

**SCOTTSDALE**

# **CITY COUNCIL MEETING**

## **MEETING NOTICE AND AGENDA**



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### **COUNCIL**

David D. Ortega, Mayor  
Tammy Caputi  
Tom Durham  
Barry Graham

Betty Janik  
Kathleen S. Littlefield  
Solange Whitehead

**Tuesday, February 14, 2023**

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*City Council meetings are also televised on Cox Cable Channel 11 and streamed online at [ScottsdaleAZ.gov](http://ScottsdaleAZ.gov) (search "live stream). 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 (February 28, 2023).*

*In-person spoken public comment is being accepted on Items 1 through 19. To sign up to speak on these items, please click [here](#).*

*In-Person spoken public comment is also being accepted on non-agendized items that are within the Council's jurisdiction. Scottsdale citizens, business owners, and/or property owners may speak on items that are within the Council's jurisdiction but are not on the agenda, with a total of 15 minutes at the beginning and 15 minutes at the end of the meeting dedicated to comment on non-agendized items. To sign up to speak in-person on a non-agendized item that is within the Council's jurisdiction, please click [here](#).*

*Requests for in-person public comment may be submitted online or at the City Council meeting. Registration for in-person public comment is available online by completing a Request to Speak form. In-Person Public Comment Request to Speak forms for Consent, Regular, and Non-Agendized items must be submitted online no later than 90 minutes before the start of the meeting. Additionally, in-person meeting attendees may submit a Request to Speak form utilizing the kiosk located in the foyer area of City Hall for each agenda item they wish to address. Forms must be submitted and received before the Mayor announces the agenda item.*

*Written public comment may be submitted in-person by completing a yellow written public comment card or electronically by completing a Written Public Comment form. Written public comment received during the meeting will be shared with the Council. Written comments that are submitted electronically at least 90 minutes before the meeting will be emailed to the Council and posted online prior to the meeting. A written public comment may be submitted electronically by clicking [here](#).*

**5:00 P.M.**

**Marked Agenda**

### **REGULAR CITY COUNCIL MEETING**

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard



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](http://WWW.SCOTTSDALEAZ.GOV/COUNCIL/MEETING-INFORMATION)

Tuesday, February 14, 2023

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**Call to Order – 5:00 P.M.**

**Roll Call – All present (Vice Mayor Littlefield participated electronically)**

*One or more members of the Council may be attending the Council Meeting by telephone, video, or Internet conferencing, pursuant to A.R.S. §38-431(4).*

**Pledge of Allegiance – Boy Scout Troop No. 147**

**Mayor's Report**

**Mayor Ortega asked for a moment of silent reflection for the people of Ukraine as they fight for their freedom and democracy.**

**Mayor Ortega thanked Councilmember Durham for his dedicated service as Vice Mayor over the last eight months and welcomed the new Vice Mayor, Councilwoman Kathy Littlefield.**

**Mayor Ortega complimented city staff, public safety officers and firefighters for their efforts related to the successful Waste Management Phoenix Open and Super Bowl activities held in the City.**

**Mayor Ortega asked for a moment of silent reflection in remembrance of city employee Phil Maack, who recently passed.**

**City Manager's Report – City Manager Jim Thompson introduced a "Fast Five" video produced by the City Communication's Office which provided updates on several City events and offerings.**

**Possible Executive Session**

Notice is hereby given that, at any time during tonight's meeting, the Council may make a motion to recess into Executive Session to discuss and consult with the attorneys and representatives of the public body to obtain legal advice on any applicable item on tonight's agenda. If authorized by a majority vote of the Council, the Executive Session will be held immediately after the vote and will not be open to the public. A.R.S. §38-431.03(A)(3). The public meeting will resume following the Executive Session.

**Public Comment – Jeannette Bennett presented a citizen petition asking the City to reduce the noise level permitted in the Downtown and Old Town areas from 110 decibels to 95 decibels after 10:00 p.m. Cody Reim congratulated the City on the successful Waste Management Phoenix Open and Super Bowl activities held in the City and requested Council assistance to provide a solution to the Rio Verde Foothills homeowners' water situation.**

Public Comment time is reserved for Scottsdale citizens, business owners, and/or property owners to comment on non-agendized items that are within the Council's jurisdiction. No official Council action can be taken on these items. Advocacy for or against a candidate or ballot measure during a Council meeting is not allowed pursuant to State law and is therefore not deemed to be within the Council's jurisdiction.

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 [form](#) must be submitted together with the petition(s) before the Mayor announces the second Public Comment period.

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."**

## **MINUTES**

**Request:** Approve the following Council meeting minutes from January 2023:

- a. [Special Meeting Minutes of January 10, 2023](#)
- b. [Regular Meeting and Work Study Session Minutes of January 10, 2023](#)
- c. [Special Meeting Minutes of January 24, 2023](#)

d. Executive Session Minutes of January 24, 2023

e. [Regular Meeting and Work Study Session Minutes of January 24, 2023](#)

– Councilwoman Janik made a motion to approve the Special Meeting Minutes of January 10, 2023; Regular Meeting and Work Study Session Minutes of January 10, 2023; Special Meeting Minutes of January 24, 2023; Executive Session Minutes of January 24, 2023; and Regular Meeting and Work Study Session Minutes of January 24, 2023. Councilmember Durham seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Littlefield; and Councilmembers Caputi, Durham, Graham, Janik, and Whitehead voting in the affirmative.

## CONSENT AGENDA      ITEMS 1-16

**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. 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.

– Councilwoman Whitehead made a motion to approve Consent Agenda Items 1 through 16, except Item 14 [Fire Department Training Facility Construction Phase Services Contract] which was moved to the Regular Agenda. Councilwoman Janik seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Littlefield; and Councilmembers Caputi, Durham, Graham, Janik, and Whitehead voting in the affirmative.

1. [11:11 Nightclub Liquor License \(97-LL-2022\)](#) – **Approved on Consent.**

**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 6 (bar) State liquor license for an existing location with a new owner.

**Location:** 4280 N. Drinkwater Boulevard, Suite 100

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

2. [Mariposa Liquor License \(98-LL-2022\)](#) – **Approved on Consent.**

**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 11 (hotel/motel) State liquor license for an existing location with a new owner.

**Location:** 7017 E. McDowell Road

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

3. [La Fonda Del Sol Liquor License \(99-LL-2022\)](#) – **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:** 10155 E. Via Linda, Suite 135 (AKA Suites H134 and H135)

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

4. [The Pony Express Cafe Liquor License \(100-LL-2022\)](#) – **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:** 28190 N. Alma School Parkway, Suite 112

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

5. [Sauce Pizza & Wine Liquor License \(101-LL-2022\)](#) – **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:** 7135 E. Camelback Road, Suite 160

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

6. **American Legion Post 44 Bingo License (1-BI-2023) – Approved on Consent.**

**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Revenue for a bingo license for American Legion Post 44.

**Location:** 7145 E. 2<sup>nd</sup> Street

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

7. **Scottsdale & Dixileta Abandonment (2-AB-2020#2) – Approved on Consent.**

**Request:** Adopt **Resolution No. 12711** authorizing the re-approval of an expired abandonment approval for certain 33-foot General Land Office (GLO) Patent easement segments and the east 13-feet of the 33-foot (GLO) easement running along N. 71<sup>st</sup> Street, all within a ±17.52-acre site with Single-Family Residential, Environmentally Sensitive Lands, Foothills Overlay zoning (R1-43 ESL FO).

**Location:** Northwest corner of N. Scottsdale Road and E. Dixileta Drive

**Staff Contact(s):** Erin Perreault, Planning, Economic Development, and Tourism Executive Director, 480-312-7093, [eperreault@scottsdaleaz.gov](mailto:eperreault@scottsdaleaz.gov)

8. **Family Advocacy Center Grant – Approved on Consent.**

**Request:** Adopt **Resolution No. 12743** to authorize:

1. The acceptance of a grant from the Office of the Arizona Attorney General in the amount of \$26,266 for training and purchasing of equipment specifically for the Family Advocacy Center.
2. The Chief of Police, or designee(s), to conduct all negotiations and to execute and submit all documents and other necessary or desirable instruments in connection with the acceptance of the grant award.
3. A budget transfer in the amount of \$26,266 from the Fiscal Year 2022/23 Future Grants Budget and/or Grant Contingency Budget to a newly created cost center to record the related grant activity.

**Staff Contact(s):** Jeff Walther, Chief of Police, 480-312-1900, [jwalther@scottsdaleaz.gov](mailto:jwalther@scottsdaleaz.gov)

9. **Victim Notification Technology Systems Reimbursement – Approved on Consent.**

**Request:** Adopt **Resolution No. 12736** to authorize:

1. The City Manager, Chief of Police, and the City Attorney to complete and submit any necessary or desirable instruments related to the reimbursement of year-one costs, in the amount of \$152,496, associated with the SPIDR Technologies, Inc. contract for victim notification technology systems from the Arizona State Treasurer's Office pursuant to Arizona Revised Statute §41-180.
2. The Scottsdale Police Department to accept any resulting reimbursement, in an amount not to exceed \$152,496, that will be paid back into the General Fund.

**Staff Contact(s):** Jeff Walther, Chief of Police, 480-312-1900, [jwalther@scottsdaleaz.gov](mailto:jwalther@scottsdaleaz.gov)

10. **Municipal Property Corporation Director Appointment – Approved on Consent.**

**Request:** Approve the appointment of David Smith as a director to the Municipal Property Corporation.

**Staff Contact(s):** Gina Kirklin, Finance Director, 480-312-5006, [rkirklin@scottsdaleaz.gov](mailto:rkirklin@scottsdaleaz.gov)

11. **Scottsdale Arabian Horse Show Event Funding – Approved on Consent.**

**Request:** Adopt **Resolution No. 12739** to authorize:

1. Funding, not to exceed \$60,000, from the portion of the Fiscal Year 2022/23 Tourism Development Fund that is allocated toward event retention and development for the Scottsdale Arabian Horse Show.
2. New Event Funding Agreement No. 2023-021-COS with the Arabian Horse Association of Arizona.

**Staff Contact(s):** Karen Churchard, Tourism and Events Director, 480-312-2890, [kchurchard@scottsdaleaz.gov](mailto:kchurchard@scottsdaleaz.gov)

12. **2023 Public Transportation Agency Safety Plan Revision 1 – Approved on Consent.**

**Request:** Adopt **Resolution No. 12709** to authorize:

1. The approval of the 2023 Public Transportation Agency Safety Plan (PTASP) Revision 1 for small urban agencies.
2. The City Manager, or designee, to approve and execute any updates and revisions or such other actions as necessary to carry out the intent of this PTASP and its updates.

**Staff Contact(s):** Mark Melnychenko, Transportation and Streets Director, 480-312-7651, [mmelnychenko@scottsdaleaz.gov](mailto:mmelnychenko@scottsdaleaz.gov)

13. **Citywide Mechanical and Plumbing Construction Services Job Order Contracts – Approved on Consent.**

**Request:** Adopt **Resolution No. 12730** authorizing the following one-year contract extensions, in an amount not to exceed \$2,000,000 per contract, for citywide mechanical and plumbing construction services:

1. Contract No. 2021-012-COS-A1 with Midstate Mechanical, Inc.
2. Contract No. 2021-013-COS-A1 with McCarthy Building Companies, Inc.
3. Contract No. 2021-014-COS-A1 with Summa Mechanical Contractors, Inc.

**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [daworth@scottsdaleaz.gov](mailto:daworth@scottsdaleaz.gov)

14. **Fire Department Training Facility Construction Phase Services Contract**

**Request:** Adopt **Resolution No. 12731** to authorize:

1. Construction Manager at Risk Contract No. 2023-013-COS with CORE Construction, Inc., in an amount not to exceed \$22,172,429, plus a contingency of \$277,155, for a total contract price not to exceed \$22,449,584, to provide complete construction services for the Bond 2019 Project 38 – Build a new Fire Department Training Facility.
2. A Fiscal Year (FY) 2022/23 Budget Appropriation Transfer, in the amount of \$10,000,000, from available appropriation in the Adopted FY 2022/23 Capital Improvement Plan to the Bond 2019 Project 38 – Build a new Fire Department Training Facility (BH01) to be funded with \$7,407,791.47 of the restricted portion of the 94<sup>th</sup> Street and Bell Road land sale proceeds and \$2,592,208.53 of FY 2022/23 General Fund available fund balance.
3. A revision to Resolution No. 12644 to replace the allocation of \$7,407,791.47 of the restricted portion of the 94<sup>th</sup> Street and Bell Road land sale proceeds from the McCormick-Stillman Bunkhouse Project to the Bond 2019 Project 38 – Build a new Fire Department Training Facility (BH01); and restore the previously authorized General Fund capital funding to the McCormick-Stillman Bunkhouse Project, which shall now be identified as the “*McCormick-Stillman Railroad Park Roundhouse Project*”.
4. The City Manager and City Treasurer, or their designees, to take such actions and execute such documents as necessary to carry out the intent of this Resolution.

**Location:** 911 N. Stadem Drive

**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [daworth@scottsdaleaz.gov](mailto:daworth@scottsdaleaz.gov)

**– City Engineer Alison Tymkiw and Fire Chief Tom Shannon gave PowerPoint presentations.**

**– Councilmember Graham made a motion to continue Item 14 [Fire Department Training Facility Construction Phase Services Contract] to the next Council meeting. Motion died for lack of a second.**

**– Mayor Ortega made a motion to adopt Resolution No. 12731 to authorize:**

1. **Construction Manager at Risk Contract No. 2023-013-COS with CORE Construction, Inc., in an amount not to exceed \$22,172,429, plus a contingency of \$277,155, for a total contract price not to exceed \$22,449,584, to provide complete construction services for the Bond 2019 Project 38 – Build a new Fire Department Training Facility.**
2. **A Fiscal Year (FY) 2022/23 Budget Appropriation Transfer, in the amount of \$10,000,000, from available appropriation in the Adopted FY 2022/23 Capital Improvement Plan to the Bond 2019 Project 38 – Build a new Fire Department Training Facility (BH01) to be funded with \$7,407,791.47 of the restricted portion of the 94<sup>th</sup>**

**Street and Bell Road land sale proceeds and \$2,592,208.53 of FY 2022/23 General Fund available fund balance.**

- 3. A revision to Resolution No. 12644 to replace the allocation of \$7,407,791.47 of the restricted portion of the 94<sup>th</sup> Street and Bell Road land sale proceeds from the McCormick-Stillman Bunkhouse Project to the Bond 2019 Project 38 – Build a new Fire Department Training Facility (BH01); and restore the previously authorized General Fund capital funding to the McCormick-Stillman Bunkhouse Project, which shall now be identified as the “McCormick-Stillman Railroad Park Roundhouse Project”.**

**Councilwoman Caputi seconded the motion, which carried 6/1, with Mayor Ortega; Vice Mayor Littlefield; and Councilmembers Caputi, Durham, Janik, and Whitehead voting in the affirmative and Councilmember Graham dissenting.**

**15. Pima Road: Pinnacle Peak Road to Happy Valley Road Intergovernmental Agreement (IGA) and Fiscal Year (FY) 2022/23 Capital Budget Appropriation Transfers – Approved on Consent.**

**Request:** Adopt **Resolution No. 12738** to authorize:

1. IGA No. 2022-063-COS-A1 with the Flood Control District of Maricopa County, in the amount of \$17,000,000, to allow partnership and cost sharing for the right-of-way acquisitions, construction, construction management, and operation and maintenance of Pima Road Regional Drainage Channel within Pima Road, Pinnacle Peak Road to Happy Valley Road (SC01).
2. A Fiscal Year 2022/23 Capital Budget Appropriation Transfer, in an amount up to \$3,654,046, from the Crossroads East Flood Control Phase 1 (FB53) MPC Bonds – Stormwater to the Pima Road: Pinnacle Peak Road to Happy Valley Road (SC01) project to be funded by the Flood Control District IGA.
3. A FY 2022/23 Capital Budget Appropriation Transfer, in an amount up to \$895,954, from the Granite Reef Watershed Phase 1 (FB50) Stormwater Utility Bill Fee to the Pima Road: Pinnacle Peak Road to Happy Valley Road (SC01) to be funded by the Flood Control District IGA.
4. The City Manager and City Treasurer, or respective designees, to take such actions as may be necessary to carry out the purposes of this Resolution.

**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [daworth@scottsdaleaz.gov](mailto:daworth@scottsdaleaz.gov)

**16. STK Steakhouse Outdoor Dining Patio Revocable License Agreement – Approved on Consent.**

**Request:** Adopt **Resolution No. 12714** authorizing Outdoor Dining Patio Revocable License Agreement No. 2012-158-COS-A2, a five-year extension to the agreement with RBB Properties 2, LLC, and their tenant BLVD STZ, LLC, doing business as STK Steakhouse, for an outdoor dining patio use on City and Salt River Project property.

**Location:** 7134 E. Stetson Drive, Suite B200

**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [daworth@scottsdaleaz.gov](mailto:daworth@scottsdaleaz.gov)

## **REGULAR AGENDA      ITEMS 17-19**

**How the Regular Agenda Works:** The Council takes action on each item on the Regular Agenda.

**17. Bimer Residence Carport Conversion to Garage and Carport Addition (83-HP-2022) Appeal**

**Request:** Applicant appeal of the Historic Preservation Commission decision of a Certificate of Appropriateness – Historic Resources regarding conversion of an existing carport to a garage and a new carport addition and associated improvements at a residence within the Village Grove 1-6 historic community with Single-Family Residential, Historic Property (R1-7 HP) zoning designation.

**Location:** 6637 E. Oak Street

**Presenter(s):** Jesus Murillo, Senior Planner

**Staff Contact(s):** Erin Perreault, Planning, Economic Development, and Tourism Executive Director, 480-312-7093, [eperreault@scottsdaleaz.gov](mailto:eperreault@scottsdaleaz.gov)

**– Senior Planner Jesus Murillo and Applicants Deanna and Chris Bimer gave PowerPoint presentations.**

- Councilwoman Whitehead made a motion to deny the applicant’s appeal and uphold the decision of the Historic Preservation Commission. Councilwoman Janik seconded the motion. The motion was not voted on as the alternate motion to continue took precedence.
- Councilwoman Caputi made an alternate motion to continue Item 17 [Bimer Residence Carport Conversion to Garage and Carport Addition (83-HP-2022) Appeal] to a date to be determined. Vice Mayor Littlefield seconded the motion, which carried 5/2, with Mayor Ortega; Vice Mayor Littlefield; and Councilmembers Caputi, Durham, and Graham voting in the affirmative and Councilmembers Janik and Whitehead dissenting.

**NOTE: Items 18 and 19 were presented and considered together.**

**18. Palo Viento I Street Light Improvement District (SLID)**

**Request:** Adopt **Resolution No. 12734** to authorize:

1. The formation of a SLID (SL-2211-601) pursuant to Arizona Revised Statutes §48-616 and §48-617 for the purpose of purchasing energy and the use of lighting facilities for the Palo Viento sub-division within the City of Scottsdale.
2. The purchase of energy to be of more than local or ordinary public benefit; that the cost of said energy shall be assessed on a certain district; and ordering that such improvements be provided for under the provisions of Arizona Revised Statutes §48-572.
3. The City Manager and City Treasurer, or designees, are to take such actions as necessary to carry out the intent of this Resolution.

**Presenter(s):** Mark Melnychenko, Transportation and Streets Director

**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [daworth@scottsdaleaz.gov](mailto:daworth@scottsdaleaz.gov)

**19. Palo Viento II Street Light Improvement District (SLID)**

**Request:** Adopt **Resolution No. 12735** to authorize:

1. The formation of a SLID (SL-2211-602) pursuant to Arizona Revised Statutes §48-616 and §48-617 for the purpose of purchasing energy and the use of lighting facilities for the Palo Viento sub-division within the City of Scottsdale.
2. The purchase of energy to be of more than local or ordinary public benefit; that the cost of said energy shall be assessed on a certain district; and ordering that such improvements be provided for under the provisions of Arizona Revised Statutes §48-572.
3. The City Manager and City Treasurer, or designees, are to take such actions as necessary to carry out the intent of this Resolution.

**Presenter(s):** Mark Melnychenko, Transportation and Streets Director

**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [daworth@scottsdaleaz.gov](mailto:daworth@scottsdaleaz.gov)

- **Transportation and Streets Director Mark Melnychenko gave a PowerPoint presentation.**
- **Councilwoman Whitehead made a motion to adopt Resolution No. 12734 for Palo Viento I Street Light Improvement District and Resolution No. 12735 for Palo Viento II Street Light Improvement District. Councilmember Graham seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Littlefield; and Councilmembers Caputi, Durham, Graham, Janik, and Whitehead voting in the affirmative.**

**Public Comment – None**

Public Comment time is reserved for Scottsdale citizens, business owners, and/or property owners to comment on non-agendized items that are within the Council’s jurisdiction. No official Council action can be taken on these items. Advocacy for or against a candidate or ballot measure during a Council meeting is not allowed pursuant to State law and is therefore not deemed to be within the Council’s jurisdiction.

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 [form](#) must be submitted together with the petition(s) before the Mayor announces the second Public Comment period.

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.”**

## **CITIZEN PETITIONS**

### **ITEM 20**

**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 [form](#) must be submitted, together with the petition(s), **before** the second Public Comment period begins.

- 20. Receipt of Citizen Petitions – Councilwoman Whitehead made a motion to direct the City Manager to investigate the matter and prepare a written response to the Council, with a copy to the petitioner, related to the citizen petition asking the City to reduce the noise level permitted in the Downtown and Old Town areas from 110 decibels to 95 decibels after 10:00 p.m. As part of her motion, Councilwoman Whitehead noted the item may need to be agendized for future discussion after the City Manager’s Report is issued. Councilwoman Janik seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Littlefield; and Councilmembers Caputi, Durham, Graham, Janik, and Whitehead voting in the affirmative.**
- 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):** Ben Lane, City Clerk, 480-312-2411, [blane@scottsdaleaz.gov](mailto:blane@scottsdaleaz.gov)

### **Adjournment – 7:58 P.M.**

**– Councilwoman Janik made a motion to adjourn the Regular Meeting. Councilwoman Whitehead seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Littlefield; and Councilmembers Caputi, Durham, Graham, Janik, and Whitehead voting in the affirmative.**