

SCOTTSDALE

# CITY COUNCIL MEETING



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

[ADDED REGULAR ITEM No. 3A AND MAYOR AND COUNCIL ITEMS 6, 7 AND 8]

### COUNCIL

W.J. "Jim" Lane, Mayor

Lisa M. Borowsky

Wayne Ecton

Suzanne Klapp

Robert W. Littlefield

Ron McCullagh

Tony Nelssen

Tuesday, June 23, 2009

**4:00 P.M.**

**CITY COUNCIL MEETING**

**MARKED AGENDA**

**Call to Order** – City Hall Kiva Forum, 3939 N. Drinkwater Boulevard – **4:06 PM**

**Roll Call** – **ALL PRESENT**

**Pledge of Allegiance** – **COUNCILWOMAN KLAPP**

**Public Comment** – **NONE**

Citizens may complete one Request to Speak "Public Comment" card per night and submit it to the City Clerk before or during this evening's meeting. Please check the box that refers to "Public Comment." This "Public Comment" time is reserved for citizen comments regarding non-agendized items. No official Council action can be taken on these items. **Speakers are limited to three minutes to address the Council during "Public Comment" time.**

### **How the Board and Commission Subcommittee Appointments and the Board and Commission Interviews and Appointments Processes Work:**

The Council is required to review and approve citizens who are nominated by Boards and Commissions to serve on subcommittees of their particular board or commission. These appointments will be made in one motion during the meeting. Following the subcommittee appointments, the Council will spend a few minutes interviewing each board and commission nominee. At the conclusion of the interviews, the Council will make the appointments

#### **1. [Boards, Commissions and Task Forces](#)**

**McDowell Sonoran Preserve Commission.** Approve non-member appointments to standing committees.

- **Promotions Subcommittee.** *Nominee:* Megan Mosby – **CONTINUED TO JULY 1, 2009**



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).

## 2. Boards, Commissions and Task Forces Interviews and Appointments

### **Board of Adjustment**

*Nominees:* Marc Grayson, Geoffrey Kercksmar, Harry Schlegelmilch, Erwin “Flip” Weber – **GEOFFREY KERCSMAR**

*Council to fill one vacancy (appointment will be effective September 26, 2009).*

### **Building Advisory Board of Appeals**

*Nominees:* John Balsis, Timothy Burns, Gretchen Palmer, Roger Vermillion – **JOHN BALSIS, GRETCHEN PALMER**

*Council to fill two vacancies (appointments will be effective September 26, 2009).*

### **Citizen Bond Review Commission**

*Nominees:* Marc Grayson, Joseph Nychay, Neal Sundeen, Nicholas Toronto – **JOSEPH NYCHAY, NEAL SUNDEEN**

*Council to fill two vacancies (appointments will be effective October 14, 2009).*

### **Development Review Board**

*Nominees:* Timothy Burns, Jon Chase, Dana Dixon, Michael Edwards – **MICHAEL EDWARDS**

*Council to fill one vacancy (appointment will be effective July 1, 2009).*

### **Historic Preservation Commission**

*Nominees:* Lauren Allsopp, Timothy Burns, Earl Eisenhower, Terri Rojna-Ash, David Schmidt – **TIMOTHY BURNS, EARL EISENHOWER, DAVID SCHMIDT**

*Council to fill three vacancies (one appointment will be effective September 26, 2009, two appointments will be effective October 14, 2009).*

### **Human Relations Commission**

*Nominees:* Robert Fox, II, Linda Ross, Linda Simmons, Mark Tropper, Linda Young – **ROBERT FOX, II, LINDA SIMMONS**

*Council to fill two vacancies (appointments will be effective October 17, 2009).*

### **Human Services Commission**

*Nominees:* Jeffrey Battle, Katherine Weaver, Raoul Zubia – **KATHERINE WEAVER**

*Council to fill one vacancy (appointment will be effective September 26, 2009).*

### **Loss Trust Fund Board**

*Nominees:* Suzanne Guyan, Joe Taylor – **JOE TAYLOR**

*Council to fill one vacancy (appointment will be effective October 17, 2009).*

### **McDowell Sonoran Preserve Commission**

*Nominees:* Jack Gilcrest, James Heitel, Fred Klein, Joni Millavec, Wali Naibi, Tom Silverman – **FRED KLEIN, TOM SILVERMAN**

*Council to fill two vacancies (appointments will be effective October 17, 2009).*

### **Neighborhood Enhancement Commission**

*Nominees:* Anne Driscoll, Marc Grayson, Debra Ott, Robert Rawson, Paula Ricehouse – **ANNE DRISCOLL**

*Council to fill one vacancy (appointment will be effective October 17, 2009).*

### **Parks and Recreation Commission**

*Nominees:* James Duchene, Jack Lynch, Harry Schlegelmilch, Nicholas Toronto, Cynthia Walsh, Heather Washington – **JACK DUCHENE, HARRY SCHLEGELMILCH**

*Council to fill two vacancies (appointments will be effective September 26, 2009).*

### **Transportation Commission**

*Nominees:* Umberto Broggi, Carleton Cole, Russell Kolsrud, Donald Lewis, Harry Schlegelmilch, Therese Snower, Salvador Venegas, Josh Weiss – **CARLETON COLE, JOSH WEISS**

*Council to fill two vacancies (one appointment will be effective immediately and one appointment will be effective July 1, 2009).*

### **3. McDowell Corridor/South Scottsdale Economic Development Task Force**

**Appointments** – **SONNIE KIRTLEY, TOM MASON, WENDY LYONS, ED GAWF, MICHAEL FERNANDEZ, JIM ATKINSON, VIRGINIA KORTE, DON COUVILLION, GEORGE ADAMS, ERIC LARSON, JAY PETKUNAS, JEREMIAH FOSTER, PAUL MESSINGER, KURT BRUECKNER, AND TOM SADVARY, CHAIR**

**Request:** Each Councilmember will appoint two members of the Task Force, with the Mayor appointing one member who shall serve as chair, and two additional members.

**Staff Contact(s):** Tim La Sota, Mayor's Chief of Staff, 480-312-7806, [tlasota@scottsdaleaz.gov](mailto:tlasota@scottsdaleaz.gov)

## **REGULAR AGENDA      ITEM 3A**

### **\*\*\*3A. FY 2008/09 Budget Adjustments**

**MOTION TO ADOPT RESOLUTION NO. 8023, AS AMENDED, REMOVING SECTION 2 – OK – 7/0**

**Request:** Adopt **Resolution No. 8023** authorizing budget adjustments.

**Staff Contact(s):** Scott McCarty, Financial Services General Manager, 480-312-7582, [smccarty@scottsdaleaz.gov](mailto:smccarty@scottsdaleaz.gov)

## **MAYOR AND COUNCIL      ITEMS 4-5**

### **4. Citizen Petition Regarding Request to Remove the City Attorney – NO ACTION TAKEN**

**Request:** Consider and provide possible direction to staff on a citizen petition, as provided for by the City Charter, asking the Council to ask for the immediate resignation of the City Attorney or vote to remove the City Attorney if there is no resignation within 30 days. The petition was submitted by Ms. Sharon Oberritter at the June 9, 2009 City Council meeting.

**Related Policies, References:** City Charter, Article 2, Section 16 states: "Consideration of petitions. Any citizen of the city may appear before the council at any regular meeting and present a written petition; such petition shall be acted upon by the council, in the regular course of business, within thirty (30) days."

### **5. Citizen Petition Regarding the Retirement Incentive Program – NO ACTION TAKEN**

**Request:** Consider and provide possible direction to staff on a citizen petition, as provided for by the City Charter, asking the Council to reconsider, reevaluate, and reconfigure the Retirement Incentive Program. The petition was submitted by Mr. R. Lamar Whitmer at the June 9, 2009 City Council meeting.

**Related Policies, References:** City Charter, Article 2, Section 16 states: "Consideration of petitions. Any citizen of the city may appear before the council at any regular meeting and present a written petition; such petition shall be acted upon by the council, in the regular course of business, within thirty (30) days."

# MAYOR AND COUNCIL

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- \*\*\*6. [Citizen Petition Regarding Request to Require Production of Written Reports](#) – **NO ACTION TAKEN**  
**Request:** Consider and provide possible direction to staff on a citizen petition, as provided for by the City Charter, asking the Council to direct the City Manager to obtain written reports previously produced and delivered orally by former City Manager Jan Dolan. The petition was submitted by Mr. R. Lamar Whitmer at the June 16, 2009 City Council meeting.  
**Related Policies, References:** City Charter, Article 2, Section 16 states: “Consideration of petitions. Any citizen of the city may appear before the council at any regular meeting and present a written petition; such petition shall be acted upon by the council, in the regular course of business, within thirty (30) days.”
- \*\*\*7. **Formation of a Downtown Plan Task Force – MOTION TO DIRECT STAFF TO RETURN WITH A RESOLUTION TO CREATE A DOWNTOWN 2009 TASK FORCE THAT WILL CONSIST OF 15 MEMBERS, WITH EACH COUNCILMEMBER APPOINTING TWO MEMBERS AND THE MAYOR APPOINTING THE CHAIR AND TWO MEMBERS. THE APPOINTMENTS WILL BE MADE NO LATER THAN JULY 2, 2009 – OK – 5/2 (WE, RM)**  
**Request:** At the request of Councilman Nelssen, discuss, consider, and provide direction to staff regarding the formation of a Downtown Plan Task Force. The Task Force will consist of 15 members, with each Councilmember appointing two members and the Mayor appointing the Chair and two members. Appointments will be made no later than July 2, 2009.
- \*\*\*8. [Rescission of the Federal Lobbying and Information Services Contract with Carolyn C. Chaney and Associates](#) – **MOTION TO WITHDRAW APPROVAL OF CONTRACT NO. 2008-096-COS – OK – 4/3 (WE, SK, RM)**  
**Request:** At the request of Councilwoman Borowsky, discuss, consider, and take action to rescind **Resolution No. 7970** authorizing a one-year extension of Contract No. 2008-096-COS with Carolyn C. Chaney and Associates to provide federal lobbying and information services on behalf of the City in the amount of \$80,000, plus up to \$6,000 for reimbursable expenses.

## Public Comment – NONE

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**Mayor and Council Items – COUNCILWOMAN BOROWSKY ASKED TO AGENDIZE A DISCUSSION, OR DIRECT STAFF TO BRING BACK INFORMATION, REGARDING RESTRUCTURING OF THE CITY’S INTERGOVERNMENTAL RELATIONS DEPARTMENT**

**Adjournment – 9:21 PM**