

**SCOTTSDALE**

# **CITY COUNCIL MEETING**

## **MEETING NOTICE AND AGENDA**



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### **COUNCIL**

W.J. "Jim" Lane, Mayor

Suzanne Klapp

Virginia L. Korte

Robert W. Littlefield

Linda Milhaven

Guy Phillips

Dennis E. Robbins

**Tuesday, June 17, 2014**

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***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 (July 1, 2014).***

**5:00 P.M.**

**MARKED AGENDA**

### **CITY COUNCIL MEETING**

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

**Call to Order – 5:07 P.M.**

**Roll Call – All present**

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

**Pledge of Allegiance – Vice Mayor Phillips**

**Invocation – Reverend John Botic, First Baptist Church**

**Mayor's Report – Mayor Lane commented on the violence taking place in our society. Mayor Lane announced that MyLife.com ranked Scottsdale as the No. 1 place to raise children. Cities were judged on crime rate, public school ratings, public parks, average family salary, and cost of living. Mayor Lane reported that Scottsdale was named the No. 2 place for foodies by Livability.com.**

**City Manager's Report – 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).**

**Presentations/Information Updates – Environmental Quality Advisory Board Vice Chair Bill Sheaffer explained the Environmental and Energy Efficiency Program and presented a plaque to Solid Waste Department Director Frank Moreno in recognition of the City's outstanding, cost-effective solid waste control services and landfill diversion programs.**

- **Environmental Quality Advisory Board Presentation**

Vice Chair Bill Sheaffer of the Environmental Quality Advisory Board (EQAB) will explain EQAB's Environmental and Energy Efficiency Recognition Program and present a plaque to Public Works Executive Director Dan Worth and Solid Waste Department Director Frank Moreno in recognition of the City's outstanding, cost-effective solid waste control services and landfill diversion programs.

**Public Comment – David Dubner, La Contessa HOA President, commented on the desert landscaping project on the upper Camelback wash. Mike Mayer commented on alcohol at WestWorld events. Mike Aloisi commented on public safety.**

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. 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."**

## MINUTES

**Request:** Approve the [Regular Meeting Minutes of May 13, 2014](#), and [Work Study Session Minutes of May 13, 2014](#). – **No vote taken.**

## CONSENT AGENDA ITEMS 1-38

**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.

**– Councilman Robbins made a motion to approve Items 1 through 38 absent Item 16, (moved to the Regular Agenda), Item 23 (removed by staff), and Items 24 and 25 (removed for a separate vote). Councilwoman Milhaven seconded the motion, which carried 7/0.**

1. **Quick Stop Liquor License (47-LL-2014) – Approved on Consent.**

**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 10 (beer and wine store) State liquor license for an existing location with a new owner.

**Location:** 7123 E. Oak Street

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

2. **Sprouts Farmers Market No. 29 Liquor License (49-LL-2014) – Approved on Consent.**

**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 10 (beer and wine store) State liquor license for a new location and owner.

**Location:** 23269 N. Scottsdale Road

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

3. **[Sprouts Farmers Market No. 29 Liquor License \(50-LL-2014\)](#) – **Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 10 S (beer and wine store sampling privileges) State liquor license for a new location and owner.  
**Location:** 23269 N. Scottsdale Road  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)**
4. **[Valero Liquor License \(51-LL-2014\)](#) – **Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 10 (beer and wine store) State liquor license for an existing location with a new owner.  
**Location:** 9550 N. 90<sup>th</sup> Street, Suite 11  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)**
5. **[Diego Pops Liquor License \(52-LL-2014\)](#) – **Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for a new location and owner.  
**Location:** 4338 N. Scottsdale Road  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)**
6. **[Black & Bleu Liquor License \(54-LL-2014\)](#) – **Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.  
**Location:** 9343 E. Shea Boulevard, Suite B-135  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)**
7. **[The Reserve Abandonment \(12-AB-2010\)](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 9783** modifying the condition of previously approved Resolution No. 9207 abandoning portions of roadway and public utilities easements located within The Reserve subdivision plat: along the southern portion of E. Dixileta Drive, between N. 118<sup>th</sup> Street alignment and the N. 120<sup>th</sup> Street alignment; along the Morning Vista Drive alignment, between N. 118<sup>th</sup> Street and the N. 120<sup>th</sup> Street alignment; along the E. Via Dona Road alignment, between N. 118<sup>th</sup> Street and the N. 122<sup>nd</sup> Street alignment; along the E. Dale Lane alignment, between N. 118<sup>th</sup> Street and the N. 122<sup>nd</sup> Street alignment; along the N. 120<sup>th</sup> Street alignment, between E. Rio Verde Drive and the E. Dixileta Drive alignment; and along the western portion of the N. 122<sup>nd</sup> Street alignment, between E. Rio Verde Drive and the E. Via Dona Road alignment, with Single-Family Residential Districts, Environmentally Sensitive Lands (R1-190/ESL) zoning, Single-Family Residential Districts, Environmentally Sensitive Lands (R1-130/ESL) zoning, and Resort/Townhouse Residential, Environmentally Sensitive Lands (R-4R/ESL) zoning.  
**Location:** Northeast corner of N. 118<sup>th</sup> Street and E. Rio Verde  
**Staff Contact(s):** Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)**
8. **[Atalon Final Plat \(22-PP-2011\)](#) – **Approved on Consent.**  
**Request:** Approve the final plat for a new 33-lot single-family subdivision on an 81-acre parcel, zoned Single-Family Residential, Environmentally Sensitive Lands (R1-70 ESL) and Open Space, Environmentally Sensitive Lands (O-S ESL).  
**Location:** Southwest corner of N. 118<sup>th</sup> Street and E. Pinnacle Vista Drive (11753 E. Pinnacle Vista Drive)  
**Staff Contact(s):** Randy Grant, Planning, Neighborhood, and Transportation Administrator, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)**

9. **Permanent Drainage Easement Intergovernmental Agreement – Approved on Consent.**  
**Request:** Adopt **Resolution No. 9769** authorizing Permanent Drainage Easement Agreement No. 2014-057-COS with the Flood Control District of Maricopa County.  
**Location:** Silverado Golf Course Parking Lot (7605 E. Indian Bend Road)  
**Staff Contact(s):** Daniel Worth, Public Works Executive Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)
10. **On-Call Water Resources Engineering Services Contracts – Approved on Consent.**  
**Request:** Adopt **Resolution No. 9782** authorizing the following on-call engineering services contracts, in an amount not to exceed \$1,500,000 each, for design of various water resources capital improvement projects:
  1. On-Call Engineering Services Contract No. 2014-075-COS with Carollo Engineers, Inc.
  2. On-Call Engineering Services Contract No. 2014-076-COS with GHD, Inc.
  3. On-Call Engineering Services Contract No. 2014-077-COS with Water Works Engineers, LLC**Staff Contact(s):** Daniel Worth, Public Works Executive Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)
11. **Traffic Signal Installation Intergovernmental Agreement – Approved on Consent.**  
**Request:** Adopt **Resolution No. 9749** authorizing Intergovernmental Agreement No. 2014-050-COS with the Maricopa County Department of Transportation for the installation of ten traffic signals that use adaptive traffic signal control technology at intersections along a portion of Frank Lloyd Wright Boulevard from Scottsdale Road through Thompson Peak Parkway.  
**Staff Contact(s):** Daniel Worth, Public Works Executive Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)
12. **Pima Road and Granite Reef Wash Flood Control Improvements Intergovernmental Agreement – Approved on Consent.**  
**Request:** Adopt **Resolution No. 9767** authorizing Intergovernmental Agreement No. 2009-148-COS-A1 with the Salt River Pima Maricopa Indian Community to amend and restate a master intergovernmental agreement covering joint participation and funding of construction and maintenance work to be performed on Pima Road and the Granite Reef Watershed drainage projects.  
**Staff Contact(s):** Daniel Worth, Public Works Executive Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)
13. **Scottsdale Stadium Wireless License Agreement – Approved on Consent.**  
**Request:** Adopt **Resolution No. 9656** authorizing Wireless License Agreement No. 2014-026-COS with Verizon Wireless, LLC, permitting the installation and operation of a wireless site at Scottsdale Stadium.  
**Location:** Northeast corner of Drinkwater Boulevard and Osborn Road  
**Staff Contact(s):** Daniel Worth, Public Works Executive Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)
14. **Scottsdale Museum of the West Management Agreement – Approved on Consent.**  
**Request:** Adopt **Resolution No. 9744** authorizing Contract No. 2013-025-COS-A1, the first amendment to the Museum of the West management agreement.  
**Staff Contact(s):** Daniel Worth, Public Works Executive Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)
15. **Annual Greater Phoenix Economic Council Development Marketing Contract – Approved on Consent.**  
**Request:** Adopt **Resolution No. 9792** authorizing Contract No. 2014-079-COS with the Greater Phoenix Economic Council; and authorizing General Funds in the amount of \$97,707 for provision of regional economic development marketing services.  
**Staff Contact(s):** Danielle Casey, Economic Development Director, 480-312-7601, [dcasey@scottsdaleaz.gov](mailto:dcasey@scottsdaleaz.gov)

16. **Fiscal Year 2014/15 Scottsdale Cultural Council Financial Participation Agreement**  
– Councilman Littlefield made a motion to not approve the item. Vice Mayor Phillips seconded the motion, which failed 2/5, with Mayor Lane and Councilmembers Klapp, Korte, Milhaven, and Robbins dissenting.  
– Councilwoman Milhaven made a motion to approve the Scottsdale Cultural Council Financial Participation Agreement for FY 2014/15 and adopt Resolution No. 9773. Councilmember Korte seconded the motion, which carried 5/2, with Vice Mayor Phillips and Councilman Littlefield dissenting.  
**Request:** Adopt **Resolution No. 9773** authorizing Agreement No. 2014-068-COS, an annual financial participation agreement with the Scottsdale Cultural Council, in the amount of \$4,254,207 to be allocated as outlined in the Council Report.  
**Staff Contact(s):** Paul Katsenes, Community and Economic Development Executive Director, 480-312-2890, [pkatsenes@scottsdaleaz.gov](mailto:pkatsenes@scottsdaleaz.gov)
17. **Scottsdale Convention and Visitors Bureau Marketing Plan – Approved on Consent.**  
**Request:** Adopt **Resolution No. 9759** approving the 2014/15 Marketing Guide, performance standards, and contract budget under Destination Marketing Services Agreement No. 2012-053-COS with Scottsdale Convention and Visitors Bureau.  
**Staff Contact(s):** Paul Katsenes, Community and Economic Development Executive Director, 480-312-2890, [pkatsenes@scottsdaleaz.gov](mailto:pkatsenes@scottsdaleaz.gov)
18. **Fiscal Year 2014/15 Event Support Funding Program – Approved on Consent.**  
**Request:** Adopt **Resolution No. 9757** authorizing \$200,000 in bed tax funding to be allocated for events to be identified in the Fiscal Year 2014/15 Event Support Funding Program; and authorizing the Mayor to execute individual agreements with each event producer.  
**Staff Contact(s):** Paul Katsenes, Community and Economic Development Executive Director, 480-312-2890, [pkatsenes@scottsdaleaz.gov](mailto:pkatsenes@scottsdaleaz.gov)
19. **Fiscal Year 2014/15 Community Event Funding Program – Approved on Consent.**  
**Request:** Adopt **Resolution No. 9758** authorizing \$180,000 in bed tax funding to be allocated for events to be identified in the Fiscal Year 2014/15 Community Event Funding Program; and authorizing the Mayor to execute individual agreements with each event producer.  
**Staff Contact(s):** Paul Katsenes, Community and Economic Development Executive Director, 480-312-2890, [pkatsenes@scottsdaleaz.gov](mailto:pkatsenes@scottsdaleaz.gov)
20. **First Things First Parent Education Community-Based Training Grant – Approved on Consent.**  
**Request:** Adopt **Resolution No. 9685** to authorize:  
  1. Grantee Agreement No. 2014-044-COS with the East Maricopa Regional Partnership Council, Arizona Early Childhood Development and Health Board (First Things First) for the purpose of receiving a grant of up to \$165,000 for parent education community-based training titled “Knowing and Growing.”
  2. A budget transfer in the amount of \$165,000 from the adopted FY 2014/15 Future Grants Budget and/or Grants Contingency Budget; and the creation of a new cost center to record all related grant activity.
  3. The Library Director to act as agent of the City to accept and administer the grant.**Staff Contact(s):** William Murphy, Community Services Executive Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)
21. **Digital Media Center Library Services and Technology Act Grant – Approved on Consent.**  
**Request:** Adopt **Resolution No. 9727** to authorize:  
  1. Acceptance of an Arizona State Library, Archives, and Public Records FY 2014/15 Library Services and Technology Act grant in the amount of \$43,916, entitled “Digital Media Center.”

2. A budget transfer in the amount of \$43,916 from the adopted FY 2014/15 Future Grants Budget and/or Grants Contingency Budget; and the creation of a new cost center to record the related grant activity.
3. The Library Director to act as agent of the City to accept and administration the grant.  
**Staff Contact(s):** William Murphy, Community Services Executive Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)

22. **Give Kids What They Want Library Services and Technology Act Grant – Approved on Consent.**

**Request:** Adopt **Resolution No. 9778** to authorize:

1. Acceptance of an Arizona State Library, Archives, and Public Records FY 2014/15 Library Services and Technology Act grant in the amount of \$25,900, entitled “Give Kids What They Want.”
2. A budget transfer in the amount of \$25,900 from the adopted FY 2014/15 Future Grants Budget and/or Grants Contingency Budget; and the creation of a new cost center to record the related grant activity.
3. The Library Director to act as agent of the City to accept and administration the grant.

**Staff Contact(s):** William Murphy, Community Services Executive Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)

23. **Fiscal Year 2014/15 Scottsdale Endowment Allocation – Removed by staff.**

**Request:** Adopt **Resolution No. 9775** approving the distribution of interest income from the City’s endowment program for FY 2014/15 and authorizing the allocation of funds to recommended activities.

**Staff Contact(s):** William Murphy, Community Services Executive Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)

24. **Fiscal Year 2014/15 Scottsdale Cares Allocations**

**– Councilmember Korte declared a conflict of interest on Items 24 and 25 and left the dais at 5:39 p.m.**

**– Councilman Robbins made a motion to approve Items 24 and 25. Councilwoman Milhaven seconded the motion, which carried 6/0, with Councilmember Korte declaring a conflict of interest.**

**– Councilmember Korte returned to the dais at 5:41 p.m.**

**Request:** Adopt **Resolution No. 9789** approving the recommendations of the Human Services Commission for allocation of FY 2014/15 funding for Scottsdale Cares programs in the amount of \$140,000; authorizing the Mayor to execute contracts, effective July 1, 2014, for services to be funded through this program that exceed the formal bid limit (\$25,000); and authorizing the Community Services Executive Director, or designee, to execute those contracts that do not exceed the formal bid limit. \$140,000 is already available from Scottsdale Cares donations and interest income, and this amount has been included in the proposed FY 2014/15 Budget.

**Staff Contact(s):** William Murphy, Community Services Executive Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)

25. **Fiscal Year 2014/15 Human Services General Fund Program Allocations – The motion and vote for Item 25 were included in the motion and vote on Item 24.**

**Request:** Adopt **Resolution No. 9790** approving the recommendations of the Human Services Commission for allocation of FY 2014/15 funding for Human Services General Fund projects in the amount of \$200,000 included in the City’s FY 2014/15 Budget; authorizing the Mayor to execute contracts, effective July 1, 2014, for services to be funded through this program that exceed the formal bid limit (\$25,000); and authorizing the Community Services Executive Director, or designee, to execute those contracts that do not exceed the formal bid limit.

**Staff Contact(s):** William Murphy, Community Services Executive Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)

26. **[Salt River Pima Maricopa Indian Community Grant Funds](#) – Approved on Consent.  
**Request:** Adopt **Resolution No. 9791** approving the Salt River Pima Maricopa Indian Community (SRPMIC) tribal gaming grant funds allocations for FY 2014/15 in the amount of \$167,951 to non-profit agencies to fund social services programs; authorizing the Mayor to execute contracts, effective July 1, 2014, for services to be funded through this program that exceed the formal bid limit (\$25,000); and authorizing the Community Services Executive Director, or designee, to execute those contracts that do not exceed the formal bid limit. \$167,951 is available from previous year's SRPMIC grant awards, and this amount has been included in the proposed FY 2014/15 Budget.  
**Staff Contact(s):** William Murphy, Community Services Executive Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)**
27. **[City Court Jury Services Intergovernmental Agreement](#) – Approved on Consent.  
**Request:** Adopt **Resolution No. 9781** authorizing Intergovernmental Agreement No. 2014-074-COS with the Superior Court of Arizona in Maricopa County for the provision of jury services.  
**Staff Contact(s):** Joseph Olcavage, Presiding Judge, 480-312-2775, c/o [jdybas@scottsdaleaz.gov](mailto:jdybas@scottsdaleaz.gov)**
28. **[Naming of Preserve Trail](#) – Approved on Consent.  
**Request:** Adopt **Resolution No. 9810** authorizing naming the trail connecting the intersection of 136<sup>th</sup> Street and Old Paint Trail to the interior of the Scottsdale McDowell Sonoran Preserve "Barb's Trail."  
**Staff Contact(s):** Kroy S. Ekblaw, Preserve Director, (480)312-7064, [kekblaw@scottsdaleaz.gov](mailto:kekblaw@scottsdaleaz.gov)**
29. **[Naming of Preserve Trail](#) – Approved on Consent.  
**Request:** Adopt **Resolution No. 9809** authorizing naming the connector trail between the Fountain Hills Preserve and the Scottsdale McDowell Sonoran Preserve the "Andrews-Kinsey Trail."  
**Staff Contact(s):** Kroy S. Ekblaw, Preserve Director, (480)312-7064, [kekblaw@scottsdaleaz.gov](mailto:kekblaw@scottsdaleaz.gov)**
30. **[Fixed Route Transit Service Intergovernmental Agreement](#) – Approved on Consent.  
**Request:** Adopt **Resolution No. 9762** authorizing Intergovernmental Agreement No. 2014-054-COS with the City of Phoenix for the provision of fixed route transit service at an annual cost of \$1,615,975.  
**Staff Contact(s):** Paul Basha, Transportation Director, 480-312-7651, [pbasha@scottsdaleaz.gov](mailto:pbasha@scottsdaleaz.gov)**
31. **[Rose Garden Development Agreement](#) – Approved on Consent.  
**Request:** Adopt **Resolution No. 9793** authorizing Development Agreement No. 2005-121-COS-A5, the Third Amendment to the Amended and Restated Development Agreement with Rose Garden, LLC, for the development of the City-owned Rose Garden parking lot at the northwest corner of Goldwater Boulevard and 5<sup>th</sup> Avenue, and adjacent developer-owned property along 5<sup>th</sup> Avenue and the Arizona Canal between Goldwater Boulevard and the SouthBridge, mixed use project on Stetson Drive.  
**Staff Contact(s):** Paul Katsenes, Community and Economic Development Executive Director, 480-312-2890, [pkatsenes@scottsdaleaz.gov](mailto:pkatsenes@scottsdaleaz.gov)**
32. **[Audit Committee Recommendation for Tourism Development Commission Sunset Review](#) – Approved on Consent.  
**Request:** Adopt **Resolution No. 9788** accepting the Audit Committee's recommendation and authorizing continuation of the Tourism Development Commission.  
**Staff Contact(s):** Sharron Walker, City Auditor, 480-312-7867, [swalker@scottsdaleaz.gov](mailto:swalker@scottsdaleaz.gov)**
33. **[Purchase of Property-Casualty Insurance for the Period of July 1, 2014, to July 1, 2015](#) – Approved on Consent.  
**Request:** Adopt **Resolution No. 9811** authorizing and directing the purchase of property-casualty insurance, including general liability, law enforcement liability, vehicle liability, public officials errors and omissions, property, workers' compensation and airport liability and hangarkeepers' legal liability insurance for Fiscal Year 2014/15.  
**Staff Contact(s):** Katherine Callaway, Risk Management Director, 480-312-7841, [kcallaway@scottsdaleaz.gov](mailto:kcallaway@scottsdaleaz.gov)**

34. **[Water, Sewers, and Sewage Disposal Code Amendments](#) – **Approved on Consent.**  
**Requests:****
1. Adopt **Ordinance No. 4134** amending Article IV, Division 1 (Sewage Collection, Pretreatment and Treatment), Division 4 (Industrial Users, Pretreatment Requirements), and Division 5 (Enforcement) of Chapter 49 of the Scottsdale Revised Code as an updated revision of the City's sewage pretreatment ordinance.
  2. Adopt **Resolution No. 9629** declaring as a public record that certain document entitled "Sewage Collection, Pretreatment and Treatment – Chapter 49, Scottsdale Revised Code."
  3. Adopt **Resolution No. 9630** approving and adopting the Pretreatment Enforcement Response Plan and Penalty Policy.
- Staff Contact(s):** Brian Biesemeyer, Water Resources Executive Director, 480-312-5683, [bbiesemeyer@scottsdaleaz.gov](mailto:bbiesemeyer@scottsdaleaz.gov)
35. **[Contingency Fee Retainer Agreement](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 9796** authorizing the City Attorney to enter into Contingency Fee Retainer Agreement No. 2014-082-COS with the law firm of Strange & Carpenter for the representation of the City in the case of *In re Payment Card Interchange Fee & Merchant Discount Antitrust Litigation – Opt Out Cases*, No. 14-MD-1720, pending in the Eastern District of New York.  
**Staff Contact(s):** Bruce Washburn, City Attorney, 480-312-2405, [bwashburn@scottsdaleaz.gov](mailto:bwashburn@scottsdaleaz.gov)**
36. **[Fiscal Year 2013/14 Capital Budget Adjustments](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 9776** authorizing FY 2013/14 Capital Improvement Plan (CIP) budget adjustments to track Municipal Property Corporation (MPC) bond proceeds in separate cost centers.  
**Staff Contact(s):** Daniel Worth, Public Works Executive Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)**
37. **[Fiscal Year 2013/14 Capital Budget Adjustments](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 9748** authorizing FY 2013/14 Capital Improvement Plan (CIP) budget adjustments.  
**Staff Contact(s):** Daniel Worth, Public Works Executive Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)**
38. **[Monthly Financial Report](#) – **Approved on Consent.**  
**Request:** Accept the FY 2013/14 Monthly Financial Report as of April 2014.  
**Staff Contact(s):** Judy Doyle, Budget Director, 480-312-2603, [jdoyle@scottsdaleaz.gov](mailto:jdoyle@scottsdaleaz.gov)**

## **REGULAR AGENDA      ITEMS 39-42**

**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.**

39. **[Italian Grotto Patio Expansion](#)  
– **Transportation Director Paul Basha presentation**  
– **Councilman Littlefield made a motion to accept the recommendation of the transportation staff and to direct them not to process the request forward. Vice Mayor Phillips seconded the motion, which carried 7/0.****

**Request:** Presentation, discussion, and possible direction to staff to prepare an amendment to an existing outdoor dining license agreement that would allow the expansion of the Italian Grotto patio into City right-of-way and eliminate an existing public parking space.

**Location:** Southeast corner of Scottsdale Road and Main Street

**Presenter(s):** Paul Basha, Transportation Director

**Staff Contact(s):** Paul Basha, Transportation Director, 480-312-7651, [pbasha@scottsdaleaz.gov](mailto:pbasha@scottsdaleaz.gov)

40. **Fiscal Year 2014/15 Property Tax Levies – Councilman Robbins made a motion to adopt Ordinance No. 4154 assessing the FY 2014/15 primary and secondary property tax levies. Councilmember Korte seconded the motion, which carried 5/2, with Vice Mayor Phillips and Councilman Littlefield dissenting.**

**Request:** Adopt **Ordinance No. 4154** assessing the FY 2014/15 primary and secondary property tax levies.

**Presenter(s):** Lee Guillory, Finance Director

**Staff Contact(s):** Jeff Nichols, City Treasurer, 480-312-2364, [jenichols@scottsdaleaz.gov](mailto:jenichols@scottsdaleaz.gov)

41. **Fiscal Year 2014/15 Streetlight District Property Tax Levies – Councilmember Korte made a motion to adopt Ordinance No. 4155 assessing the FY 2014/15 streetlight district property tax levy by district. Vice Mayor Phillips seconded the motion, which carried 7/0.**

**Request:** Adopt **Ordinance No. 4155** assessing the FY 2014/15 streetlight district property tax levy by district.

**Presenter(s):** Lee Guillory, Finance Director

**Staff Contact(s):** Jeff Nichols, City Treasurer, 480-312-2364, [jenichols@scottsdaleaz.gov](mailto:jenichols@scottsdaleaz.gov)

42. **Monthly Financial Update – City Treasurer Jeff Nichols presentation**

**Request:** Receive, discuss, and provide possible direction on the City Treasurer's monthly financial update as of May 2014.

**Presenter(s):** Jeff Nichols, City Treasurer

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

### **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. 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."**

## **CITIZEN PETITIONS**

### **ITEM 43**

**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.

43. **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 – Mayor Lane made a motion to agendaize a discussion and possible action on the official naming and historical designation of Schrader’s Pond, located on the southwest corner of Indian School and Hayden. Vice Mayor Phillips seconded the motion, which carried 7/0.**

**Adjournment – 6:38 P.M.**