Livorno Imports (114-EX-2012)**  
**Request:** Consider forwarding a recommendation to the Arizona Department of Liquor Licenses and Control for a permanent extension of premise for Livorno Imports.  
**Location:** 16099 N. 82<sup>nd</sup> Street, Suite B-7  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
5. **T-Mobile Scottsdale Ranch Conditional Use Permit (27-UP-2006#2)**  
**Request:** Adopt **Resolution No. 9293** approving a renewal of a Type 4, Alternative Concealment Wireless Communication Facility Conditional Use Permit at the southwest corner of E. Shea Boulevard and N. 100<sup>th</sup> Street, with Single-Family Residential, Planned Community District (R1-18 PCD) zoning, and finding that the conditional use permit criteria have been met.  
**Location:** 10580 N. 100<sup>th</sup> Street  
**Staff Contact(s):** Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)
6. **Derby Public House Conditional Use Permits (21-UP-2012 and 22-UP-2012)**  
**Requests:**
  1. Adopt **Resolution No. 9291** approving a Conditional Use Permit for a bar use in a new 4,242 square-foot establishment, with Central Business District, Parking District, Downtown Overlay (C-2/P-3/DO) zoning, and finding that the conditional use permit criteria have been met for Case No. 21-UP-2012.
  2. Adopt **Resolution No. 9292** approving a Conditional Use Permit for a live entertainment use in a new 4,242 square-foot establishment, with Central Business District, Parking District, Downtown Overlay (C-2/P-3/DO) zoning, and finding that the conditional use permit criteria have been met for Case No. 22-UP-2012.**Location:** 4420 N. Saddlebag Trail, Suite 100  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)

- 7. Notre Dame Preparatory High School Abandonment (13-AB-2010#2)**  
**Request:** Adopt **Resolution No. 9252** vacating and abandoning the GLO Easement located along the E. Bahia Drive alignment, centrally located within parcel 217-14-007E, 217-14-011E, and 217-14-027, located at 16340 N. 98<sup>th</sup> Street, with Single-Family Residential, Planned Community District, Environmentally Sensitive Lands (R1-35/PCD/ESL) and Single-Family Residential, Planned Community District, Environmentally Sensitive Lands (R1-5/PCD/ESL) zoning; and abandoning portions of the GLO Easements located along the eastern portions of parcels 217-14-10A, 217-14-023A, 217-14-024A, and 217-14-026C, located in the vicinity of the southwest corner of E. Bell Road and N. 98<sup>th</sup> Street, with Single-Family Residential, Planned Community District, Environmentally Sensitive Lands (R1-35/PCD/ESL) Zoning.  
**Location:** Parcels 217-14-10A, 217-14-023A, 217-14-024A, and 217-14-026C  
**Staff Contact(s):** Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)
- 8. Brusally Ranch Abandonment (5-AB-2012)**  
**Request:** Adopt **Resolution No. 9205** vacating and abandoning approximately 21,597 square feet of public right-of-way on E. Kalil Drive, 40 feet in width, for a five-lot subdivision located west of N. 84<sup>th</sup> Street and south of E. Cactus Road, with Single-Family Residential District (R1-35) zoning, subject to the following stipulation: a Public Utility Easement and Emergency and Service Vehicle Access Easement shall be reserved and dedicated over the entire width of the right-of-way, including the cul-de-sac.  
**Location:** 8347 E. Kalil Drive  
**Staff Contact(s):** Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)
- 9. Construction Bid Award for Dynamite Boulevard Improvements**  
**Request:** Adopt **Resolution No. 9295** authorizing Construction Bid Award No. 12PB044 to Sunland Inc. Asphalt and Sealcoating, the lowest responsive bidder, at their unit price bid of \$627,000, for constructing bicycle lanes and dust abatement along Dynamite Boulevard from Pima Road to Alma School Parkway.  
**Staff Contact(s):** Derek Earle, Acting Public Works Executive Director, 480-312-2776, [dearle@scottsdaleaz.gov](mailto:dearle@scottsdaleaz.gov)
- 10. Citywide Landscape Construction Services Contract Modifications**  
**Request:** Adopt **Resolution No. 9300** authorizing the following job order contract modifications for the fourth option year for citywide landscape construction services:  
1. Job Order Contract Modification No. 2009-193-COS-A3 with Valley Rain Construction Corp.  
2. Job Order Contract Modification No. 2009-194-COS-A3 with Landscapes Unlimited, LLC.  
**Staff Contact(s):** Derek Earle, Acting Public Works Executive Director, 480-312-2776, [dearle@scottsdaleaz.gov](mailto:dearle@scottsdaleaz.gov)

- 11. Tournament Players Club Stadium Course Pre-Construction Services Contract**  
**Request:** Adopt **Resolution No. 9088** authorizing Design Build Pre-Construction Services Agreement No. 2012-078-COS with Landscapes Unlimited, LLC, in the amount of \$388,010, for renovations to the Stadium Golf Course at the Tournament Players Club of Scottsdale.  
**Staff Contact(s):** Derek Earle, Acting Public Works Executive Director, 480-312-2776, [dearle@scottsdaleaz.gov](mailto:dearle@scottsdaleaz.gov)

Mayor Lane opened public testimony.

The following individuals spoke in opposition to the TPC Stadium Course pre-construction services contract:

- Mark Stuart, Scottsdale citizen
- John Washington, Scottsdale citizen

Mayor Lane closed public testimony.

- 12. Union Hills Drive Right-of-Way Agreement**  
**Request:** Adopt **Resolution No. 9289** authorizing ten-year Right-of-Way Agreement No. 2013-006-COS with the Arizona State Land Department allowing for the continued use and operation of an existing potable water line along the Union Hills Drive alignment from Scottsdale Road to the CAP Water Treatment Plant.  
**Staff Contact(s):** Derek Earle, Acting Public Works Executive Director, 480-312-2776, [dearle@scottsdaleaz.gov](mailto:dearle@scottsdaleaz.gov)
- 13. Ambulance Housing Revocable License Agreement**  
**Request:** Adopt **Resolution No. 9288** authorizing Contract No. 2013-005-COS, a revocable license agreement, with Professional Medical Transport, Inc. to house ambulances and their crews in former Fire Station 601 located at 2857 N. Miller Road.  
**Staff Contact(s):** Derek Earle, Acting Public Works Executive Director, 480-312-2776, [dearle@scottsdaleaz.gov](mailto:dearle@scottsdaleaz.gov)
- 14. Adaptive Recreation Building Remodel Budget Transfers**  
**Request:** Adopt **Resolution No. 9299** to authorize:
1. A General Fund Capital Budget Contingency transfer of \$265,000.
  2. A budget transfer from the Operating Adopted FY 2012/13 Future Grants Budget and/or the Grant Contingency Budget to the Capital Improvement Plan in the amount of \$376,000, to be funded by Community Development Block Grant (CDBG) funds.
  3. Create a new CIP project titled Adaptive Recreation Building Remodel to record all related financial transactions.
- Staff Contact(s):** Derek Earle, Acting Public Works Executive Director, 480-312-2776, [dearle@scottsdaleaz.gov](mailto:dearle@scottsdaleaz.gov)
- 15. Third Party Credit Card Processing Services Contract**  
**Request:** Adopt **Resolution No. 9298** authorizing Contract No. 2013-008-COS with KUBRA Data Transfer, LTD for the purpose of accepting credit card payments, with a convenience fee charged to users, for City of Scottsdale utility bills.  
**Staff Contact(s):** David N. Smith, City Treasurer, 480-312-2364, [dasmith@scottsdaleaz.gov](mailto:dasmith@scottsdaleaz.gov)

- 16. Amended and Restated White Mountain Apache Water Rights Quantification Agreement**  
**Request:** Adopt **Resolution No. 9297** authorizing the Amended and Restated White Mountain Apache Tribe Water Rights Quantification Agreement No. 2008-170-COS-A1, an agreement among the City of Scottsdale, the White Mountain Apache Tribe (WMAT), and various federal and state parties; and the Waiver and Release of Claims for Injury to Water Rights by Parties Other Than the WMAT and the United States (Exhibit 12.1 to the Settlement Agreement). This agreement resolves the water rights claims of the WMAT to the Salt River watershed.  
**Staff Contact(s):** Bruce Washburn, City Attorney, 480-312-2405, [bwashburn@scottsdaleaz.gov](mailto:bwashburn@scottsdaleaz.gov); Brian Biesemeyer, Water Resources Executive Director, 480-312-5683, [bbiesemeyer@scottsdaleaz.gov](mailto:bbiesemeyer@scottsdaleaz.gov)
- 17. Settlement of City of Scottsdale v. Arizona State Retirement System**  
**Request:** Adopt **Resolution No. 9306** authorizing Settlement Agreement No. 2013-024-COS, in the amount of \$1,500,000.00, for *City of Scottsdale v. Arizona State Retirement System*, Case No. CV2011-098477, currently pending in the Superior Court of Maricopa County, Arizona, and related Notice of Claim filed against the City by the Arizona State Retirement System.  
**Staff Contact(s):** Bruce Washburn, City Attorney, 480-312-2405, [bwashburn@scottsdaleaz.gov](mailto:bwashburn@scottsdaleaz.gov);
- City Treasurer David Smith gave a PowerPoint presentation (attached) outlining the terms of the settlement agreement with the Arizona State Retirement System.
- 18. Edmunds-Toll Construction Company v. City of Scottsdale Legal Services Contract**  
**Request:** Adopt **Resolution No. 9308** authorizing Contract No. 2013-026-COS with the law firm of Squire Sanders LLP, in an amount not to exceed \$85,000, for legal services for the City's defense of *Edmunds-Toll Construction Company v. City of Scottsdale*, Maricopa County Superior Court Case No. CV2012-018283.  
**Staff Contact(s):** Bruce Washburn, City Attorney, 480-312-2405, [bwashburn@scottsdaleaz.gov](mailto:bwashburn@scottsdaleaz.gov)
- 19. Monthly Financial Report**  
**Request:** Accept the FY 2012/13 Monthly Financial Report as of October 2012.  
**Staff Contact(s):** David N. Smith, City Treasurer, 480-312-2364, [dasmith@scottsdaleaz.gov](mailto:dasmith@scottsdaleaz.gov)
- 20. Monthly Financial Report**  
**Request:** Accept the FY 2012/13 Monthly Financial Report as of November 2012.  
**Staff Contact(s):** David N. Smith, City Treasurer, 480-312-2364, [dasmith@scottsdaleaz.gov](mailto:dasmith@scottsdaleaz.gov)

#### **MOTION AND VOTE - CONSENT AGENDA**

Councilwoman Klapp moved to approve Consent Items 1 through 20. Councilwoman Milhaven seconded the motion, which carried 7/0.

## REGULAR AGENDA

### 21. Las Aguas Rezoning (8-ZN-2012)

**Requests:**

1. Adopt **Resolution No. 9251** declaring "Las Aguas Development Plan Public Record," as a public record.
2. Adopt **Ordinance No. 4056** approving a zoning district map amendment from Highway Commercial District (C-3) to Planned Unit Development with Amended Development Standards; approving a Development Plan to construct 154 multi-family residential units; finding that the Planned Unit Development District criteria have been met; and determining that the proposed zoning district map amendment is consistent and conforms with the adopted General Plan on a 5± gross acre site.

**Location:** 6640 E. McDowell Road

**Presenter(s):** Kim Chafin, Senior Planner

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

At the request of the applicant, Item 21, Las Aguas Rezoning, was continued to February 5, 2013.

### 22. Compensation Philosophy, Strategy and Program

**Request:** Presentation, discussion, and possible action regarding the City's classification and compensation plan and budget, to include direction to the City Manager regarding the adjustment of minimum salary ranges to ensure the minimum salary range for certain positions be at least 105 percent of the Valley average minimum salary for the same position, and the resulting budget impacts.

**Presenter(s):** Bernadette La Mazza, Acting Human Resources Executive Director

**Staff Contact(s):** Bernadette La Mazza, Acting Human Resources Executive Director, 480-312-7237 [blamazza@scottsdaleaz.gov](mailto:blamazza@scottsdaleaz.gov)

Acting Human Resources Executive Director Bernadette La Mazza gave a PowerPoint presentation (attached) on the City's compensation program, the results of the recent Compensation Study, and the recommendation to adjust the minimum salary ranges of certain impacted positions to at least 105% of the Valley average minimum for the same position. She clarified that the adjustment is a one-time adjustment unless staff is directed otherwise by Council.

Discussion:

- Ms. La Mazza advised that one-third of all City positions will be reviewed each year to determine whether salary adjustments are needed. Any identified adjustments will occur through the annual budget process.
- A comment was made that offering competitive salaries ensures the ongoing quality of the workforce and sends a message to employees that their contributions to the City are valued.
- A Councilmember acknowledged concerns about inequities between the employees who are receiving salary increases and long-term employees with equal salaries who did not receive increases, but pointed out that the employees are receiving the increases because they were not being paid fairly compared to other cities.

### **MOTION NO. 1 - ITEM 22**

Councilwoman Milhaven moved to direct the City Manager to implement the one-time adjustment of the minimum salary ranges to ensure the minimum salary for certain positions is not more than 105% or higher than the highest surveyed city for the Valley average minimum salary for the same position. The motion died for lack of a second.

It was pointed out that the 105% adjustment is a one-time event; therefore, the language regarding the highest surveyed municipality is unnecessary. Human Resources Senior Analyst Mike Murphy confirmed that the proposed language could impact the figures that were presented. He cautioned that Tempe has a policy that automatically increases salaries competitively, which means Scottsdale would not be able to remain competitive at 105%.

Mayor Lane opened public testimony.

The following individuals spoke in support of adjusting the minimum salary range to 105% of the Valley average minimum:

- Jim Nolan, President of Fraternal Order of Police
- Jim Hill, representing the Police Officers of Scottsdale Association (POSA)

Mayor Lane closed public testimony.

Discussion:

- Councilmembers commended staff for their work on the Compensation Study.
- Ms. La Mazza reported that staff will continue their efforts to lower the number of job descriptions and make the compensation process more manageable.
- To keep the City in line with the market range, the importance of using real market conditions, and not anticipated market conditions, was stressed.

### **MOTION NO. 2 - ITEM 22**

Councilwoman Klapp moved to direct the City Manager to apply a one-time 105% market adjustment to 71% of the impacted positions, and not to apply it to those positions where division management has determined the adjustment was not needed, at a cost of \$1.4M for the full year. Vice Mayor Robbins seconded the motion.

Discussion:

- A Councilmember considers the action proposed tonight to be a first step. He encouraged staff to develop a compensation plan that meets all of the employees' needs and includes a merit system.
- A Councilmember stressed the importance of being in alignment with other cities without prompting competitive actions and suggested creating a Human Resources policy to address the issue.

### **VOTE ON MOTION NO. 2 - ITEM 22**

The Council vote on the motion to direct the City Manager to apply a one-time 105% market adjustment to 71% of the impacted positions, and not to apply it to those positions where division management has determined the adjustment was not needed, at a cost of \$1.4M for the full year, carried 7/0.

#### **23. 2014 General Plan Process and Procedures**

**Request:** Discussion and possible direction to staff on the process and procedures associated with the 2014 General Plan.

**Presenter(s):** Erin Perreault, Long Range Planning Manager

**Staff Contact(s):** Paul Katsenes, Community and Economic Development Executive Director, 480-312-2890, [pkatsenes@scottsdaleaz.gov](mailto:pkatsenes@scottsdaleaz.gov); Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)

Long Range Planning Manager Erin Perreault gave a PowerPoint presentation (attached) on the 2014 General Plan process and procedures.

### **MOTION AND VOTE - ITEM 23**

Councilman Littlefield moved to direct staff to proceed with Option One; use a Council-established alternative adoption calendar; use the 2001 General Plan, combined with the 2011 General Plan Update, as a starting point; and work with a Citizen Task Force drawn from the 250 people who volunteered to serve on it through the Visioning Scottsdale Town Hall application process. Councilmember Milhaven seconded the motion, which carried 7/0.

#### **24. Monthly Financial Update**

**Request:** Receive, discuss, and provide possible direction on the City Treasurer's monthly financial presentation as of November 2012.

**Presenter(s):** Joyce Gilbride, Accounting Director

**Staff Contact(s):** David N. Smith, City Treasurer, 480-312-2364, [dasmith@scottsdaleaz.gov](mailto:dasmith@scottsdaleaz.gov)

Accounting Director Joyce Gilbride gave a PowerPoint presentation (attached) on the City's financial status as of November 2012.

Discussion:

- Ms. Gilbride reported that overtime numbers have trended downward since the first quarter and that December's overtime numbers will be even better. Acting City Manager Dan Worth added that the reduction in Police Department overtime has continued for four months in a row and, in December, a positive variance was realized.
- Budget Director Judy McIlroy explained that staff anticipates ending the year with a \$3.6M vacancy savings, which is just over the anticipated \$3.2M in savings.
- A Councilmember pointed out that the Police Department's vacancy savings are swept each month and asked to have the vacancy savings reviewed at the same time as the overtime numbers.

- Mr. Worth said the Police Department is close to being fully staffed. Continuing overtime is primarily the result of officer absences due to training assignments and various physical limitations that preclude their regular duty assignments.
- Staff was asked to break out personnel services for the Police Department as a separate line item on the Monthly Financial Report. Public Safety's approved budget versus any adjustment(s) made by the Finance Department should also be included.

## **MAYOR AND COUNCIL**

### **24A. Request to Agendize a Discussion on Pedicabs and Pedicab Trailers**

**Request:** At the request of Councilman Littlefield, provide possible direction to staff to agendize discussion and possible direction to staff on pedicabs and pedicab trailers, to include:

1. Investigating what other cities in our area are doing to protect public safety by regulating the condition and operation of pedicabs and pedicab trailers and what licensing and insurance requirements they impose on these vehicles, and reporting this information back to the City Council.
2. Suggesting possible ordinances that Scottsdale could adopt to improve the safety of pedicabs and pedicab trailers operating in Scottsdale."

Councilman Littlefield explained that a recent pedicab accident prompted his request to have the item agendized. The intent of the request is to investigate what other cities are doing to regulate pedicabs and pedicab trailers and to obtain staff recommendations about policies that could be put into place to improve safety.

### **MOTION AND VOTE - ITEM 24A**

Councilman Littlefield moved to agendize a discussion and possible direction to staff on pedicabs and pedicab trailers, to include: (1) Investigating what other cities in our area are doing to protect public safety by regulating the condition and operation of pedicabs and pedicab trailers, what licensing and insurance requirements they impose on these vehicles, and reporting this information back to the City Council; and (2) suggesting possible ordinances that Scottsdale could adopt to improve the safety of pedicabs and pedicab trailers operating in Scottsdale. Councilwoman Milhaven seconded the motion, which carried 7/0.

**PUBLIC COMMENT - None**

## **CITIZEN PETITIONS**

### **25. 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 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)

**MOTION NO. 1 - ITEM 25**

Councilmember Phillips moved to direct the City Manager to investigate the citizen petition submitted by Mark Stuart and to prepare a written response to the Council, with a copy to the petitioner. The motion died for lack of a second.

**MOTION NO. 2 AND VOTE - ITEM 25**

Mayor Lane moved to take no action on the citizen petition submitted by Mark Stuart. Councilwoman Milhaven seconded the motion, which carried 6/1 with Councilmember Phillips dissenting.

**MAYOR AND COUNCIL ITEMS - None**

**ADJOURNMENT**

With no further business to discuss, the Regular Meeting adjourned at 7:21 P.M.

**SUBMITTED BY:**



**Carolyn Jagger  
City Clerk**

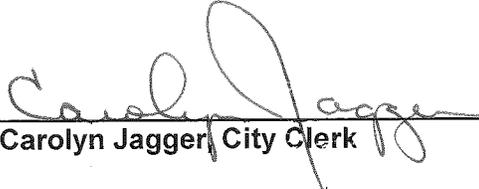
Officially approved by the City Council on February 26, 2013

## 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 22nd day of January 2013.

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

**DATED** this 26th day of February 2013.

  
\_\_\_\_\_  
Carolyn Jagger, City Clerk

**A Citizen's Petition to the Scottsdale City Council**

Pursuant to Article 2, Section 16 of the Scottsdale City Charter, we hereby petition the Scottsdale City Council to postpone the enactment of the lease amendment with the Tournament Players Club of Scottsdale, Inc. (hereinafter the TPC) and the PGA Tour, Inc. (hereinafter the PGA ) for the management of the city's TPC golf facility , for 90 days.

This delay will possibly prevent costly and embarrassing legal action against the city, aimed at overturning the TPC lease.

This delay will allow the city to fully and accurately disclose the financial details of the relationships with these two businesses. It will also allow city staff the opportunity to solicit proposals from similarly well qualified golf course management companies for the management of the TPC golf facility. The citizens of Scottsdale are best served by a market oriented, verifiably competitive golf course management arrangement.

Our city has lost more than \$27 million since 1985 in its business arrangement with the TPC and the PGA. These losses are entirely unnecessary and completely avoidable. Since 1985, these private, for profit businesses, have earned between \$30 million and \$80 million from this arrangement. The city's losses arise because of the failure of the city to enforce the original agreement in a businesslike manner.

The city habitually pays the costs that these private businesses had originally agreed to pay without receiving adequate compensation from these businesses in return. The continuation of this business arrangement will saddle the city with additional losses for the next 20 years.

In written correspondence, and during the city council meetings of Dec. 03, 2012 and Jan. 08, 2013, Mark Stuart, John Washington and others have indicated that the entire business arrangement with the TPC and the PGA is almost certainly a subsidy to these private corporations . Subsidies are prohibited by the Gift Clause of the Arizona Constitution.

Mr. Stuart has indicated that he will ask a court to abrogate this business arrangement on the grounds that it is unconstitutional. He indicated that he will not pursue legal action, if the city provides a substantive, well researched rebuttal to the claims he presented to the city council on Jan. 8, 2013.

Litigation is to be avoided whenever possible.

We humbly request that the city council discuss this petition at the next council meeting, and that the city take all reasonable steps to avoid litigation of these issues.

*Submitted  
by Mark Stuart*





## Arizona State Retirement System (ASRS)

Council Presentation  
January 22, 2013  
Prepared by: Finance and Accounting Division

## Arizona State Retirement System (ASRS)

### 2008/09 Budget Strategies

#### A. Incentivize Early Retirements:

- 100 participants (94 ASRS: 6 PSPRS)
- \$ 3.4 million unused vacation and medical leave
- \$ 3.2 million Retirement Incentive: 1-week/service year
- \$ 5.8 million additional pension liability (ASRS invoice)

#### B. Eliminate vacated positions:

- \$ 6.9 million annual salary savings (100 positions)
- \$ 1.7 million benefit savings (est. 25% of salary)

## Arizona State Retirement System (ASRS)

### Arizona Revised Statutes § 38-749

*"If a termination incentive program...results in an actuarial unfunded liability to ASRS..."*

*Employer must pay ASRS the resulting actuarial liability;  
unpaid amounts accrue 8% interest per year.*

3

## Arizona State Retirement System (ASRS)

Service (pre-1984 or post-1984)	>25 yrs.	<25 yrs.
Number of ASRS Retirees	48	46

(Dollars in Millions)

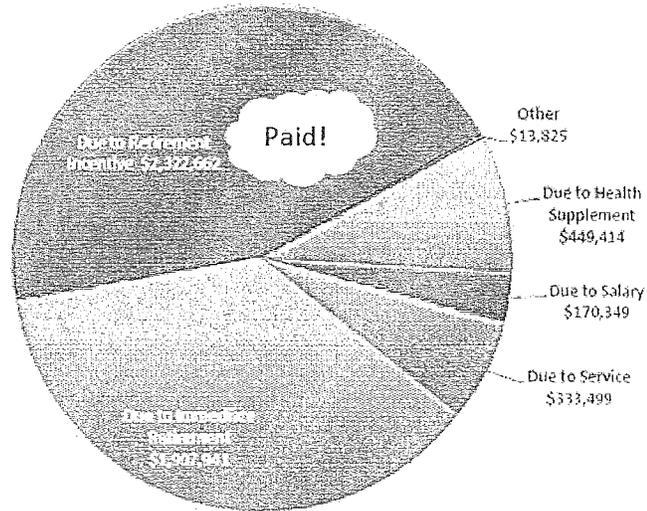
Retirement Incentive Paid	\$ 1.88	\$ 1.34
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### ASRS \$5.18 Invoice for Change in Pension Liabilities:

Due to Retirement Incentive	\$ 2.32	\$ ---
Due to Immediate Retirement	1.58	0.33
Due to Service Difference	0.15	0.18
Due to Salary Difference	0.16	0.01
Health Supplement Cost	<u>0.25</u>	<u>0.20</u>
Total	\$ 4.46	\$ 0.72
Percent of total	86.1%	13.9%

4

## Arizona State Retirement System (ASRS)



## Arizona State Retirement System (ASRS)

### Legal Arguments to Void ASRS Invoice

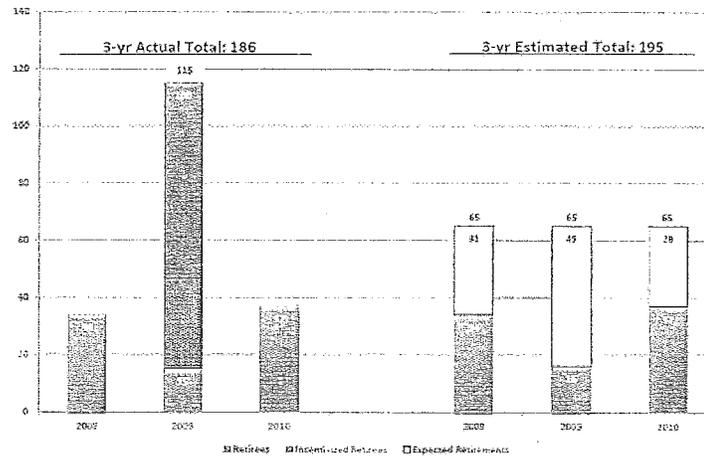
1. No liability resulted from "Immediate Retirement":
  - a. All participants were eligible to retire: the plan did *nothing* to enhance retirement eligibility.
  - b. ASRS did not recognize the benefit of expected retirements "avoided" by the retirement incentive program.
2. ASRS included charges for database errors:

Database errors were not "the result of" the incentive plan.
3. ASRS did not follow State Law for rulemaking:

ASRS "rules" for determining the liability resulting from Retirement Incentive programs are therefore void.

# Arizona State Retirement System (ASRS)

City of Scottsdale  
ASRS Retirements



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# Arizona State Retirement System (ASRS)

## Legal Arguments to Void ASRS Invoice

1. No liability resulted from "Immediate Retirement":
  - a. ASRS did not offset the liability for normal retirements "avoided" by the retirement incentive program.
  - b. All participants were already eligible to retire: the plan did nothing to enhance their eligibility.
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8

## Arizona State Retirement System (ASRS)

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3. ASRS did not follow State Law for rulemaking:

ASRS "rules" for determining the liability resulting from Retirement Incentive programs are therefore void.

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## Arizona State Retirement System (ASRS)

### A.R.S §41-1001.01(A) Agency Rulemaking

*"...to insure fair and open regulation by state agencies..."*

### Governor's Regulatory Review Council (GRRC)

Publish Notice

30-day comment period

Respond and file Rule with GRRC

60-day comment period

Obtain GRRC approval

10

## Arizona State Retirement System (ASRS)

### December 20, 2012 Mediation

ASRS Invoice: April 2010	\$ 5,282,052	
Agreed Adjustments: July 2010	(41,286)	
COS Payment: July 2010	<u>(2,322,662)</u>	
Unpaid Balance	\$ 2,918,104	
Accrued Interest @ 8%/year	<u>554,440</u>	
Amount in Dispute	\$ 3,472,544	100%
Agreed Settlement	<u>(1,500,000)</u>	(43)%
<b>Waived in Mediation</b>	<b>\$ 1,972,544</b>	<b>57%</b>

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## Arizona State Retirement System (ASRS)

### Settlement Financial Impact

\$ 554,440 Waiver of Accrued Interest = no impact  
(interest was never accrued/expensed.)

\$ 1,418,104 Waiver of Invoice Balance = Misc.  
Receipt in FY12/13 (invoice was accrued/expensed  
in FY09/10.)

\$1,256,383 = General Fund

\$ 161,721 = Other Funds (Trans, Water/Sewer, etc.)

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**Arizona State Retirement  
System (ASRS)**

Council Action

Approve ASRS settlement agreement  
in the amount of \$1,500,000

Item 22

## Compensation Update

Bernadette La Mazza  
Acting Human Resources Executive Director  
January 22, 2013

## Compensation Study

Items	Status
Job Description Review	Reviewed/revised all city job descriptions (564) – completed September 2012
Market Based Analysis	Benchmarked all city job descriptions against competitors (cities) – completed October 2012
Cost Calculations for 105% (at the minimum of the salary range) based on Market Analysis	Calculated costs for all city job descriptions – completed November 2012
Review market based benchmarks with departments	Meetings completed December 2012

## Compensation Strategies

### Immediate Action:

- Apply a one-time 105% market adjustment
  - Applied to the majority (71%) of impacted positions
  - Not applied to those positions where division management determined adjustments are not needed
  - Cost of implementation based on proposed market adjustment and division management discretion = \$1.4M (full-year)

3

## Actions Moving Forward

- Establish consistent 45% pay range spreads
- Conduct annual review of 1/3 of all classifications
- Future adjustment of pay ranges as needed
  - Based on market, recruitment and retention
- Budget annually for proposed merit increases based on available funds
- Include within budget low cost/high impact programs based on available funds:
  - Superior Performance Awards
  - Tuition Reimbursement

What is the cost of moving the minimum salaries to 105% of market average minimum?

- The total cost (with associated benefit costs) for a full-year is **\$1.4M.**
- **393** employees will receive salary increases.

5

Impact of 105% Market Adjustment (to minimum of mkt average pay scale)? (full-time employees only)

Pay Raises Resulting from Adjusting the Minimum of Ranges of Certain Positions to 105% of the Market Average Minimum

Range of Raises	# of Employees	Pct of Workforce	Avg. Tenure (Yrs)	Avg. Increase Pct	Pct of Total Adjustments
Over \$5000	54	3%	6	14 %	43 %
\$0 - \$5000	339	15%	5	5 %	57 %
No Raise	1761	82%	11	0 %	0.00 %
Total Employees	2154				

*Includes associated benefits costs*

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# Scottsdale General Plan 2014

Long Range Planning Services  
January 22, 2013  
City Council Meeting

## General Plan Overview

- Legal Document
  - ✓ State Statute
  - ✓ City Charter
- Establish community vision
- Guide all aspects of city
- Implement through recommendations and decisions from:
  - ✓ Citizens/Private Sector
  - ✓ Boards & Commissions
  - ✓ City Council



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<b>Appendix</b>	
• Appendix A - Glossary	
• Appendix B - Map	
• Appendix C - Map	

## State Requirements

- General Plans are required under ARS 9-461.05
  - Effective up to 10 years
  - Update required every 10 years
    - ✓ City Council adoption
    - ✓ Voter Ratification
  - 17 State-mandated elements (contents)
    - 2 new elements required since 2001
      - ✓ Energy
      - ✓ Neighborhood Preservation & Revitalization
    - New requirement in 2012:
      - ✓ Identify sources of mining aggregates



3

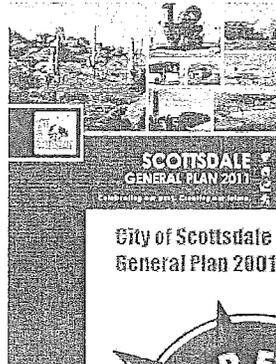
## State Update Extension

- 2010: HB 2145 extended update timeframe to 2015
- ARS 11-804 Sec. 3: Suspension of action on city or town general plan  
Notwithstanding section 9-461.06, subsection K, Arizona Revised Statutes, a city or town council is not required to readopt an existing general plan or adopt a new general plan until July 1, 2015.

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## Scottsdale General Plan

- General Plan adopted 2001, ratified 2002
- 2011 Update began Jan. 2009
  - ✓ City Council adopted October 2011
  - ✓ Unsuccessful ratification March 2012 Special Election
- 2001 Scottsdale General Plan remains in effect



## General Plan Moving Forward

- Recent City Council Discussion/Direction:
  - April 3, 2012 City Council Meeting
    - ✓ Discussed/No Action
      - Possibility for GP Task Force
      - Exploring a Visioning Process
      - Establishing a City Council Sub-Committee
      - Establishing a GP working group
      - ✓ **Request that staff return with a proposed GP process schedule for Council discussion and direction in June 2012**
  - May 8, 2012 City Council Meeting/Citizen Petition:
    - ✓ Citizen Petition
      - Request information from voters that opposed the 2011 GP
      - Draft a clear vision statement
      - Update the 2001 GP (not 2011 Plan) to support the new vision statement
      - Draft strict major GP amendment criteria
      - ✓ **City Council unanimously voted to include these citizen petition items as topics to be discussed at the June 19, 2012 GP Work Study Session**

## General Plan Moving Forward

- Recent City Council Discussion/Direction:
  - June 19, 2012 City Council Meeting:
    - ✓ Proceed with procurement for Visioning Consultant
    - ✓ Staff to revisit with Council for further direction early 2013
  - December 4, 2012 City Council Meeting :
    - ✓ Council approval of Arizona Town Hall contract to facilitate the “Visioning Scottsdale Town Hall”

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## General Plan 2014 Discussion Items

- **2014 General Plan Process**
  - Process Options 1, 2 or 3 – Update or New Plan?
  - Community/Council Engagement
    - Citizen Steering Committee/Sub-Committees
    - Citizen Task Force
    - Council Sub-Committee
  - Timing
    - Major GP Amendment Timing (May-November)
    - Council Established Alternative Option Calendar
  - Plan Starting Point (2001, 2011 or Combination)
  - Citizen Petition Items
  - Other Council Directed Items

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## Council Direction: Process Options

- **Option One – New Vision/GP Update**
  - Staff Recommended Option
    - New vision statement
    - Changes/additions to goals, policies – align with vision
    - Community Engagement: Discuss Community Topics
    - Council established alternative adoption calendar
      - Community Outreach March 2013-April 2014
      - PC Recommendation March 2014
      - Council Hearing/Adoption April 2014
      - Ratification Election November 2014
    - Staffing: LRP Staff, Other City Staff, Possible Consulting Svcs.
    - FY 2013/14 Estimated Budget Request: \$100K

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## Council Direction: Process Options

- **Option Two – New Vision/Minimal GP Update**
  - Incorporate new vision/state-mandated elements
  - Community outreach focused only on new content
  - 2013 major amendment process
    - Citizen group reviews 2011 GP new addition drafts/community feedback (February-May 2013)
    - May – Nov 2013: major amendment process/public hearings
    - Nov 2014 election
  - Council established alternative adoption calendar
    - Citizen group creates new GP additions/community feedback March 2013-April 2014
    - PC Recommendation March 2014
    - Council Hearing/Adoption April 2014
    - Ratification Election November 2014
  - Staffing: Existing PNT/LRP staff
  - FY 2013/14 Estimated Budget Request: Minimal

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## Council Direction: Process Options

- **Option Three – Creating a New General Plan**
  - Incorporate new vision/state-mandated elements
  - Craft all new goals, policies from “scratch”
  - Extensive community outreach –
  - Timing
    - 2 – 3 years
    - On ballot 2015 (special election) or 2016 (regular election)
    - 2016 election is post 2015 state statute extension
  - Staffing: LRP Staff, Other City Staff, Staff Recruitment and/or Expanded Consultant Services
  - FY 2013/14 Estimated Budget Request: \$300-500K;  
Plus Possible Special Election Costs \$300K

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## General Plan 2014 Discussion Items

- **2014 General Plan Process**
  - Process Options 1, 2 or 3 – Update or New Plan?
  - Community/Council Engagement
    - Citizen Steering Committee/Sub-Committees
    - Citizen Task Force
    - Council Sub-Committee
  - Timing
    - Major GP Amendment Timing (May-November)
    - Council Established Alternative Option Calendar
  - Plan Starting Point (2001, 2011 or Combination)
  - Citizen Petition Items
  - Other Council Directed Items

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## **Council Direction: Community/Council Engagement**

- **Citizen/Council Engagement Options**
  - Steering Committee
    - Council appointed
    - AZ Town Hall selection from applications
    - Topic sub-committees
  - Task Force
    - Council appointed
    - AZ Town Hall selection from applications
  - Council Sub-Committee

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## **General Plan 2014 Discussion Items**

- **2014 General Plan Process**
  - Process Options 1, 2 or 3 – Update or New Plan?
  - Community/Council Engagement
    - Citizen Steering Committee/Sub-Committees
    - Citizen Task Force
    - Council Sub-Committee
  - Timing
    - Major GP Amendment Timing (May-November)
    - Council Established Alternative Option Calendar
  - Plan Starting Point (2001, 2011 or Combination)
  - Citizen Petition Items
  - Other Council Directed Items

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## Council Direction: Process Timing

- **Major GP Amendment Timeline**
  - Difficult to achieve November 2014 vote timing
  - Eliminates Option One
  - Option Three: Difficult to achieve 2015 Deadline
  
- **City Council Alternative Adoption Calendar**
  - State Statute permissible
  - Accommodates all three process options
  - Major General Plan amendment processing the same

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## General Plan 2014 Discussion Items

- **2014 General Plan Process**
  - Process Options 1, 2 or 3 – Update or New Plan?
  - Community/Council Engagement
    - Citizen Steering Committee/Sub-Committees
    - Citizen Task Force
    - Council Sub-Committee
  - Timing
    - Major GP Amendment Timing (May-November)
    - Council Established Alternative Option Calendar
  - Plan Starting Point (2001, 2011 or Combination)
  - Citizen Petition Items
  - Other Council Directed Items

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## Council Direction: Starting Point

- **2001 General Plan**
  - Citizen petition preferred
  - Voter Ratified in 2002
- **2011 General Plan**
  - More of a visual format/graphics/maps
  - More direct/stringent major amendment criteria
  - Citizen-drafted new state-statute required elements
  - Streamlined/Removed Redundancies of 2001 Plan
- **Utilize Combination of 2001/2011 Plans (Staff Recommended)**
  - Use 2001 as the baseline Plan
  - 2011 Plan – examples of alternate ideas for citizen consideration

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## General Plan 2014 Discussion Items

- **2014 General Plan Process**
  - Process Options 1, 2 or 3 – Update or New Plan?
  - Community/Council Engagement
    - Citizen Steering Committee/Sub-Committees
    - Citizen Task Force
    - Council Sub-Committee
  - Timing
    - Major GP Amendment Timing (May-November)
    - Council Established Alternative Option Calendar
  - Plan Starting Point (2001, 2011 or Combination)
  - Citizen Petition Items
  - Other Council Directed Items

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## Council Direction: Citizen Petition Items

- May 8, 2012 Citizen Petition to Council:
  - Citizen Petition
    - Request information from voters regarding the 2011 GP/process
      - ✓ Completed April-December 2012
    - Draft a clear vision statement
      - ✓ In process – Future Leaders Town Hall Jan. 24<sup>th</sup>;  
Scottsdale Visioning Town Hall Feb 6<sup>th</sup>, 7<sup>th</sup> & 11<sup>th</sup>, 2013
    - Update the 2001 GP (not 2011 Plan) to support the new vision
      - ✓ Council decision point
    - Draft strict major GP amendment criteria
      - ✓ Accommodated best by Process Options 1 & 3

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## General Plan 2014 Discussion Items

- 2014 General Plan Process
  - Process Options 1, 2 or 3 – Update or New Plan?
  - Community/Council Engagement
    - Citizen Steering Committee/Sub-Committees
    - Citizen Task Force
    - Council Sub-Committee
  - Timing
    - Major GP Amendment Timing (May-November)
    - Council Established Alternative Option Calendar
  - Plan Starting Point (2001, 2011 or Combination)
  - Citizen Petition Items
  - Other Council Directed Items

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## Next Steps

- Community Visioning  
*January – March 2013*
- City Council Direction on 2014 General Plan Update:  
*January 2013*
- Follow-Up Council Actions From January 2013 Direction  
*February – March 2013*
- Community Outreach for 2014 General Plan Update  
*TBD*
- Planning Commission Recommendation on General Plan:  
*TBD*
- City Council Hearing/Adoption of General Plan:  
*TBD*
- General Plan Target Election  
*November 2014*

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Options ★	GP Update or New Plan	Plan Contents	Community Engagement	Timing to Meet 2015 Deadline	Staffing	Estimated Budget Implications
Option 1 Staff Recommended	Moderate Update	<ul style="list-style-type: none"> <li>- New Vision</li> <li>- Align goals/policies with vision</li> <li>- New state elements</li> <li>- Changes over time</li> <li>- Address community requested discussion</li> </ul>	Moderate to Extensive	Alternative Adoption Calendar	Existing LRP Staff Existing Other City Staff Possible Consultants	\$100K FY 2013/14 ★
Option 2	Minimal Update	<ul style="list-style-type: none"> <li>- New Vision</li> <li>- New state elements</li> </ul>	Minimal	Major GP Amendment (2013 for 2014 Election) ~ (2014 for 2015 Special Election) OR Alternative Adoption Calendar	Existing LRP Staff Existing Other City Staff	Minimal FY 2013/14
Option 3	New Plan	<ul style="list-style-type: none"> <li>- New Vision</li> <li>- New goals/policies</li> <li>- New state elements</li> <li>- Changes over time</li> <li>- Address community requested discussion</li> <li>- Potential new elements</li> </ul>	Extensive	Major GP Amendment (2014 for 2015 Special Election) OR Alternative Adoption Calendar	Existing LRP Staff Existing Other City Staff Possible Staff Recruitment Possible Expanded Consultants	\$300-\$500K FY 2013/14 ★ \$900K FY 2014/15 Possible 2015 Special Election \$

**Other Decision Items for Consideration:**

- Community/Council Engagement
  - Citizen Envisioning Committee/Subcommittees (Council or Consultant Appointed) ★
  - Citizen Task Force (Council or Consultant Appointed) ★
  - Council Sub-Committee ★
- Plan Starting Point (2001, 2011, Combination)
- Timing (Major GP Calendar OR Alternative Option Calendar) ★
- Citizen Petition Items (Benchmarking with Community, Drafting Vision Statement, 2001 GP Starting Point, Draft Strict GP Amendment Criteria)

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## Benchmarking Themes

- Common Themes

- Improve vision statement
- ‘Town Hall’ vision process
  - Application process
  - Engage diverse/all voices
- Re-examine amendment criteria
- Reduce number of Character Areas
- Citizen group to update
- Certain aspects of 2011 plan
  - More visual format/graphics/maps
  - Certain amendment criteria changes/additions
    - > Removal of resort star flexibility
    - > 10 acres city-wide

- Varied Themes

- 2001 vs. 2011 document
- Character Areas
  - Reduced number – 6 too few
  - 24 Character Areas – too many
  - What is the appropriate number?
- How to engage community moving forward
- 2011 amendment criteria
  - Combining land use categories
  - Re-examine land use definitions
  - Make plan more difficult to amend

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## Scottsdale Visioning : Summary

1991-92 : \$350,000

- 18-Month Process
- Developed “Scottsdale Shared Vision”
  - 4 Dominant Themes
  - 24 Vision Tasks
- Mayor & Council Removed from Process
  - Encourage unrestrained exchange of citizen ideas
  - Hired Community Options Group (Swaback/BRW) as Consultants
- City Staff Provided:
  - Support to Consultant and Citizenry
  - Provide Guidance/Expertise to Committees
  - Review Reports/Provide Professional Suggestions

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## CityShape 2020: Summary

1994-96: \$325,000

- 16-Month Visioning Process
- Informed Update to General Plan (1996)
  - *6 Guiding Principles*
  - *Recommended creation of Character & Neighborhood Plans*
  - *Intended to guide General Plan in relation to the Scottsdale Shared Vision (4 Dominant Themes)*
  - *3 Consultants: Decker + Associates (facilitation), Tischler (fiscal), Cassidy (legal)*
- City Council:
  - *Approved work plan, objectives & budget*
  - *Appointed steering committee based on application process*
  - *Membership (Chair) on steering committee*
- City Staff:
  - *Support & Guidance to Steering Committee & Advisory Team*

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## Future In Focus: Summary

1999-2000: \$300,000

- 12-Month Community Involvement Process
- Process to Update General Plan (2001)
  - *7 Key Community Issues*
  - *Integrate Growing Smarter Requirements*
  - *Utilize basis from Shared Vision & CityShape 2020*
- City Council:
  - *Approved budget & consultant contract – Rozelle Group/BRW*
  - *Provide direction/approval of process*
- City Staff:
  - *Support to 24-person Working Group*
  - *Incorporate Working Group edits and other community comments*
  - *Manage all other outreach with consultant assistance*

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# Scottsdale General Plan

- State Mandated Elements
  - Land Use
  - Housing
  - Conservation, Rehabilitation & Redevelopment
  - Conservation
  - Environmental Planning
  - Open Space
  - Recreation
  - Cost of Development
  - Growth Areas
  - Public Buildings
  - Public Services and Facilities
  - Safety
  - Water Resources
  - Circulation
    - Bicycling
  - Energy (NEW)
  - Neighborhood Preservation & Revitalization (NEW)
- Community Created Elements
  - Character & Design
  - Economic Vitality
  - Community Involvement

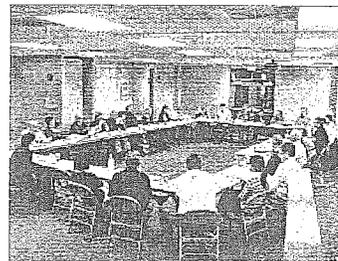
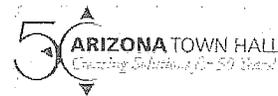


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# Consultant Team

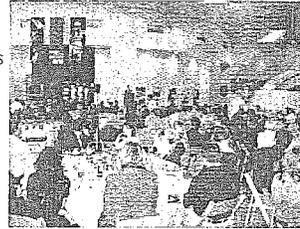
- Arizona Town Hall
  - Non-profit organization
  - Known for state-wide Town Halls
  - Also acts as consultant
- Tara Jackson, President
- Highly-skilled professional volunteers



2006 Downtown Scottsdale Town Hall Panel Oscillo

## Proposed Visioning Process

- Visioning Scottsdale Town Hall:
  - Community invited to apply to participate
  - Consultant selects 100 participants from applications
  - Opening ceremony/speakers
  - Break into 3 panels of 33-34 and each creates draft consensus report by end of day 2
  - Consultant compiles all three reports into one draft consensus report
  - Participants edit draft report on final day
  - Establish vision statement/community values
- Future Leaders Town Hall
- Public comment & review of Final Report/Vision and Values Statements
- Planning Commission & City Council presentations



2008 Downtown Scottsdale Town Hall

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## Tentative Schedule

- **Town Hall Application Period: December 5 – January 11**
- Notify selected participants: Week of January 20
- Future Leaders Town Hall: January 24, 2013
- **Visioning Scottsdale Town Hall: February 6, 7 & 11, 2013**
- Town Hall Results Open House: February 21, 2013
- Vision Statement/Final Report Open Public Comment Period: February - March 2013
- Planning Commission Presentation: March 2013
- City Council Presentation: April 2013

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## Monthly Financial Update As of November 30, 2012

City Council  
January 22, 2013  
Prepared by: Finance and Accounting Division

### General Fund Operating Sources November 2012: Fiscal Year to Date

(in millions: rounding differences may occur)

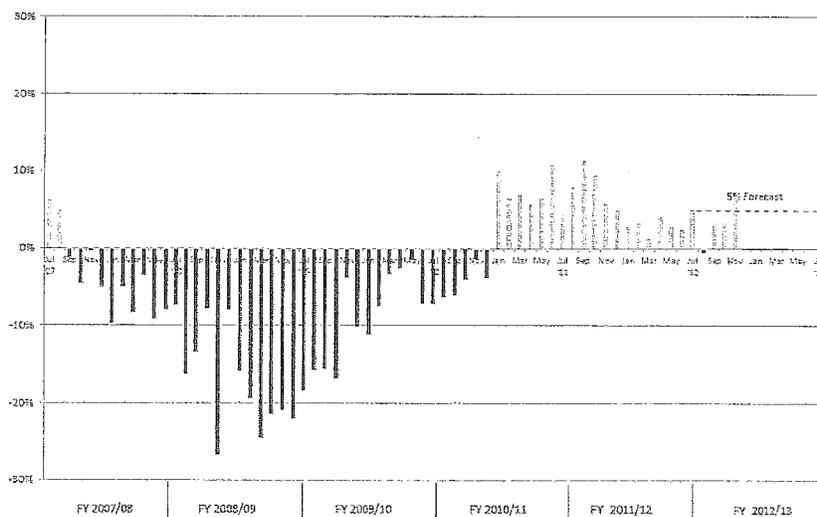
Sources Category	FY 10/11	FY 11/12	FY 12/13	FY 12/13	Actual vs. Budget	
	Actual	Actual	Actual	Budget	Fav/(Unf)	%
Sales Tax: 1.0% General Purpose	\$29.3	\$31.5	\$32.5	\$33.0	(\$0.6)	(2%)
.0.1% Public Safety	2.9	3.1	3.2	3.2	-	-
State Shared: Sales Tax	7.0	6.9	7.0	7.2	(0.1)	(2%)
Revenue	9.5	7.6	9.3	9.3	-	-
Auto Lieu Tax	3.3	3.0	3.0	3.1	(0.2)	(6%)
Property Taxes (Primary)	9.4	9.4	10.4	9.7	0.7	8%
Franchise Fees/In-Lieu Tax	5.1	5.2	5.4	5.2	0.2	5%
Other: Licenses, Permits & Fees	2.6	2.5	2.5	2.6	(0.1)	(3%)
Fines & Forfeitures	2.9	2.9	2.8	2.9	(0.1)	(2%)
Miscellaneous	3.2	3.3	2.6	2.2	0.4	17%
Building Permits	3.4	3.4	4.5	3.2	1.3	39%
Interest Earnings	0.7	0.3	0.5	0.5	0.1	12%
Indirect Cost Allocations	5.6	3.5	2.9	2.9	-	-
Transfers In	7.9	5.6	4.5	4.3	0.2	5%
<i>Subtotal Operating Sources</i>	<u>\$92.8</u>	<u>\$88.2</u>	<u>\$91.0</u>	<u>\$89.2</u>	<u>\$1.8</u>	<u>2%</u>
Bed Taxes (gross)	3.5	3.6	-	-	n/a	n/a
<i>Total Operating Sources</i>	<u>\$96.2</u>	<u>\$91.8</u>	<u>\$91.0</u>	<u>\$89.2</u>	<u>\$1.8</u>	<u>2%</u>

## General Fund Operating Sources: Sales Tax November 2012: Fiscal Year to Date

(in millions: rounding differences may occur)

1.0% Sales Tax Category	FY 10/11	FY 11/12	FY 12/13	FY 12/13	Actual vs. Budget	
	Actual	Actual	Actual	Budget	Fav/(Unf)	%
<u>Consumer Spending:</u>						
Small retail stores	\$4.5	\$4.9	\$5.2	\$5.4	(\$0.2)	(3%)
Large retail stores	3.2	3.4	3.4	3.6	(0.1)	(3%)
Misc goods & services	1.8	2.1	2.0	2.1	(0.1)	(4%)
Grocery & convenience	2.3	2.3	2.4	2.4	-	-
Auto sales & maintenance	3.3	3.7	4.2	4.1	0.2	4%
<u>Tourism/Entertainment:</u>						
Hotel lodging & misc sales	1.2	1.2	1.2	1.3	-	-
Restaurants & bars	2.5	2.7	2.8	2.9	(0.1)	(3%)
<u>Business:</u>						
Construction	2.9	3.5	3.5	3.9	(0.5)	(12%)
Rental	4.7	4.8	5.0	4.9	0.1	2%
Utilities	2.0	2.0	2.0	2.1	-	-
Licenses, penalties/interest	0.4	0.5	0.5	0.6	-	-
<i>Subtotal 1.0% Sales Tax</i>	<i>\$28.9</i>	<i>\$31.1</i>	<i>\$32.3</i>	<i>\$33.0</i>	<i>(\$0.8)</i>	<i>(2%)</i>
Large Audit Adjustments	0.4	0.4	0.2	0.0	0.2	
<i>Total 1.0% Sales Tax</i>	<i>\$29.3</i>	<i>\$31.5</i>	<i>\$32.5</i>	<i>\$33.0</i>	<i>(\$0.6)</i>	<i>(2%)</i>

## General Fund Sales Tax: 1.0% General Purpose – Year over Year Change (excluding large audit adjustments)



## General Fund Operating Uses: by Category November 2012: Fiscal Year to Date

(in millions: rounding differences may occur)

Category	FY 10/11	FY 11/12	FY 12/13	FY 12/13	Actual vs. Budget	
	Actual	Actual	Actual	Budget	Fav/(Unf)	%
Personnel Services*:						
Salaries & Wages	\$50.2	\$47.7	\$48.0	\$48.1	\$0.1	-%
Overtime	2.0	2.2	2.7	2.1	(0.7)	(31%)
FICA	3.4	3.3	3.3	3.3	-	-%
Retirement	5.6	5.7	6.6	6.5	(0.1)	(1%)
Health/Dental & Misc	4.4	5.6	6.2	6.3	0.1	2%
<i>Total Personnel Services</i>	<i>\$65.7</i>	<i>\$64.4</i>	<i>\$66.8</i>	<i>\$66.3</i>	<i>(\$0.5)</i>	<i>(1%)</i>
Contractual, Commodities, Capital Outlay	22.6	21.6	23.2	25.0	1.7	7%
<i>Total Operating Expenses</i>	<i>\$88.2</i>	<i>\$86.0</i>	<i>\$90.0</i>	<i>\$91.3</i>	<i>\$1.2</i>	<i>1%</i>
Debt Serv. & Contracts	1.6	1.3	1.1	1.4	0.3	22%
Transfers Out	2.6	1.5	3.0	3.0	-	-
<i>Total Operating Uses</i>	<i>\$92.5</i>	<i>\$88.8</i>	<i>\$94.2</i>	<i>\$95.7</i>	<i>\$1.5</i>	<i>2%</i>

\*Pay Periods thru  
November:                   11                   11                   11

## General Fund Operating Uses: by Division November 2012: Fiscal Year to Date

(in millions: rounding differences may occur)

Division	FY 10/11	FY 11/12	FY 12/13	FY 12/13	Actual vs. Budget	
	Actual	Actual	Actual	Budget	Fav/(Unf)	%
Mayor & Council, Charter Officers	\$7.8	\$7.1	\$7.2	\$7.7	\$0.5	7%
Administrative Services	6.1	6.0	6.4	6.6	0.1	2%
Comm. & Econ Development	11.6	10.3	10.0	10.0	0.1	1%
Community Services	14.3	12.8	13.9	14.3	0.4	3%
Public Safety - Fire	10.6	11.0	12.1	12.4	0.4	3%
Public Safety - Police	31.9	32.4	33.7	33.0	(0.7)	(2%)
Public Works	5.9	6.4	6.7	7.2	0.4	6%
<i>Total Operating Expenses</i>	<i>\$88.2</i>	<i>\$86.0</i>	<i>\$90.0</i>	<i>\$91.3</i>	<i>\$1.2</i>	<i>1%</i>

## General Fund Results: Summary November 2012: Fiscal Year to Date

(in millions: rounding differences may occur)

	FY 10/11	FY 11/12	FY 12/13	FY 12/13	Actual vs. Budget	
	Actual	Actual	Actual	Budget	Fav/(Unf)	%
Sources	\$96.2	\$91.8	\$91.0	\$89.2	\$1.8	2%
Uses	92.5	88.8	94.2	95.7	1.5	2%
Change in Fund Balance	\$3.7	\$3.0	(\$3.2)	(\$6.5)	\$3.3	

## General Fund Operating Sources November 2012

(in millions: rounding differences may occur)

Sources Category	FY 10/11	FY 11/12	FY 12/13	FY 12/13	Actual vs. Budget	
	Actual	Actual	Actual	Budget	Fav/(Unf)	%
Sales Tax: 1.0% General Purpose	\$6.1	\$6.4	\$6.9	\$6.8	-	-
0.1% Public Safety	0.6	0.6	0.7	0.7	-	-
State Shared: Sales Tax	1.4	1.4	1.4	1.4	-	-
Revenue	1.9	1.5	1.9	1.9	-	-
Auto Lieu Tax	0.6	0.5	0.6	0.6	-	-
Property Taxes (Primary)	6.0	6.1	7.3	6.2	1.1	18%
Franchise Fees/In-Lieu Tax	0.0	2.4	0.0	0.0	-	-
Other: Licenses, Permits & Fees	0.7	0.6	0.7	0.7	-	-
Fines & Forfeitures	0.6	0.5	0.5	0.6	-	-
Miscellaneous	0.7	0.6	0.6	0.3	0.3	80%
Building Permits	0.8	0.6	0.8	0.6	0.2	34%
Interest Earnings	0.1	0.0	0.1	0.1	-	-
Indirect Cost Allocations	1.1	0.8	0.6	0.6	-	-
Transfers In	1.6	0.6	0.6	0.6	-	-
Subtotal Operating Sources	\$22.2	\$22.9	\$22.6	\$21.0	\$1.6	7%
Bed Taxes (gross)	1.5	1.1	-	-	n/a	n/a
Total Operating Sources	\$23.7	\$24.0	\$22.6	\$21.0	\$1.6	7%

## General Fund Operating Sources: Sales Tax November 2012

(in millions: rounding differences may occur)

1.0% Sales Tax Category	FY 10/11	FY 11/12	FY 12/13	FY 12/13	Actual vs. Budget	
	Actual	Actual	Actual	Budget	Fav/(Unf)	%
<u>Consumer Spending:</u>						
Small retail stores	\$0.9	\$1.0	\$1.1	\$1.1	(\$0.1)	(5%)
Large retail stores	0.7	0.7	0.7	0.7	-	-
Misc goods & services	0.4	0.4	0.4	0.4	-	-
Grocery & convenience	0.4	0.5	0.5	0.5	0.1	12%
Auto sales & maintenance	0.6	0.7	0.9	0.8	-	-
<u>Tourism/Entertainment:</u>						
Hotel lodging & misc sales	0.4	0.4	0.4	0.4	-	-
Restaurants & bars	0.5	0.6	0.6	0.7	-	-
<u>Business:</u>						
Construction	0.6	0.6	0.7	0.8	(0.1)	(16%)
Rental	0.9	0.9	1.0	0.9	0.1	11%
Utilities	0.4	0.4	0.4	0.4	-	-
Licenses, penalties/interest	0.1	0.1	0.2	0.1	-	-
<i>Subtotal 1.0% Sales Tax</i>	<i>\$6.0</i>	<i>\$6.4</i>	<i>\$6.8</i>	<i>\$6.8</i>	<i>-</i>	<i>-</i>
Large Audit Adjustments	0.1	0.0	0.0	0.0	-	-
<i>Total 1.0% Sales Tax</i>	<i>\$6.1</i>	<i>\$6.4</i>	<i>\$6.9</i>	<i>\$6.8</i>	<i>\$0.0</i>	<i>0%</i>

## General Fund Operating Uses: by Category November 2012

(in millions: rounding differences may occur)

Category	FY 10/11	FY 11/12	FY 12/13	FY 12/13	Actual vs. Budget	
	Actual	Actual	Actual	Budget	Fav/(Unf)	%
<u>Personnel Services*:</u>						
Salaries & Wages	\$9.0	\$8.5	\$8.5	\$8.6	\$-	-
Overtime	0.3	0.5	0.4	0.3	(0.1)	(30%)
FICA	0.6	0.6	0.6	0.6	-	-
Retirement	1.0	1.0	1.2	1.2	-	-
Health/Dental & Misc	0.6	1.1	1.2	1.3	-	-
<i>Total Personnel Services</i>	<i>\$11.5</i>	<i>\$11.7</i>	<i>\$11.9</i>	<i>\$12.0</i>	<i>\$-</i>	<i>-</i>
Contractual, Commodities, Capital Outlay	4.6	4.7	4.7	4.6	(0.1)	(2%)
<i>Total Operating Expenses</i>	<i>\$16.2</i>	<i>\$16.4</i>	<i>\$16.6</i>	<i>\$16.6</i>	<i>(\$0.1)</i>	<i>-%</i>
Debt Serv. & Contracts	1.0	0.5	0.1	0.4	0.3	74%
Transfers Out	1.4	0.6	0.0	0.0	-	-
<i>Total Operating Uses</i>	<i>\$18.5</i>	<i>\$17.4</i>	<i>\$16.8</i>	<i>\$17.0</i>	<i>\$0.2</i>	<i>1%</i>
<b>*Pay Periods in November:</b>	<b>2</b>	<b>2</b>	<b>2</b>			

## General Fund Operating Uses: by Division November 2012

(in millions: rounding differences may occur)

Division	FY 10/11	FY 11/12	FY 12/13	FY 12/13	Actual vs. Budget	
	Actual	Actual	Actual	Budget	Fav/(Unf)	%
Mayor & Council, Charter Officers	\$1.4	\$1.2	\$1.3	\$1.4	\$0.1	7%
Administrative Services	1.0	1.0	1.1	1.1	-	-
Comm. & Econ Development	2.5	2.2	1.8	1.9	-	-
Community Services	2.7	2.5	2.4	2.7	0.3	9%
Public Safety - Fire	1.9	2.3	2.0	2.1	0.1	4%
Public Safety - Police	5.9	6.1	6.2	6.0	(0.2)	(4%)
Public Works	0.9	1.2	1.7	1.3	(0.3)	(25%)
<i>Total Operating Expenses</i>	<u>\$16.2</u>	<u>\$16.4</u>	<u>\$16.6</u>	<u>\$16.6</u>	<u>(\$0.1)</u>	<u>-%</u>

## General Fund Results: Summary November 2012

(in millions: rounding differences may occur)

	FY 10/11	FY 11/12	FY 12/13	FY 12/13	Actual vs. Budget	
	Actual	Actual	Actual	Budget	Fav/(Unf)	%
Sources	\$23.7	\$24.0	\$22.6	\$21.0	\$1.6	7%
Uses	18.5	17.4	16.8	17.0	\$0.2	1%
Change in Fund Balance	<u>\$5.2</u>	<u>\$6.6</u>	<u>\$5.8</u>	<u>\$4.0</u>	<u>\$1.8</u>	