

SCOTTSDALE

CITY COUNCIL MEETING

MEETING NOTICE AND AGENDA



COUNCIL

W.J. "Jim" Lane, Mayor

Suzanne Klapp

Virginia L. Korte

Kathleen S. Littlefield

Linda Milhaven

Guy Phillips

David N. Smith

Tuesday, May 9, 2017

Unless an exception is made, or unless otherwise noted, 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 (May 23, 2017).

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:03 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 – Daughters of the American Revolution, Grand Canyon Chapter

Invocation – Azra Hussain, President and Co-Founder of the Islamic Speakers Bureau of Arizona

Mayor's Report – Mayor Lane presented a proclamation in honor of "Gathering of Heroes Week" to Kathleen Winn of the Marine Corps Scholarship Foundation and John Bennett of the Marine Corps Law Enforcement Foundation.

Presentations/Information Updates – Presentations from Kathleen Winn of the Marine Corps Scholarship Foundation and John Bennett of the Marine Corp Law Enforcement Foundation.

- **Gathering of Heroes Week**

Presenter(s): Mike Phillips, Public Affairs Manager

Public Comment – Jason Alexander expressed concern about Desert Discovery Center Scottsdale's fundraising efforts. Mark Stuart spoke about Save Our Preserve's legal actions.

Public Comment time is reserved for citizens to comment on non-agendized items that are within the Council's jurisdiction. No official Council action can be taken on these items.

Public Comment time is also the designated time for presenting a citizen petition. There is no limit on the number of petitions a citizen may present; however, each citizen is limited to a total time of three minutes to present and speak to the petition(s). A Request to Speak card must be submitted together with the petition(s) before the Mayor announces the second Public Comment period.



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

Speakers may address the Council once under Public Comment at the beginning or the end of the meeting, but not both. 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."**

CONSENT AGENDA ITEMS 1-9

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.

– Councilmember Korte made a motion to approve Consent Agenda Items 1 through 9. Councilwoman Littlefield seconded the motion, which carried 7/0.

1. **Cielo Stellato Abandonment (13-AB-2016) – Approved on Consent.**
Request: Adopt **Resolution No. 10748** authorizing the abandonment of a 20-foot-wide roadway easement along the southern boundary of Parcel No. 219-11-344 with Single-Family Residential, Environmentally Sensitive Lands (R1-43 ESL) zoning.
Location: 36755 N. Lone Mountain Parkway
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

2. **Cielo Stellato Final Plat (3-PP-2016) – Approved on Consent.**
Request: Approve the final plat for a 14-lot residential subdivision with Single-Family Residential, Environmentally Sensitive Lands (R1-43, ESL) zoning on 18.50± acres.
Location: 36755 N. Lone Mountain Parkway
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

3. **Scottsdale Stadium Underground Electrical Easement – Approved on Consent.**
Request: Adopt **Resolution No. 10751** to authorize:
 1. Granting an underground electrical easement on City property to Arizona Public Service (APS) with a credit from APS to the City at the appraised value of \$13,500 for the easement.
 2. A FY 2016/17 budget appropriation transfer in the amount of \$66,000 from the Scottsdale Stadium Safety Repairs and Maintenance CIP Project (PD02) General Fund funding source to a newly created CIP project titled Scottsdale Stadium Osborn Road APS Improvements.
 3. A FY 2016/17 General Fund Capital Contingency budget appropriation transfer in the amount of \$4,000 to a newly created CIP project titled Scottsdale Stadium Osborn Road APS Improvements to be funded by a contribution from APS.**Staff Contact(s):** Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

4. **Drainage and Flood Control Easements – Approved on Consent.**
Request: Adopt **Resolution No. 10794** authorizing the acceptance of drainage and flood control easements.
Location: 42707 N. Old Corral Road and 9369 E. Grapevine Pass
Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

5. [Granite Reef Watershed Drainage Improvements Intergovernmental Agreement](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 10787** authorizing Agreement No. 2017-066-COS with the Flood Control District of Maricopa County in the amount of \$6,600,000, of which the City's anticipated share is approximately \$3,300,000, for construction of Phase 1 of the Granite Reef Watershed Drainage Improvements Project.
Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

6. [Fiscal Year 2016/17 4th Quarter Capital Improvement Plan Budget Adjustments](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 10643** authorizing FY 2016/17 Capital Improvement Plan budget adjustments.
Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

7. [Merci Train Boxcar and Artifacts Intergovernmental Agreement](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 10792** to:
 1. Repeal Resolution No. 10634, which authorized the execution of Agreement No. 2016-180-COS with the Arizona State Library, Archives and Public Records Division.
 2. Authorize Loan Agreement No. 2017-069-COS with the Arizona Capitol Museum, a branch of the Arizona State Library, Archives and Public Records Division, for the continued loan of the Merci Train Boxcar to the McCormick-Stillman Railroad Park.
 3. Authorize the Parks and Recreation Director to execute, on behalf of the City, artifact loan agreements for future short-term loans of artifacts to be displayed at McCormick-Stillman Railroad Park.**Staff Contact(s):** Bill Murphy, Community Services Director, 480-312-7954, bmurphy@scottsdaleaz.gov

8. [Independent Medical Examinations Professional Services Contracts](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 10768** authorizing the following professional services contracts for independent medical examinations:
 1. Contract 2017-055-COS with Managed Medical Review Organization, Inc.
 2. Contract 2017-056-COS with Medical Consultants Network, LLC
 3. Contract 2017-057-COS with Integrated Medical Evaluations, Inc.**Staff Contact(s):** Donna Brown, Human Resources Director, 480-312-2615, dbrown@scottsdaleaz.gov

9. [Ambulance Staffing and Transportation Agreement](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 10761** authorizing Agreement No. 2017-052-COS with Professional Medical Transport, Inc., dba PMT Ambulance, dba Life Line Ambulance and American Medical Response Company, for emergency ambulance services from February 17, 2017, to February 16, 2018.
Staff Contact(s): Thomas Shannon, Fire Chief, 480-312-1821, tshannon@scottsdaleaz.gov

REGULAR AGENDA **ITEMS 10-12**

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.**

10. [Tax Equity and Fiscal Responsibility Act of 1982 Public Hearing](#)

Request: Tax Equity and Fiscal Responsibility Act (TEFRA) of 1982 hearing to solicit public comments regarding the issuance of tax-exempt Municipal Property Corporation bonds to finance the acquisition and construction of certain improvements at the City's airport.

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

– One public comment was received.

11. [Public Hearing on the Community Development Block Grant Program Fiscal Year 2017/18 Annual Action Plan](#)

Requests:

1. Solicit public testimony regarding the FY 2017/18 Annual Action Plan for the use of Community Development Block Grant (CDBG) funds in the amount of \$1,190,867 and HOME Investment Partnership Program (HOME) funds in the amount of \$254,217; and
2. Adopt **Resolution No. 10750** to:
 - a. Approve the FY 2017/18 Annual Action Plan (Plan) for the City CDBG Program and authorize the City Manager to execute, on behalf of the City, appropriate certifications and submit the Plan to the U.S. Department of Housing and Urban Development (HUD).
 - b. Authorize the City Manager to execute, on behalf of the City, a contract with HUD for FY 2017/18 CDBG funding.
 - c. Approve the manner in which the FY 2017/18 HOME funds shall be allocated.
 - d. Approve the reprogramming of remaining CDBG and HOME funds under prior year's funding.
 - e. Approve the return of program income from the Housing Rehabilitation Program deferred loan repayments to the City's CDBG Line of Credit or Revolving Loan Fund to be expended on eligible rehabilitation activities.
 - f. 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.
 - g. 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 and the City's receipt of such funds and each sub-recipient's successful performance of its obligations under the CDBG and HOME contracts with the City.
 - h. Authorize increasing the maximum loan limit for the Green Housing Rehabilitation Program from \$50,000 to \$65,000.
 - i. Authorize the Mayor to execute, on behalf of the City, contracts with agencies to be funded with CDBG and HOME funds for FY 2017/18, 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 2017/18 funding and final negotiation of scopes of work and contract terms with sub-recipients.
 - j. Authorize the Community Assistance Manager to execute all documents related to the City's Housing Rehabilitation Program; adjust the allocations of CDBG and HOME funds as necessary based upon final federal funding allocations to the City and program income received; and to execute any other documents and take such other actions as are necessary to carry out the intent of this resolution.

Presenter(s): Michelle Albanese, Community Assistance Manager

Staff Contact(s): Bill Murphy, Community Services Director, 480-312-7954,

bmurphy@scottsdaleaz.gov

– Community Assistance Manager Michelle Albanese presentation.

– Councilman Phillips made a motion to adopt Resolution No. 10750. Vice Mayor Klapp seconded the motion, which carried 7/0.

12. **Monthly Financial Update**

Request: Receive, discuss, and provide possible direction on the City Treasurer's monthly financial presentation as of March 2017.

Presenter(s): Jeff Nichols, City Treasurer

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

– City Treasurer Jeff Nichols presentation.

Public Comment – None

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CITIZEN PETITIONS

ITEM 13

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.

13. **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

MAYOR AND COUNCIL

ITEM 14

14. **Boards, Commissions, and Task Force Nominations (Note: Interviews and appointments scheduled for May 23, 2017)**

How the Board and Commission Nomination Process Works: The Council will review applications submitted for the board and commission openings under consideration. From this applicant pool, the Council will select nominees for further consideration. While welcome to attend, applicants will be contacted if nominated and do not need to be present at the meeting to be considered for nomination.

Citizens' Bond Oversight Committee (two *vacancies*) – **Councilwoman Littlefield nominated Andrew Armstrong and Brion Neeley.**

Industrial Development Authority (*one vacancy*) – **Councilwoman Milhaven nominated John Bradley and Vice Mayor Klapp nominated Eric Sloan.**

Library Board (*one vacancy*) – **Vice Mayor Klapp nominated Allegra Fullerton.**

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Loss Trust Fund Board (*one vacancy*) – **No nominations.**

Neighborhood Advisory Commission (*one vacancy*) – **No nominations.**

Parks and Recreation Commission (*one vacancy*) – **Mayor Lane nominated Sherry Woodley.**

Transportation Commission – Paths and Trails Subcommittee (*two vacancies*) – **Councilmember Korte nominated Michael Kuzel and Jenna Warner and Councilman Smith nominated Scott Angell and William Levie.**

Note: The only Council action to be taken on Item No. 14 is to select nominees for interviews and appointment consideration at a future Council meeting. No public comment will be taken on this item.

Adjournment – 6:04 P.M.