

SCOTTSDALE CITY COUNCIL
REGULAR MEETING MINUTES
TUESDAY, APRIL 28, 2015



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, April 28, 2015, in the City Hall Kiva.

ROLL CALL

Present: Mayor W.J. "Jim" Lane
Vice Mayor Linda Milhaven
Councilmembers Suzanne Klapp, Virginia Korte, Kathleen S. Littlefield,
Guy Phillips, and David N. Smith

Also Present: City Manager Fritz Behring, City Attorney Bruce Washburn, City
Treasurer Jeff Nichols, City Auditor Sharron Walker, and City Clerk
Carolyn Jagger

PLEDGE OF ALLEGIANCE – Brownie Troop 194, Leader Priscilla Sanders

INVOCATION – Senior Pastor Don Benton, Scottsdale United Methodist Church

MAYOR'S REPORT

Mayor Lane announced that the City was named a "New Way to Work Global Ambassador" by Unify, a leading software and services firm.

Mayor Lane reported that the Phoenix Business Journal listed the San Francisco Giants as the Cactus League's number one team.

PRESENTATION/INFORMATION UPDATES

- **Donation of Old Town Cowboy Sign**
Presenter(s): Ben Moriarity, Downtown Specialist

Downtown Specialist Ben Moriarity gave a presentation on the Old Town Cowboy Sign donated by the Scottsdale Area Chamber of Commerce.

NOTE: MINUTES OF CITY COUNCIL MEETINGS AND WORK STUDY SESSIONS ARE PREPARED IN ACCORDANCE WITH THE PROVISIONS OF ARIZONA REVISED STATUTES. THESE MINUTES ARE INTENDED TO BE AN ACCURATE REFLECTION OF ACTION TAKEN AND DIRECTION GIVEN BY THE CITY COUNCIL AND ARE NOT VERBATIM TRANSCRIPTS. DIGITAL RECORDINGS AND CLOSED CAPTION TRANSCRIPTS OF SCOTTSDALE CITY COUNCIL MEETINGS ARE AVAILABLE ONLINE AND ARE ON FILE IN THE CITY CLERK'S OFFICE.

PUBLIC COMMENT

- Patricia Travis expressed concern about obtaining photo radar information from the City.
- Dimitris Kampos was disappointed in the Police Department's response to his difficult business situation.
- Brandie Reiner spoke in support of a non-discrimination ordinance.

MINUTES

Request: Approve the Work Study Session Minutes of March 31, 2015.

Councilwoman Klapp made a motion to approve the Work Study Session Minutes of March 31, 2015. Vice Mayor Milhaven seconded the motion, which carried 7/0.

CONSENT AGENDA

- 1. Preston's Steakhouse Liquor License (33-LL-2015)**
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: 8700 E. Pinnacle Peak Road, Suite 115
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 2. The Second Story Liquor License (34-LL-2015)**
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: 4166 N. Scottsdale Road, Suite 102
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 3. Peter Piper Pizza No. 208 Liquor License (35-LL-2015)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an acquisition of control change for an existing Series 12 (restaurant) State liquor license.
Location: 15720 N. Pima Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 4. Pebble Stone Market Conditional Use Permit (3-UP-2013)**
Request: Find that the conditional use permit criteria have been met, and adopt **Resolution No. 10079** approving a Conditional Use Permit for a Gas Station with Highway Commercial Downtown Overlay (C-3 DO) zoning to enlarge the retail building by 2,250± square feet.
Location: 3399 N. Scottsdale Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

5. Sunrise Trail Final Plat (11-PP-2014)

Request: Approve the final plat for a new 32-lot, single-family residential subdivision with Single-Family Residential, Environmentally Sensitive Lands (R1-7 ESL) zoning and Single-Family Residential, Environmentally Sensitive Lands, Planned Residential District (R1-18 ESL PRD) zoning on a 15± acre site.

Location: Northeast corner of E. Shea Boulevard and N. 124th Street

Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

6. Office 101 Rezoning (33-ZN-2000#2)

Requests:

1. Adopt **Ordinance No. 4200** to:

- a. Approve a zoning district map amendment to amend the development plan and the amended development standards approved as part of the Horseman's Park Planned Community District (33-ZN-2000) to allow seven feet of additional building height on a parcel with Industrial Park District (I-1 PCD) zoning.
- b. Find that the Planned Community (P-C) District criteria have been met.
- c. Determine that the proposed zoning district map amendment is consistent and conforms with the adopted General Plan.

2. Adopt **Resolution No. 10080** declaring the document entitled "Office 101 Development Plan" to be a public record.

Location: 8900 E. Bahia Drive

Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

7. Silverstone Rezoning (15-ZN-2005#3)

Request: Adopt **Ordinance No. 4199** approving a zoning district map amendment to amend a previously approved zoning case stipulation (15-ZN-2005) for a property with Planned Community District (P-C) with Commercial Office (C-O) comparable zoning to eliminate the phasing plan stipulation regarding the timing of required street improvements.

Location: Southeast corner of E. Pinnacle Peak Road and N. Scottsdale Road

Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

8. Fairmont Scottsdale Princess Hotel Expansion Rezoning (5-ZN-2015)

Requests:

1. Adopt **Ordinance No. 4196** to:

- a. Approve a zoning district map amendment to amend a previously approved development plan, including site plan parking development standards and number of allowed hotel guest rooms, for a 66± acre property with Planned Community District (P-C) zoning with Central Business District (C-2) as the comparable zoning district.
- b. Find that the Planned Community (P-C) zoning district criteria have been met.
- c. Determine that the proposed zoning district map amendment is consistent and conforms with the adopted General Plan.

2. Adopt **Resolution No. 10058** declaring the document entitled "Scottsdale Princess Development Plan" to be a public record.

Location: 7501 & 7505 E. Princess Boulevard and 7575 and 7679 E. Princess Dr.

Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

9. Apache Park Real Estate Sale Agreement

Item No. 9 moved to the Regular Agenda

10. Fire Station No. 613 Architectural Services Contract

(Item 10 was moved to the Regular Agenda, see Page 5.)

11. Hayden Road and Thomas Road Intersection Improvements Engineering Services Contract

Request: Adopt **Resolution No. 10049** authorizing Contract No. 2015-056-COS with Ritoch-Powell & Associates in the amount of \$249,395 for engineering services to design the Hayden Road and Thomas Road Intersection Improvements Project.

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

12. Crosscut Canal Path from Culver Street to McDowell Road Engineering Services Contract

Request: Adopt **Resolution No. 10097** authorizing Contract No. 2015-110-COS with AZTEC Engineering Group, Inc., in the amount of \$159,364, for engineering services to design the Crosscut Canal Path from Culver Street to McDowell Road.

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

13. Citywide Water Resources Treatment Services Job Order Contracts

Request: Adopt **Resolution No. 10099** authorizing the following construction services job order contracts for Citywide water resources treatment services:

1. Contract No. 2015-112-COS with Currier Construction, Inc.
2. Contract No. 2015-113-COS with Felix Construction Co.
3. Contract No. 2015-114-COS with MGC Contractors, Inc.

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

14. Fiscal Year 2014/15 Capital Improvement Plan Budget Adjustments

Request: Adopt **Resolution No. 10033** authorizing FY 2014/15 capital improvement plan budget adjustments.

Staff Contact(s): Derek Earle, City Engineer, 480-312-2776, dearle@scottsdaleaz.gov

15. Project Administration and Reimbursement of Eligible Costs for Proposition 400

(Item 15 was moved to the Regular Agenda, see page 6.)

MOTION AND VOTE – CONSENT AGENDA

Councilmember Korte made a motion to approve Consent Items 1 through 15, absent Items 9, 10, and 15, which were moved to the Regular Agenda. Councilman Phillips seconded the motion, which carried 7/0.

REGULAR AGENDA

9. Apache Park Real Estate Sale Agreement

Request: Adopt **Resolution No. 9852** authorizing Contract No. 2014-120-COS with the Scottsdale Unified School District No. 48 in the amount of \$2,022,000 for the purchase of 4.6 acres of land.

Location: Along 85th Place between Moreland Street and Roosevelt Street

Presenter(s): Daniel Worth, Public Works Director

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

Public Works Director Daniel Worth gave a PowerPoint presentation (attached) on the proposed real estate sale agreement.

MOTION NO. 1 AND VOTE – ITEM 9

Councilman Phillips made a motion to not adopt Resolution No. 9852. Councilwoman Littlefield seconded the motion, which failed 1/6, with Mayor Lane; Vice Mayor Milhaven; and Councilmembers Klapp, Korte, Littlefield, and Smith dissenting.

MOTION NO. 2 AND VOTE – ITEM 9

Vice Mayor Milhaven made a motion to adopt Resolution No. 9852 authorizing Contract No. 2014-120-COS with the Scottsdale Unified School District No. 48. Councilmember Korte seconded the motion, which carried 5/2, with Councilmembers Littlefield and Phillips dissenting.

10. Fire Station No. 613 Architectural Services Contract

Request: Adopt **Resolution No. 10091** authorizing:

1. Contract No. 2015-108-COS with Arrington Watkins Architects, LLC, in the amount of \$398,554 to provide design services for Fire Station No. 613.
2. Initiation of a Municipal Use Master Site Plan for Fire Station No. 613.

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

Public Works Director Daniel Worth gave a presentation on the proposed architectural services contract and funding options.

MOTION AND VOTE – ITEM 10 CALL FOR THE QUESTION

Vice Mayor Milhaven made a motion to call the question. Councilmember Korte seconded the motion, which carried 5/2, with Councilmembers Phillips and Smith dissenting.

MOTION AND VOTE – ITEM 10

Vice Mayor Milhaven a motion to adopt Resolution No. 10091 authorizing Contract No. 2015-108-COS and initiation of a Municipal Use Master Site Plan for Fire Station No. 613. Councilmember Korte seconded the motion, which carried 5/2, with Councilmembers Littlefield and Smith dissenting.

15. Project Administration and Reimbursement of Eligible Costs for Proposition 400 Funds Intergovernmental Agreements Amendments

Request: Adopt **Resolution No. 10104** authorizing the following amendments to intergovernmental agreements with the Maricopa Association of Governments for project administration and reimbursement of eligible costs incurred by the City for two road improvement projects:

1. Agreement No. 2014-175-COS-A1 for the Redfield Road: Raintree Drive to Hayden Road Arterial Life Cycle Program Project.
2. Agreement No. 2014-176-COS-A1 for the Raintree Drive: Scottsdale Road to Hayden Road Arterial Life Cycle Program Project.

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

Principal Traffic Engineer Todd Taylor gave a presentation on the proposed amendments to the Proposition 400 intergovernmental agreements.

MOTION AND VOTE – ITEM 15

Councilwoman Klapp made a motion to adopt Resolution No. 10104 authorizing amendments to Intergovernmental Agreement Nos. 2014-175-COS-A1 and 2014-176-COS-A1. Councilmember Korte seconded the motion, which carried 6/1, with Councilwoman Littlefield dissenting.

16. Public Hearing on the Community Development Block Grant Program Five-Year Consolidated Plan for Fiscal Year 2015 through 2019 and the Fiscal Year 2015/16 Annual Action Plan

Requests:

1. Solicit public testimony regarding the Five-Year Consolidated Plan For FY 2015 through 2019 and FY 2015/16 Annual Action Plan for the use of Community Development Block Grant (CDBG) funds in the amount of \$999,531 and HOME Investment Partnership Program (HOME) funds in the amount of \$112,901.
2. Adopt **Resolution No. 10074** to:
 - a. Approve the Five Year Consolidated Plan for FY 2015 through 2019 and the Annual Action Plan for FY 2015/16 (Plans) for the City of Scottsdale CDBG Program, and authorize the City Manager to execute appropriate certifications and submit the Plans to the U.S. Department of Housing and Urban Development.
 - b. Authorize the City Manager to execute, on behalf of the City, a contract with HUD for FY 2015/16 CDBG funding and approve the purposes for which the FY 2015/16 CDBG funds may be expended.
 - c. Approve the manner in which the FY 2015/16 HOME funds shall be allocated.
 - d. Approve the reprogramming of remaining CDBG and HOME funds under prior years' funding.
 - e. Approve allocations for CDBG and HOME funds, as recommended by the Human Services Commission and described in Exhibits A and B of the resolution, contingent upon HUD's allocation, the City's receipt of such funds and upon each subrecipient's successful performance of its obligations under the CDBG and HOME contracts with the City.
 - f. Authorize the Mayor to execute, on behalf of the City, contracts with agencies to be funded with CDBG funds for FY 2015/16, to substantially conform with the form attached as Exhibit C, contingent upon HUD's allocation and the City's receipt of such funds, and subject to and contingent upon the execution of the HUD grant

- contracts for FY 2015/16 funding and final negotiation of scopes of work and contract terms with subrecipients.
- g. Approve the return of program income from the repayment of deferred loans from recipients of the Housing Rehabilitation Program to the City's CDBG Line of Credit or Revolving Loan Fund to be expended on eligible rehabilitation activities.
 - h. Approve the return of all other program income from CDBG funded activities to the City's CDBG Line of Credit to be expended on other eligible CDBG activities.
 - i. Authorize the return of program income from the repayment of deferred loans from the Housing Rehabilitation Program to the City's CDBG Line of Credit or Revolving Loan Fund for use in eligible rehabilitation activities.
 - j. Authorize the Community Assistance Manager to: (1) execute all documents related to the City's Housing Rehabilitation Program; (2) adjust the allocations of CDBG and HOME funds, as necessary, based upon final federal funding allocations to the City and program income received; and (3) execute any other documents and take such other actions as are necessary to carry out the intent of this resolution.

Presenter(s): Bill Murphy, Community Services Director

Staff Contact(s): Bill Murphy, Community Services Director, bmurphy@scottsdaleaz.gov

Community Assistance Manager Michelle Albanese gave a PowerPoint presentation (attached) on the Community Development Block Grant 2015/16 annual action plan, and proposed allocation of CDBG and HOME Investment Partnership Program funds.

Human Services Commission Chair Raul Zubia gave a PowerPoint presentation (attached) on process improvements.

MOTION AND VOTE – ITEM 16

Councilwoman Klapp made a motion to adopt Resolution No. 10074. Councilmember Korte seconded the motion, which carried 7/0.

17. Brown's Classic Autos Rezoning (1-ZN-2015)

Requests:

1. Adopt **Ordinance No. 4198** to:
 - a. Approve a zoning district map amendment, including an amendment to the Horseman's Park PCD development plan (33-ZN-2000), to change the PCD comparable zoning for a 1.8± site from Industrial Park District (I-1 PCD) to General Commercial District (C-4 PCD).
 - b. Find that the Planned Community (P-C) District criteria have been met.
 - c. Determine that the proposed zoning district map amendment is consistent and conforms with the adopted General Plan.
2. Adopt **Resolution No. 10086** declaring the document entitled "Brown's Classic Auto Development Plan" to be a public record.

Location: 9024 E. Bahia Drive

Presenter(s): Greg Bloemberg, Sr. Planner

Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

Senior Planner Greg Bloemberg gave a PowerPoint presentation (attached) on the proposed rezoning.

Mayor Lane opened public testimony.

The following spoke in support of the proposed Brown's Classic Autos rezoning:

- Warren Alvord, Scottsdale citizen

The following spoke in opposition of the proposed Brown's Classic Autos rezoning:

- Douglas Bondon, Scottsdale resident
- Court Rich, Rose Law Group

Mayor Lane closed public testimony.

Chris Shipley, applicant representative, gave a presentation on the applicant's history and the benefits of the proposed rezoning.

MOTION AND VOTE – ITEM 17

Councilman Phillips made a motion to not adopt Ordinance No. 4198 or Resolution No. 10086. Councilwoman Littlefield seconded the motion, which carried 4/3, with Vice Mayor Milhaven and Councilmembers Klapp and Korte dissenting.

18. Rockbar Inc. Conditional Use Permit (2-UP-2001#3)

Request: Find that the conditional use permit criteria have been met, and adopt **Resolution No. 10078** approving an amendment to an existing conditional use permit for live entertainment with Downtown/Downtown Core, Type 1, Downtown Overlay (D/DC-1 DO) zoning.

Location: 4245 N. Craftsman Court

Presenter(s): Daniel Symer, Sr. Planner

Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

Senior Planner Daniel Symer gave a PowerPoint presentation (attached) on the conditional use permit request.

Mayor Lane opened public testimony.

The following spoke in opposition to the amended conditional use permit:

- Steve Johnson, Scottsdale resident
- Sonnie Kirtley, Coalition of Greater Scottsdale (COGS)
- Frederika Ranucci, Scottsdale resident

The following spoke in support to the amended conditional use permit:

- Shawn Johnson, Tempe resident
- Bret Horvath, Scottsdale resident
- Andrew Fritz, Scottsdale resident

Mayor Lane closed public testimony.

Alex Mundy, applicant, gave a presentation on the conditional use permit criteria and noise and citation concerns.

MOTION – ITEM 18

Councilman Smith made a motion to deny Resolution No. 10078 to approve an amendment to an existing conditional use permit for live entertainment with Downtown/Downtown Core, Type 1 Overlay (D/DC-1 DO) zoning and not finding that the conditional use permit criteria have been met. Councilman Phillips seconded the motion.

ALTERNATE MOTION AND VOTE – ITEM 18

Vice Mayor Milhaven an alternate motion to approve the Conditional Use Permit with the additional stipulations for a term of one year. Mayor Lane seconded the motion, which failed 2/5 with Councilmembers Klapp, Korte, Littlefield, Phillips, and Smith dissenting.

VOTE ON ORIGINAL MOTION – ITEM 18

The Council vote on the motion to deny Resolution No. 10078 to approve an amendment to an existing conditional use permit for live entertainment with Downtown/Downtown Core, Type 1 Overlay (D/DC-1 DO) zoning and not finding that the conditional use permit criteria have been met, carried 5/2, with Mayor Lane and Vice Mayor Milhaven dissenting.

19. Review Proposed Fiscal Year 2015/16 Budget

Request: Presentation, discussion, and possible direction to staff regarding the Proposed FY 2015/16 Budget, including the following items:

1. Pay Program
2. Other

Presenter(s): Donna Brown, Human Resources Director

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

Human Resources Director Donna Brown gave a PowerPoint presentation (attached) on the proposed FY 2015/16 pay programs.

For the Fiscal Year 2015/16 Budget, there was general direction to provide for:

- Merit increases up to the top of the salary range for employees who meet expectations (up to three percent) or exceed expectations (up to five percent).
- Non-merit increases only under unique circumstances and with the concurrence of the City Manager.
- As previously directed: (1) A three percent (3%) fix increase for police officers, based on years of service, but no additional increases in FY 15/16; (2) no increase for officers at maximum of pay range; and (3) up to a five percent (5%) merit increase starting in Fiscal Year 2016/17 for police officers who meet or exceed expectations.

Mayor Lane declared a conflict of interest on Item 19, Arizona Center for International Visitors funding request, and left the dais.

Government Relations Director Brad Lundahl gave a presentation on the Arizona Council for International Visitors funding request.

MOTION AND VOTE – ITEM 19

Councilwoman Klapp made a motion to include funding in the Fiscal Year 2015/16 budget for the Arizona Council for International Visitors in the amount of \$75,000 to be paid with tourism bed tax funds. Councilwoman Littlefield seconded the motion, which carried 6/0, with Mayor Lane declaring a conflict of interest.

Mayor Lane returned to the dais.

MAYOR AND COUNCIL

20. Boards, Commissions, and Task Force Nominations (Note: Interviews and appointments scheduled for May 12, 2015)

Board of Adjustment (*one vacancy*) – Councilman Phillips nominated Matt Metz.

Building Advisory Board of Appeals (*two vacancies*) – Councilmember Korte nominated Raymond Texeira.

Environmental Quality Advisory Board (*one vacancy*) – Councilmember Korte nominated Candice Gimbel, Councilman Phillips nominated Aliza Sabin, and Councilman Smith nominated Steven Schlosser.

Historic Preservation Commission (*two vacancies*) – Mayor Lane nominated Ellen Kirchman and Taraneh Moosavi and Councilman Smith nominated John Bamberl.

Judicial Appointments Advisory Board (*one Scottsdale bar member vacancy*) – Councilwoman Klapp nominated James Padish and Councilwoman Littlefield nominated John Penner.

Library Advisory Board (*one vacancy*) – Vice Mayor Milhaven nominated Laraine Rodgers and Councilwoman Littlefield nominated Thomas O’Shea.

Loss Trust Fund Board (*two vacancies*) – Councilwoman Littlefield nominated Paul McKee and Mayor Lane nominated Raymond Texeira.

McDowell Sonoran Preserve Commission (*two vacancies*) – Councilman Phillips nominated Steve Dodd and Michael Milillo.

Neighborhood Advisory Commission (*one vacancy*) – Councilman Smith nominated Michael Gonzalez.

Parks and Recreation Commission (*one vacancy*) – Councilmember Korte nominated Tom Gagen, Mayor Lane nominated Paul Jasa, Councilwoman Klapp nominated Alper Adli, and Councilwoman Littlefield nominated Ron Chambless.

Planning Commission (*one vacancy*) – Mayor Lane nominated Ross Cromarty, Councilwoman Klapp nominated Paul Alessio, Councilwoman Littlefield nominated Linda Whitehead, and Councilman Phillips nominated Robert Cappel.

Tourism Development Commission (*one vacancy*) – Councilwoman Klapp nominated Tatum Luoma, Councilwoman Littlefield nominated Linda Dillenbeck, and Councilman Phillips nominated Dee Ellsworth.

Transportation Commission (*one vacancy*) – Vice Mayor Milhaven nominated Gary Bretz and Councilwoman Littlefield nominated David Vaughn.

PUBLIC COMMENT – None

CITIZEN PETITIONS

36. 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 agendaize the petition for further discussion; (2) direct the City Manager to investigate the matter and prepare a written response to the Council, with a copy to the petitioner; or (3) take no action.

Staff Contact(s): Carolyn Jagger, City Clerk, 480-312-2411, cjagger@scottsdaleaz.gov

No citizen petitions were received.

MAYOR AND COUNCIL ITEMS – None

ADJOURNMENT

The Regular City Council Meeting adjourned at 9:08 P.M.

SUBMITTED BY:



Carolyn Jagger
City Clerk

Officially approved by the City Council on

June 2, 2015

CERTIFICATE

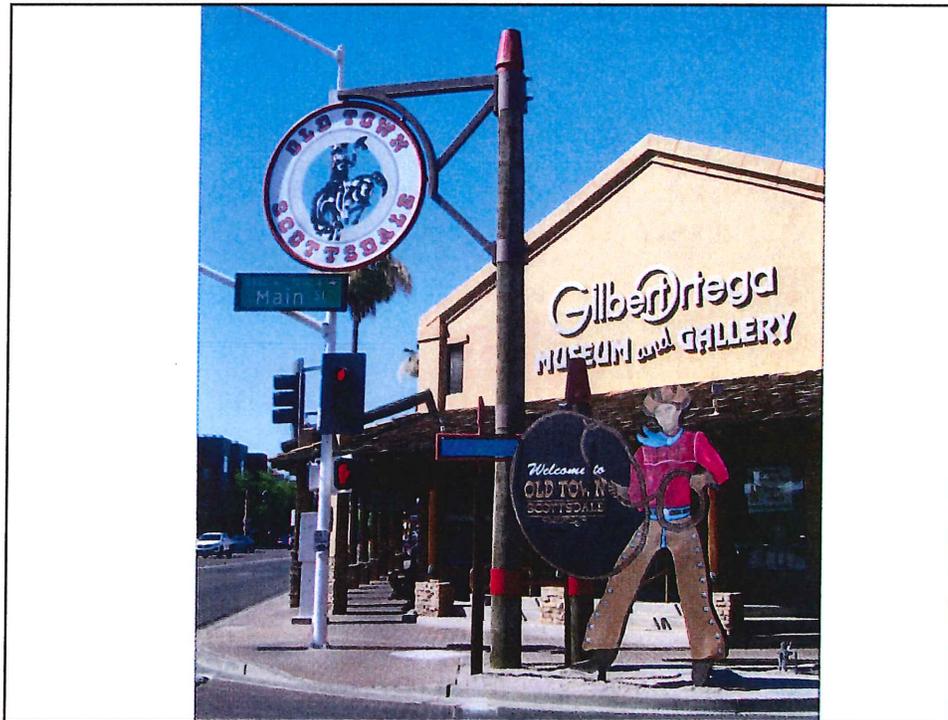
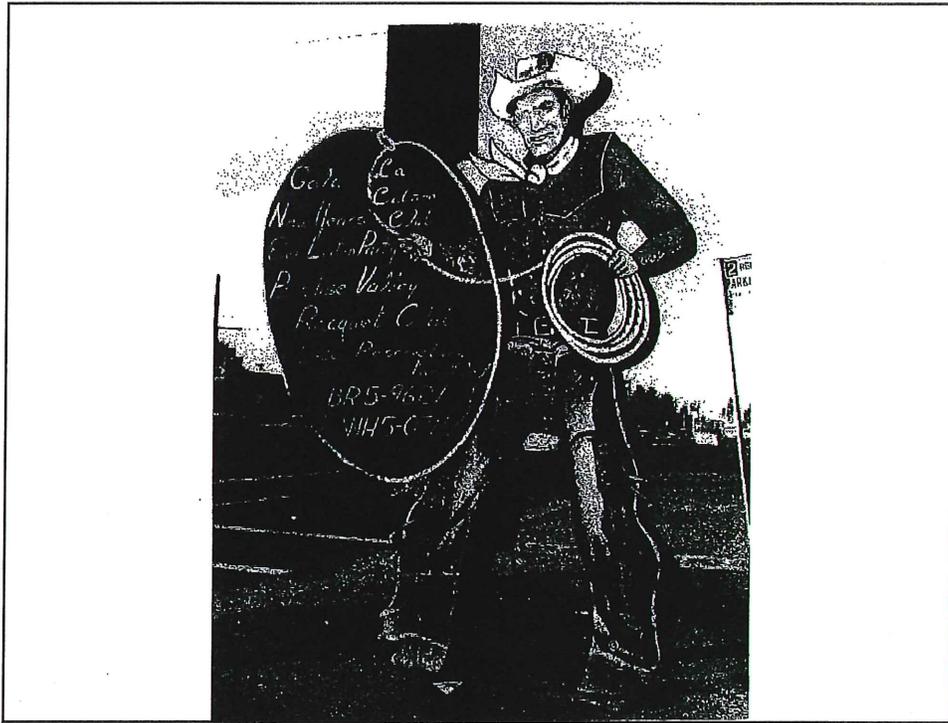
I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Regular Meeting of the City Council of Scottsdale, Arizona held on the 28th day of April 2015.

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

DATED this 2nd day of June 2015.



Carolyn Jagger, City Clerk





Item 9

Parcel Purchase- Granite Reef Watershed

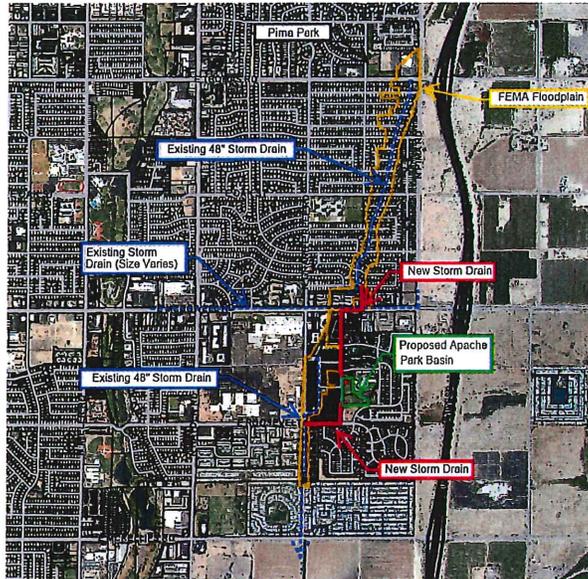


City Council
April 28, 2015

Parcel Location



Granite Reef Watershed Project



3



Project Funding

- Maricopa County Flood Control District: 50%
- Salt River Pima Maricopa Indian Community: 30%
- Scottsdale: 20%
 - General Fund: \$7.0M
 - Bond 2000 Flood Control funds: \$4.9M
 - Bond 2000 Interest Earnings: \$450k

4



Parcel Cost

- \$2,022,000 purchase price
 - 202,200 square feet at \$10 per square foot
 - SUSD and Scottsdale appraisals both valued land at \$10 per square foot
 - SUSD requested slight decrease in purchase area to arrive at exactly 202,200 square feet; reduction in area has no impact on intended use of the property for flood control or continued use as a park

5



Questions?

5



Item 16

**Community Development Block Grant (CDBG)
HOME Investment Partnership Programs**

**Solicit public testimony on the
Five Year Consolidated Plan for FY 2015-2019
FY 2015/2016 Annual Action Plan
Adopt Resolution No. 10074**

Community Development Block Grant (CDBG)

- **Administered by U.S. Department of Housing and Urban Development (HUD)**
- **Non-competitive grants to cities over 50,000**
- **Eligible expenditures include:**
 - **public services (max. 15%), housing activities, public facilities, economic development, program administration (max. 20%)**
- **Minimum of 70% of the funds must benefit low- and moderate-income households**
- **Expenditures must be consistent with 5-Year Consolidated Plan**

HOME Investment Partnership Program (HOME)

- **Scottsdale's participation in the Maricopa HOME Consortium**
- **The intent of the HOME program:**
 - **to provide decent affordable housing to lower-income households**
 - **expand the capacity of non-profit housing providers**
 - **strengthen the ability of state and local governments to provide housing**
 - **leverage private sector participation**
- **Requires local match funds of no less than 25%**

HUD Requirements

- **5-Year Consolidated Plan**
- **Annual Action Plan on the proposed use of all allocated funds**
- **Public participation and public hearings prior to adoption of Plan**
- **Annual Action Plan due to HUD by May 15, 2015**
- **July 1, 2015 starts FY 2015/16 funding**

**5 YEAR CONSOLIDATED PLAN
FY 2015 - 2019**

Five Year Consolidated Plan Public Process

Community Needs Assessment Survey

**October 9, 2014 Two Public Forums and
Human Services Commission
Public Hearing**

Apr 9- May 9, 2015 Public Comment Period

**April 9, 2015 Human Services Commission
Approval of Plans**

April 28, 2015 City Council Public Hearing

Five Year Consolidated Plan FY 2015-2019

Community Needs Assessment Survey

- Community Facilities (i.e. parks)
- Community Services (i.e. child care, senior programs)
- Economic Development (i.e. business assistance)
- Homeless Facilities and Services
- Housing (i.e. repairs, homeownership)
- Public Improvements (i.e. streets, lighting)
- Homeless Prevention Services (i.e. emergency assistance)

Five Year Consolidated Plan FY 2015-2019

Seek input from a variety of sources:

- Community residents
- Public and private agencies
- Non-profit service providers
- And other government agencies such as neighboring cities and regional planning agencies

- **Establish priorities and strategies to meet identified needs**

Five Year Consolidated Plan FY 2015-2019

Needs Identified - Public Services

- Youth Services
- Child Care
- Senior Services
- Disability Services
- Emergency Assistance
- Homeless Assistance

Five Year Consolidated Plan FY 2015-2019

Needs Identified – Community Economic Development

- Job Training and Workforce Development
- Public and Community Facilities
- Infrastructure – Streets and Sidewalks
- Small Business Loans
- Business Façade Improvements

**ANNUAL ACTION PLAN
FY 2015/16**

FY 15/16 Annual Action Plan Public Process

- | | |
|----------------------|---|
| Sept. 5, 2014 | Notice of Request for Proposals
Published |
| Oct. 1, 2014 | Applicant Orientation – overview of
application process to non-profits |
| Nov. 14, 2014 | Proposal submission deadline |
| Feb. 10, 2015 | Human Services Commission
Agency presentations |

FY 15/16 Annual Action Plan Public Process

- | | |
|-----------------------|--|
| Mar 12, 2015 | Human Services Commission – Funding discussion & informal funding recommendations |
| Mar 26, 2015 | Human Services Commission - Formal funding recommendations |
| April 25, 2015 | City Council - Public Hearing CDBG/HOME |
| May 15, 2015 | Annual Action Plan due to HUD |

PROCESS IMPROVEMENTS

- Staff implemented a paper-less funding process
- Use of technology for increased efficiency
- Migration to iPads for Commissioners
- On-line proposal scoring component
- Reduce staff hours and graphics reproduction
- Significant cost savings

PROCESS IMPROVEMENTS

- Proposal Submittal Requirements
 - Limit one proposal per agency per funding source
 - Funding request caps
 - Scottsdale Cares – max 20% of available funding
 - General Funds – max of 15% of available funding
- Leveraging additional resources - SRPMIC
 - Salt River Pima Maricopa Indian Community funds
 - Fund 6 additional proposals (\$230,425)
 - Ability to fund all Agencies requesting General Funds

CDBG Funding History

FY	Allocation	Annual Reduction
11/12	\$1,053,079	
12/13	\$ 942,333	<\$110,746>
13/14	\$ 908,128	<\$ 34,205>
14/15	\$ 895,072	<\$ 13,056>
15/16	\$ 927,479	\$ 32,407

FY 2015/16 represents first increase in CDBG in 5 years

Alternative Funding - SRPMIC

Salt River Pima Maricopa Indian Community

- Tempe Community Action Agency (TCAA)
*Home Delivered Meals** - \$77,250
Congregate Meals - \$55,620
- Foothills Caring Corps - \$13,555
- Concerned Citizens for Community Health (CCCH) - \$ 29,000
- Central Arizona Shelter Services, Inc. (CASS)
Regional Single Adult Shelter- \$30,000
A New Leaf – La Mesita Family Homeless Shelter - \$25,000

**applied for CDBG*

HOME Funding History

FY	Allocation	Annual Reduction
11/12	\$318,560	
12/13	\$237,857	<\$ 80,703>
13/14	\$209,178	<\$ 28,679>
14/15	\$220,405	\$ 11,227
15/16	\$206,420	<\$ 13,985>

Net reduction of \$112,140 from FY 11/12 to FY 15/16

Funding Allocations FY 15/16

Community Development Block Grant (CDBG)

Available Funding

\$ 927,479 *FY 15/16 Allocation*

\$ 72,052 *Reprogrammed funds & Program Income*

\$ 999,531 *Total Funds Available*

Award Recommendations

\$ 814,035 *Programs & Services*

\$ 185,496 *Planning & Admin*

\$ 999,531 *Total Funds Recommended for Award*

Funding Allocations FY 15/16

HOME Investment Partnerships Program

Available Funding

\$ 206,420 *FY 15/16 Allocation*

Award Recommendations

\$ 100,000 *Awarded for Programs*

\$ 12,901 *Planning & Admin*

\$ 112,901 *Total Funds Recommended for Award*

\$206,420

\$112,901

\$93,519 *To be Reprogrammed in FY 16/17*

Funding Proposals Summary FY 15/16

Fiscal Year 2015/16	Proposals Presented	Funds Available- Programs	Funds Requested	Proposals Recommended for Funding	Amount Awarded
CDBG	*14	\$814,035	\$ 1,015,578	12	\$ 814,035
HOME	1	\$193,519	\$100,000	1	\$ 100,000
Total	*15	\$ 1,007,554	\$1,115,578	13	\$ 914,035

*1 proposals funded with SRPMIC

Recommendations for CDBG FY 15/16

Public Services	\$ 159,886
Youth, Domestic Violence Victims, Seniors, Disabled and Homeless	
Non-Public Services - Housing	\$ 530,000
Housing Rehabilitation, Emergency and Roof Repair Programs	
Non-Public Services- Facilities/Improvements	\$124,149
Improvements to transitional shelter ADA Accessibility Modifications	
Program Administration	<u>\$ 185,496</u>
Total Funds Awarded	\$999,531

Recommendation for HOME FY 15/16

Housing Acquisition/Reconstruction	\$ 100,000
Program Administration	<u>\$ 12,901</u>
Total Funds Awarded	\$ 112,901

Adoption of Resolution No. 10074

- **Approves Five Year Consolidated Plan FY 2015 – 2019 and FY 2015/16 Annual Action Plan**
- **Authorizes City Manager to execute a contract with HUD**
- **Approves the manner in which FY 2015/16 HOME funds are allocated**
- **Approves reprogramming of remaining CDBG funds under prior year's funding**
- **Approves allocations for CDBG and HOME funds as recommended by the Human Services Commission**
- **Authorizes Mayor to execute CDBG contracts with agencies**

Adoption of Resolution No. 10074

- Approves return of Program Income from repayment of Housing Rehabilitation Loans to Rehab Program
- Approves return of all other Program City's Line of Credit to be expended on other eligible CDBG activities
- Authorizes the Community Assistance (CAO) Manager to execute all documents related to the City's Housing Rehabilitation Program
- Authorizes the CAO Manager to adjust the allocation of CDBG and HOME funds based upon federal funding allocations
- Authorizes the CAO Manager to execute any other documents and take such other actions as are necessary to carry out the intent Resolution 10074.

Community Development Block Grant (CDBG) HOME Investment Partnership Programs

**Solicit public testimony on the
Five Year Consolidated Plan for FY 2015-2019
FY 2015/2016 Annual Action Plan
Adopt Resolution No. 10074**

Item 17

Brown's Classic Autos

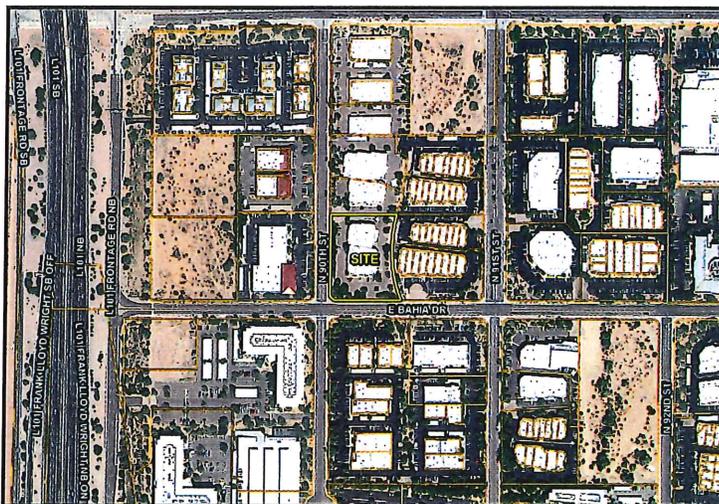
1-ZN-2015

City Council

April 28, 2015

Coordinator: Greg Bloemberg

Brown's Classic Autos



CONTEXT AERIAL

1-ZN-2015

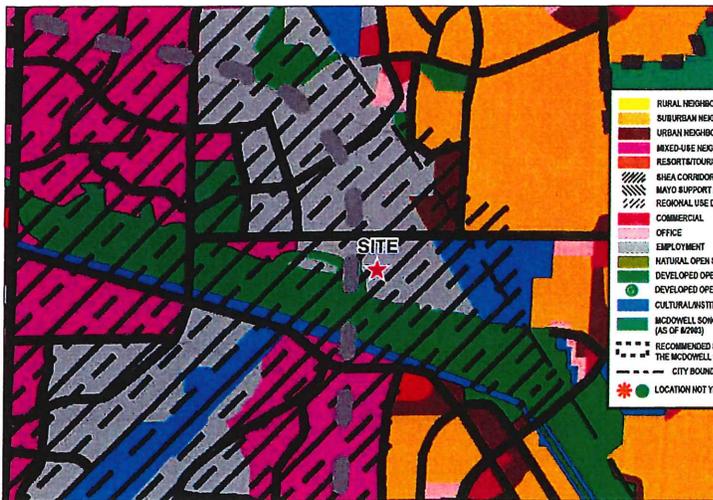
Brown's Classic Autos



CLOSE AERIAL

1-ZN-2015

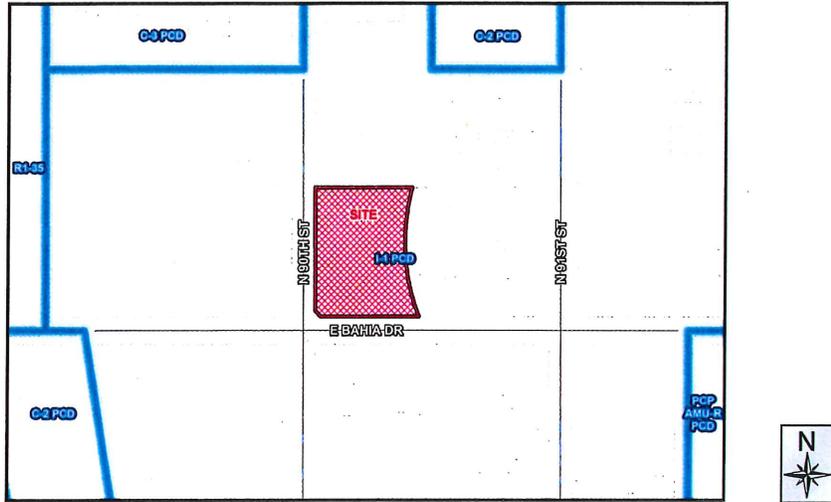
Brown's Classic Autos



LAND USE

1-ZN-2015

Brown's Classic Autos



EXISTING ZONING

1-ZN-2015

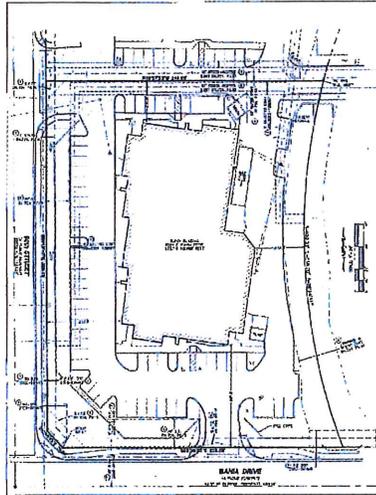
Brown's Classic Autos



PROPOSED ZONING

1-ZN-2015

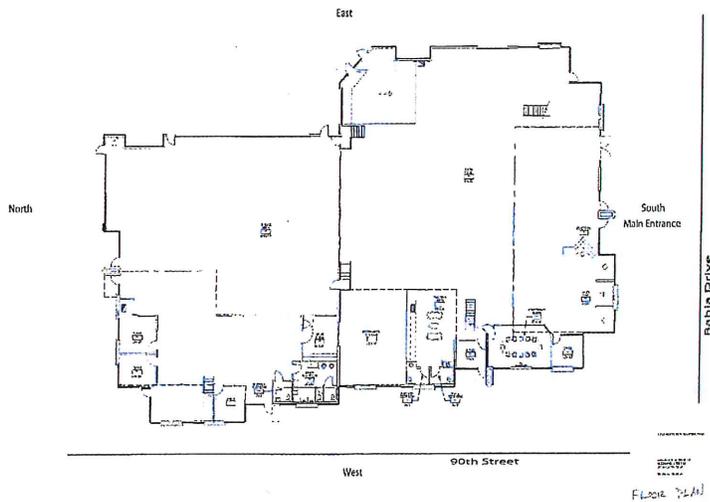
Brown's Classic Autos



SITE PLAN

1-ZN-2015

Brown's Classic Autos



ELEVATIONS

1-ZN-2015

Analysis/Background

- Introduces a more commercial use mix to the area
- I-1 and C-4 are consistent with the General Plan and the Greater Airpark Character Area Plan
- C-4 does not require a CUP for Outdoor Display in conjunction with Vehicle Leasing, Sales or Rental
- Planning Commission recommended approval with a unanimous vote of 6-0

1-ZN-2015

Brown's Classic Autos

1-ZN-2015

City Council

April 28, 2015

Coordinator: Greg Bloemberg

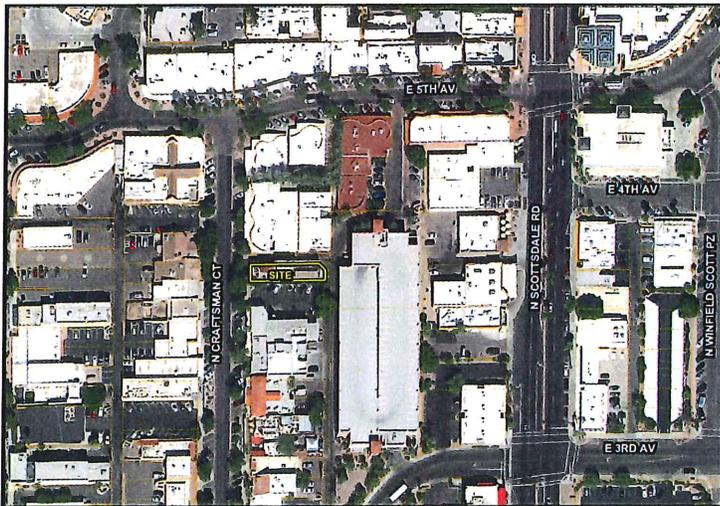
Item 18

Rockbar Inc.

2-UP-2001#3

Coordinator: Dan Symer, AICP

Rockbar Inc.



CONTEXT AERIAL

2-UP-2001#3

Rockbar Inc.

REQUEST:

1. Approval an amendment to an existing Conditional Use Permit for Live Entertainment to allow the north service windows to be open during live entertainment



2-UP-2001#3

Rockbar Inc.



CLOSE AERIAL

2-UP-2001#3

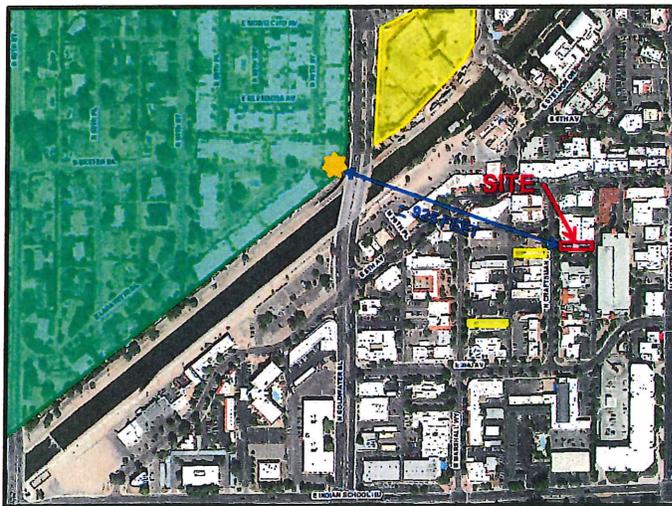
Rockbar Inc.

PLANNING COMMISSION ADDED STIPULATION:

7. **MAXIMUM NOISE DECIBELS.** Noise generated during live entertainment, including any speakers or other amplification equipment, shall not exceed 68 decibels at a distance of one hundred fifty (150) feet measured horizontally in any direction from the property line of property identified in case 2-UP-2001#3.

2-UP-2001#3

Rockbar Inc.

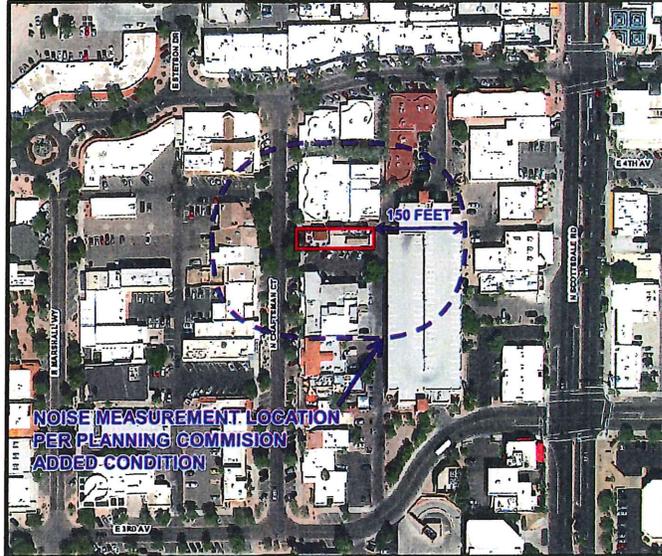


■ NEAREST RESIDENTIAL DISTRICT ✨ NOISE ORDINANCE
■ OTHER RESIDENTENCE NEAR BY MEASURE LOCATION

2-UP-2001#3

Rockbar Inc.

NEAREST RESIDENTIAL DISTRICT



2-UP-2001#3

Rockbar Inc.



■ NEAREST RESIDENTIAL DISTRICT
■ OTHER RESIDENTENCE NEAR BY

★ NOISE ORDINANCE MEASUREMENT LOCATION

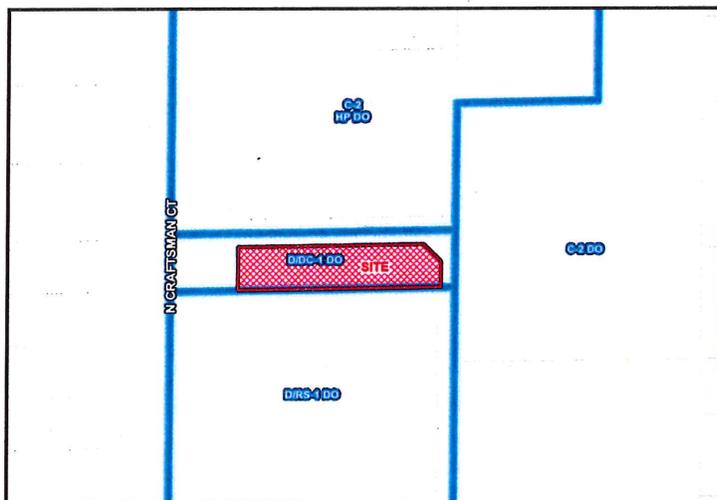
2-UP-2001#3

Rockbar Inc.

2-UP-2001#3

Coordinator: Dan Symer, AICP

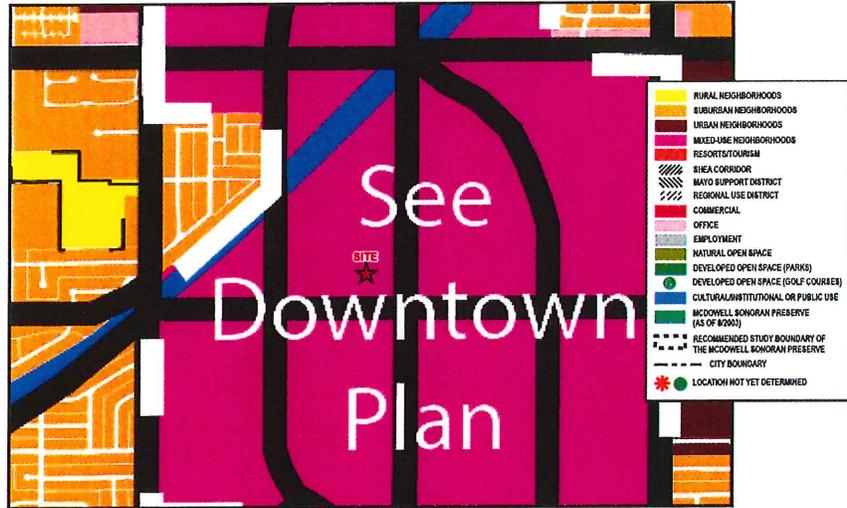
Rockbar Inc.



ZONING

2-UP-2001#3

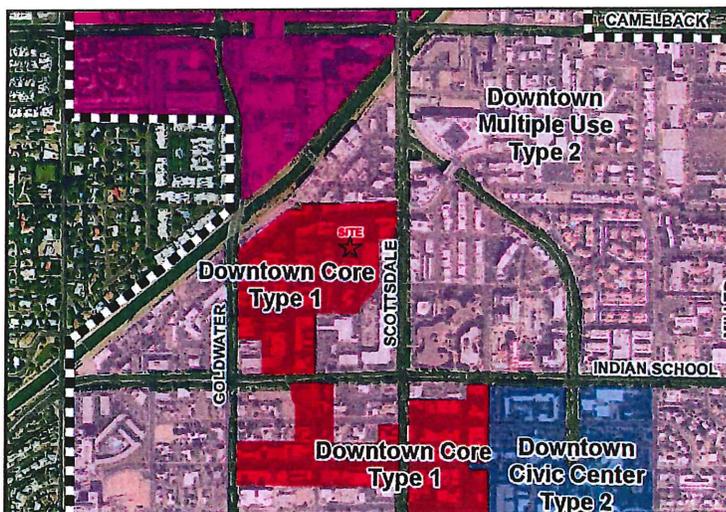
Rockbar Inc.



LAND USE

2-UP-2001#3

Rockbar Inc.



LAND USE – DOWNTOWN PLAN

2-UP-2001#3

Item 19

Employee Pay Increases

April 28, 2015
City Council Meeting
Donna Brown, HR Director

Performance Evaluations

- Eligible part- and full-time regular employees will receive annual performance evaluations
- Performance is evaluated on both established individual goals and citywide competencies

Performance Ratings

- Performance is rated on a three-point scale
 - ✓ Needs Improvement
 - ✓ Meets Expectations
 - ✓ Exceeds Expectations
- Employees who meet or exceed performance expectations will be eligible for merit increases

Police Officer Compensation

- 3% “fix” based on years of service in FY 15/16
- Officers will receive performance evaluations, but no additional increases in FY 15/16
- No increases for officers at maximum of range
- 5% merit increase starting in FY 16/17

Merit Increases – All Other Eligible Employees

- Merit increases will be consistent with the overall employee performance rating received
- Employees may receive increases up to the top of the salary range
 - Up to 3% for “Meets Expectations”
 - Up to 5% for “Exceeds Expectations”

Non-Merit Increases

- Only unique circumstances, with the concurrence of the city manager, may exercise this option
- For Example: Inequity / Compression – To fix pay inequities within the Fire Department

One-time Payment Options for Considerations

1. Fixed Amount

- A one-time payment for those that are at the top of the range
- Example: \$250, \$500, \$1,000

2. Percentage

- Up to 3% for those that meet or exceed performance expectations