

SCOTTSDALE

CITY COUNCIL MEETING

WORK STUDY SESSION NOTICE AND AGENDA



COUNCIL

W.J. "Jim" Lane, Mayor

Suzanne Klapp

Virginia L. Korte

Kathleen S. Littlefield

Linda Milhaven

Guy Phillips

David N. Smith

Monday, September 19, 2016

5:00 P.M.

MARKED AGENDA

CITY COUNCIL WORK STUDY SESSION

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:02 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).

Mayor's Report – Mayor Lane requested a moment of silence to honor the passing of former Governor Rose Mofford.

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

Public Comment – Christine Kovach, D. Patrick Lewis, and Steve Helm spoke in opposition to the citizen petition. Howard Myers and Jason Alexander spoke in support of the citizen petition.

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

1. **[Citizen Petition Regarding Construction on the Preserve and Use of Preserve Tax Funds](#)**

Request: Discuss, consider, and provide possible direction to staff on a citizen petition, as provided by the City Charter, asking the Council to pass a resolution, or submit to the voters a change to the Charter, that would require either of the following to occur only with approval by public vote: 1) Construction of anything in the Preserve, other than trails, minimal facilities required for trail heads used for trail access, and the land bridge over Dynamite Boulevard; and 2) Use of Preserve Tax Funds for anything other than land acquisition, the building of trails, minimal facilities required for trail heads used for trail access, and the land bridge over Dynamite.

Presenter(s): Bruce Washburn, City Attorney; **Staff Contact(s):** Bruce Washburn, City Attorney, 480-312-2405, bwashburn@scottsdaleaz.gov



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).

FOR ADDITIONAL INFORMATION VISIT: WWW.SCOTTSDALEAZ.GOV/COUNCIL/MEETING-INFORMATION

– Presentations by Preserve Director Kroy Ekblaw and City Attorney Bruce Washburn.

Motion No. 1

– Councilman Phillips made a motion to direct staff to: (1) Initiate a text amendment to the Scottsdale City Charter pertaining to the Preserve Ordinance, Section 11, based on the draft language he provided at the meeting, and bring back to Council for vote to bring before the electors at the next City scheduled or special election; and (2) agendize a vote for a moratorium on any construction within the Preserve excluding trails and trailheads until after said charter election. Vice Mayor Littlefield seconded the motion. No action was taken.

Alternate Motion No. 1

– Councilwoman Milhaven made an alternate motion to take no action at the current time. Councilmember Korte seconded the motion, which carried 4/3, with Mayor Lane, Vice Mayor Littlefield, and Councilman Phillips dissenting.

Alternate Motion No. 2

– Mayor Lane made an alternate motion to direct staff to draft Charter amendment language consistent with the citizen petition, and to give consideration to the items on Mr. Ekblaw's list of typical Preserve amenities, trails and trailheads, and maintenance as possible exceptions. The second alternate motion failed for lack of a second.

Alternate Motion No. 3

– Vice Mayor Littlefield made an alternate motion to direct staff to draft language consistent with the citizen petition and require any public vote for the use of Preserve tax funds for anything other than those already approved by the citizens, including land acquisition, trails, minimal trailhead facilities, land bridge over Dynamite Boulevard, and maintenance, to be a binding vote. Mayor Lane seconded the motion, which failed 2/5, with Councilmembers Klapp, Korte, Milhaven, Phillips, and Smith dissenting.

Motion No. 2

– Councilwoman Milhaven made a motion to call the question. Councilmember Korte seconded the motion, which carried 7/0.

Mayor and Council Items – None

Adjournment – 7:00 P.M.