Approved April 1, 2009

NEIGHBORHOOD ENHANCEMENT COMMISSION
REGULAR MEETING
Wednesday, February 4, 2009
Fire Station #2, Community Room
7577 E. Indian School Road
Scottsdale, AZ 85251

PRESENT: Aaron Kern, Chair
Jim Pompe, Vice-Chair
Matt Kalina, Commissioner
Jeff Kidder, Commissioner
Cristina Lenko, Commissioner
Christine Schild, Commissioner (arrived at 5:38 p.m.)

ABSENT: Douglas Patriquin, Commissioner

STAFF: Tim Connor, Planning Department
Fire Captain Bob Curley
Raun Keagy, Citizen & Neighborhood Resources. General Manager
Fire Chief Willie McDonald
Joanie Mead, Citizen & Neighborhood Resources. Education Manager
Kira Wauwie, Project Coordination Manager

GUESTS: Diane Horwitz
John Horwitz, Former Commissioner

CALL TO ORDER/ROLL CALL

Chair Kern called the regular meeting to order at 5:34 p.m. A roll call confirmed the presence of Commissioners as noted above.

1. Approval of December 3, 2008 Meeting Minutes

COMMISSIONER KIDDER MOVED TO APPROVE THE REGULAR MEETING MINUTES OF DECEMBER 3, 2008. COMMISSIONER LENKO SECONDED THE MOTION, WHICH CARRIED BY A VOTE OF FIVE (5) TO ZERO (0). COMMISSIONER SCHILD ARRIVED LATER AND COMMISSIONER PATRIQUIN WAS ABSENT.

2. Fire Station Tour and Discussion with Chief Willie McDonald Regarding the Fire Department from the Transition to Present and the Vision for the Future

In response to Chair Kern's inquiry regarding whether there were any other LEED certified fire stations in operation, Fire Chief McDonald said there was one in Tucson and a few other fire stations built to LEED standards but not certified located in Phoenix.

Fire Chief McDonald distributed brochures about the fire station explaining that Fire Captain Curley would provide the Commission with a tour of Downtown Scottsdale Fire Station #2 while the presentation was being uploaded onto the computer. Fire Captain Curley completed the tour within forty minutes.

Fire Chief McDonald summarized that his presentation would include the following components:

1. The history of the Fire Department
2. Improvements and accomplishments occurred since opening on July 1, 2008
3. Summary of the automatic aid system
4. Non-emergency activities implemented at the fire station
5. A new cardiocerebral resuscitation method that has increased survival rates by 250%
6. The Fire Department's new priorities and how they are being balanced with the current economy

History of the Fire Department
Fire Chief McDonald recalled that he arrived at Fire Station #2 in June 2004 during which time the community held an election regarding whether to retain Rural Metro as Scottsdale's fire protection service provider. This election motivated the city to develop a plan for a one year transition from Rural/Metro to its own municipal Fire Department.

The city's original agreement with Rural Metro required that they supply the employees with protective clothing and tools and their radio system was to be used for Scottsdale and surrounding communities.

The city currently has 14 fire stations and the Fire Department has repositioned some of the fire stations to improve their response time. He pointed out that Fire Station #2 was LEED gold certified, had a three-minute response time, and was located in a high valued square mile of the city.

Fire Chief McDonald recalled that the Fire Department received 23,172 emergency calls, initiated 41 fire investigations, installed 686 car seats, had 96,889 public interactions, completed 9,466 building inspections, swore in 245 personnel, and had 29 civilian personnel in 2008.

He explained that the firefighters were out in the field being proactive in reducing the effects of fire and teaching people how to be safe in their own homes. The Fire Department currently had 50 volunteers.

Fire Chief McDonald stated that the fire station was built with recycled materials, had low flow toilets, sun lighting, and sensors in each room that shuts off the lighting when no one is in the room.

Automatic Aid System
Fire Chief McDonald reported that three chiefs from the Phoenix, Glendale, and Tempe Fire Departments got together in the 1980s and decided to share resources in order to lower emergency response times. The automatic aid system now involves 20 cities and communities.

Fire Chief McDonald summarized that the automatic aid system requires a predetermined response by the closest Fire Department to a reported emergency irrespective of jurisdictional boundaries within a defined geographic region at no cost to the citizens.

In response to Commissioner Lenko's inquiry, Fire Chief McDonald described the emergency dispatch system. There are two networked dispatch centers in the Valley. Twenty cities are dispatched by the Phoenix dispatch center and four by the Mesa dispatch center.

He presented a map of the Valley displaying all of the fire stations, explaining that each fire station had at least one fire engine, firefighters, forcible engine tools, tools to take control of utilities to prevent electrocution, and shoring equipment for releasing trapped citizens. All of the fire engines had a radio signal antenna which was tracked by their automated dispatch computer in order to send the closest fire engine to an emergency call.

In response to Mr. Horwitz' inquiry regarding how much equipment should be brought to a fire, Fire Chief McDonald stated that the Fire Department followed protocols related to the type of fire being called in. He noted that the senior officer at the scene determines whether additional equipment was necessary.

Non-Emergency Activities
Fire Chief McDonald reported that one of the Fire Department's non-emergency programs was called "2 Fit 2 Fall" and pointed out that the program was the brainchild of Scottsdale Healthcare Nursing Centers. This program involves the Scottsdale Fire Department, Scottsdale Healthcare, and Scottsdale Senior Centers.

He explained that the city had a high number of fall injuries due to the high senior population and opined that many fall injuries are irreversible.

Fire Chief McDonald elaborated that whenever a senior citizen requests that the Fire Department come to their home to install or check a smoke detector they can ask for their permission to complete a home safe visit inspection for identifying concerns such as too many electric cords on the floor, rugs they could trip on, or unlocked gates. Personnel also direct seniors to the senior centers for home resource referrals for

items such as safety bars, and to Scottsdale Healthcare for exercise and health information.

Cardiocerebral Resuscitation (CCR)
Fire Chief McDonald reported that CPR has changed dramatically since 1972. One of the new methods keeps oxygen circulating in the bloodstream through 200 chest compressions rather than two breaths with 15 chest compressions as before. He demonstrated how to implement the cardiocerebral resuscitation process.

Fire Chief McDonald stated that there were two paramedics on each vehicle having arrival times of approximately four minutes and recalled a recent incident where the new CPR method was applied to an acrobat who fell at the FBR kickoff event.

The Fire Department has a one-hour training class where citizens are taught the new CPR method along with the proper way to use an automatic defibrillator.

Fire Department's New Priorities
Fire Chief McDonald recalled the Fire Department's recent request that City Council adopt their service level objective of arriving to 80% of the calls within a four-minute response time.

He summarized that they were relocating the Miller Road and Thomas Road fire station to McDowell Road, and relocating the Jomax and Miler Road fire station in order to improve response times.

Fire Chief McDonald presented a map reflecting the locations of four future fire stations and reported that they would be asking City Council to allow the Fire Department to purchase parcels on Cave Creek Road between 110th Street and Lone Mountain Road. He confirmed that they also planned to build a new fire station at the northwest corner of 96th Street and Cactus.

Fire Chief McDonald explained that out of the Fire Department's 16 companies, 11 are staffed with four personnel. The other five each have three personnel, but the Department plans to increase this to four in the future. They also have plans to improve communications between the police and Fire Departments with one radio system.

In response to Commissioner Kalina's inquiry regarding whether the shape of the municipal area presented any problems, Fire Chief McDonald commented on the need for more fire stations due to the distances of the call locations.

Discussion ensued regarding the firefighters working a rotating schedule which breaks down into a shift of three alternating days of 8 a.m. to 8 a.m. followed by four days off. Fire Chief McDonald confirmed that the firefighters were paid overtime whenever they are required to continue fighting a fire past their slotted time schedule.

In response to Commissioner Kidder's inquiry, Fire Chief McDonald stated that 100% of the firefighters are union members. The Fire Department hired 190 of the 240 previous Rural/Metro members. Mr. Keagy recalled that members of various City

departments were invited to sit on the interviewing panels in order to improve the integration process.

3. Update on R1-7 Zoning Ordinance Text Amendment – Kira Wauwie, Project Coordination Manager

Ms. Wauwie introduced Tim Connor while distributing copies of their R1-7 Zoning Ordinance Update presentation. She stated that her role was to prepare updates to the zoning ordinance.

Ms. Wauwie reported that the R1-7 district consists of 7,000 square foot minimum lot size single family homes located south of Indian Bend Road, and pointed out that their primary goal was to find ways to help citizens reinvest in their properties.

She explained that the city has annexed smaller lots from the County over the past few years that have some nonconforming elements, creating the need for text amendments to the zoning ordinance.

Phase 1:
Ms. Wauwie reported that in the first half of Phase 1 of the R1-7 project the Planning Department adopted a rule that says if a building overlaps into the setbacks the owner can build an addition onto the building as long it meets the existing setback requirements.

She stated that during the second half of Phase 1 they found that most walls and fences built on incorrect locations occurred on the longer street frontage of corner lots and they decided to change the ordinance to allow said incorrect locations.

Phase 2:
Ms. Wauwie explained that the three key components to Phase 2 were to enclose carports, provide greater use of lot areas, and allow more flexible front yard usage.

She elaborated that carports could be built on the property line in the side yard as long as it is not enclosed or converted to a living space. Should a homeowner desire to enclose their carport they must obtain a setback easement from their neighbor.

Ms. Wauwie summarized that whenever there was a row of homes on adjacent lots they are required to have a distance of 14 feet between them. She noted that the Planning Department decided to eliminate the requirement since many of the homes in south Scottsdale do not have 14 feet between them.

Phase 3:
Ms. Wauwie reported that the backyard changes in Phase 3 that relate to building height were being delayed due to concerns that there would be a character impact in the community should everyone decide to fill in their whole backyard by increasing the size of their home.

Front Patio, Stoop, Fireplaces:
Ms. Wauwie explained that a patio cover must be 50% open to the sky and they were considering combining the stoop by the front door with the patio front cover to increase shading.

She recalled that there were also concerns about safety requirements for external wood-burning fireplaces, and noted that they were considering allowing external gas or electrical fireplaces.

Main/Accessory Buildings and Garage:
Ms. Wauwie reported that an accessory building was required to be located 10 feet from the main building and pointed out that the Building Code now allows the distance to be reduced to five feet.

She summarized that a detached garage in the backyard was required to be set off of the property line by seven feet. During recent community meetings citizens suggested this be changed to a two-foot setback consistent with other accessory buildings.

Ms. Wauwie announced staff are preparing an updated R1-7 User Guide to assist citizens with improvements to their homes. She explained that they also hold an event called Design Day once or twice a year so citizens can meet with landscape architects and other professionals to discuss home improvements.

In response to Vice-Chair Pompe's inquiry regarding the distance between a pool and the back of a house, Mr. Conner stated that the distance must be equal to the depth of the pool and Ms. Wauwie opined that the setback requirement was two feet from the side and rear yard lines.

Discussion ensued regarding examples of carports converted to livable space being reverted back to covered parking. Ms. Wauwie stated that there were concerns that such changes would affect the community character.

The Commission took a short break to thank the presenters as they left the meeting.

4. Update from Citizen and Neighborhood Resources Department as it Relates to the Annual Budget, the Proposed Easy Grant Program and the Relationship Between Boards and Commissions and City Council – Raun Keagy, General Manager, Citizen and Neighborhood Resources Department

Mr. Keagy reported that two months ago all of the city departments were directed to trim 10% of their budget. He explained that staff was able to reduce the Citizen & Neighborhood Resources Department's operating budget by $377,000.00 by eliminating four vacant positions, cutting back on printing costs, and reducing travel/training costs.

He explained that when questioned about the NEP program budget of $75,000.00 he argued that such programs must stay intact to entice citizens to spend their money on improvements, and Acting City Manager John Little agreed with his observation.

Asked to dig deeper, Mr. Keagy found that there was one vacant position in Code Enforcement which could be eliminated in order for the department to provide more than a 10% reduction in staffing.

He argued that the Neighborhood Resources Department services would continue to be important as long as the community tells City Council they are important.

Mr. Keagy expressed his concern that even though the City Manager indicated that the residents should be affected the least by the budget cuts, the 2009/2010 NEP budget was not safe. He recalled that the NEP program was put on hold after 9/11 until a City Council member voiced his support of the program. Mr. Horwitz pointed out that the NEP budget was also reduced from $150,000.00 to $75,000.00.

Mr. Keagy reported that staff was meeting every two weeks to review their budget and suggested that the Commission be prepared to demonstrate its willingness to invest in the community through the NEP program.

Mr. Keagy explained that the City Manager agrees with the proposed Easy Grant Program and suggested putting it on the back burner until the economy improves. He stated that they were still discussing whether to create a mediation program for neighbors.

In response to Commissioner Schild's inquiry regarding what costs would be involved since a mediation mechanism was already in place, Mr. Keagy responded that 40 hours of training would be required of citizens and city staff, which requires funding.

Discussion ensued regarding situations that require mediation such as barking dogs, parking and noise violations, and property maintenance. Commissioner Schild pointed out that mediation has a successful outcome 75% of the time.

Mr. Keagy reported that the City Manager recognizes that there is a disconnect between the Boards/Commissions and City Council, and plans to schedule a City Council priority-setting retreat to find out what the Boards and Commissions are about and whether they are doing what they are appointed to do and/or what the community expects them to do.

In response to Commissioner Lenko's inquiry regarding when City Council would be discussing the 2009/2010 budget, Mr. Keagy reported that April 7, 2009 was the first scheduled City Council budget meeting.

He explained that department heads would be required to come forward with additional cuts before April 7, 2009 and opined that the NEP budget along with other department suggestions would probably be on the chopping block.

Mr. Keagy reported that the establishment of a seven-member citizen budget review committee would be voted on next Tuesday by City Council in order to review the budget in March.

He suggested that the Commission be prepared to approach the committee regarding support of the NEP program before the final adoption of the budget in June. Commissioner Schild recommended agendizing a discussion on the topic for March.

Mr. Keagy explained that the staff report was still being prepared and should be available online for review by the end of this week.

5. Update and Discussion Regarding Possible Modification to Ordinance # 2530, Specifically as it Relates to How Donations could be Utilized

Chair Kern pointed out that the modification to Ordinance #2530 was very important in light of the upcoming budget cuts.

Ms. Mead reported that Paul Norman of the City Attorney's Office conveyed his interest in assisting the Commission with the preparation of verbiage to change Ordinance #2530 to allow the acceptance of donations for Commission-driven projects.

Discussion ensued regarding the solicitation of donations in order to fund the NEP program should the city eliminate its current budget. Mr. Keagy suggested that the Commission go forward with an ordinance amendment.

Upon further discussion of the matter, the Commission discussed accepting cash and material donations for the NEP program in order to offer additional resources to neighborhoods.

Commissioner Schild agreed to draft the following verbiage to be submitted to Mr. Norman for review before the March meeting:

> The Neighborhood Enhancement Commission wants to amend Ordinance #2530 to allow the Commission to solicit and accept cash and in-kind donations for use in neighborhood driven projects approved by the Commission pursuant to its NEP grant program guidelines.
>
> In-kind donations would include materials such as trees, plants, rocks, tools, and labor.

She recommended retaining the NEP guidelines so applicants would still have to explain their project and identify the donations they require in order for the Commission to reach out to its resources to secure alternative funding or supplies.

Discussion followed regarding the modification of the NEP guidelines upon the approval of the ordinance amendment. Chair Kern suggested including a copy of the Scottsdale Pride Commission ordinance to demonstrate that donations are already being allowed.

Commissioner Lenko recalled that donations were accepted for Treasures N' Trash while she was a Scottsdale Pride Committee member. Mr. Keagy explained that the former Neighborhood Enhancement Advisory Committee consisted of 21 members, which was later split into the Neighborhood Enhancement Commission and the Scottsdale Pride Committee.

Commissioner Kalina pointed out that the ordinance amendment runs parallel with this Commission's mission to enhance neighborhoods through funding and education.

Ms. Mead suggested including language that allows donations to be used for neighborhood projects and Commission-driven activities. Commissioner Schild

recommended that the ordinance encompass beautification projects broader than a neighborhood.

She summarized that the ordinance amendment should state that in addition to using the cash and in-kind donations for Commission-driven projects pursuant to its existing grant guidelines, the cash and in-kind donations could also be used for neighborhood enhancement projects identified by the Commission and approved by City Council.

Mr. Keagy agreed to continue stressing the importance of the NEP program and to keep the Commission apprised of the budget cuts.

6. Election of Chair and Vice-Chair—Nominations to be taken from the floor

Chair Kern opened the floor to Chair nominations. Vice-Chair Pompe nominated Chair Kern as the new 2009 Chair of the Neighborhood Enhancement Commission and Chair Kern accepted the nomination.

Chair Kern opened the floor to Vice-Chair nominations. Commissioner Kidder nominated Vice-Chair Pompe as the Neighborhood Enhancement Commission Vice-Chair for 2009 and Vice-Chair Pompe accepted the nomination.

There were no other nominations for the Chair or Vice-Chair positions.

VICE-CHAIR POMPE MOVED TO APPROVE THE NOMINATION OF CHAIR KERN AS THE 2009 CHAIR OF THE NEIGHBORHOOD ENHANCEMENT COMMISSION. COMMISSIONER KIDDER SECONDED THE MOTION, WHICH CARRIED BY A VOTE OF SIX (6) TO ZERO (0). COMMISSIONER PATRIQUIN WAS ABSENT.

COMMISSIONER KIDDER MOVED TO APPROVE THE NOMINATION OF VICE-CHAIR POMPE AS THE 2009 VICE-CHAIR OF THE NEIGHBORHOOD ENHANCEMENT COMMISSION. COMMISSIONER SCHILD SECONDED THE MOTION, WHICH CARRIED BY A VOTE OF SIX (6) TO ZERO (0). COMMISSIONER PATRIQUIN WAS ABSENT.

7. Staff and Commission Updates (A.R.S. § 38-431.02 (K)).

Ms. Mead announced that there was a canvassing event scheduled from 11:30 to 1:00 p.m. on February 28, 2009 to be held in the Villa Monterey neighborhood. She invited the Commissioners to either attend the event or volunteer to staff a resource table. She explained that the Fire Department would be offering to install smoke detectors in citizens' homes.

Commissioner Lenko reminded everyone that this would be an excellent opportunity to network with City Council members and citizens and communicate what the Commission does for the community through the NEP program.

Commissioner Schild and Vice-Chair Pompe agreed to try to attend the event and Commissioner Lenko volunteered to staff a resource table.

Ms. Mead reported that City Council approved the five NEP cases recommended by the Commission on January 13, 2009. Many of the applicants said that this was the first City Council meeting they had ever attended.

She stated that the 2008/2009 NEP account balance was approximately $9,500.00 due to the fact that a few of the project costs were lower than anticipated and pointed out that the Commission gave back approximately $20,000.00 of unused funds in 2007/2008.

Ms. Mead announced that she was preparing the Neighborhood College roster and had received numerous calls from previous applicants and residents regarding the NEP program.

Discussion ensued regarding the preparation of a program on how to organize the neighborhoods and Ms. Mead suggested the Commissioners participate as instructors.

Ms. Mead presented a new Commission Roster along with a 2009 Neighborhood Enhancement Commission meeting schedule for the Commission to review.

Commissioner Schild reported that the next Adopt-A-Road citywide cleanup event was scheduled for April 25, 2009 and reminded everyone that two more cleanup events must be scheduled for 2009 in order to meet the Adopt-A-Road requirements.

Discussion followed regarding scheduling another cleanup event between April and October or November and December besides attending the second annual citywide cleanup event scheduled for October.

8. Open Call to the Public (A.R.S. § 38-431.02)

No members of the public wished to address the Commission.

9. Next Meeting Date and Future Agenda Items

Chair Kern suggested that the Commission revisit the 2008 retreat results to find cost-effective ideas that coincide with their mission and pointed out that the Commission should also consider preparing a class titled "how to organize the unorganized," as discussed in previous meetings.

Ms. Mead agreed to agendize both topics for discussion at the March meeting and suggested adding a discussion about the budget review committee.

Discussion ensued regarding Commissioner Schild preparing verbiage for a possible ordinance change to be reviewed by Paul Norman before the next meeting.
Ms. Mead agreed to agendize an ordinance change discussion for March.

Commissioner Kidder opined that since city funding would probably be dry for a couple of years the Commission should discuss the how, who, and what elements of requesting outside source donations.

Chair Kern recommended inviting a Scottsdale Pride Commission member to a future meeting to discuss how they handle donation requests. Commissioner Lenko recalled that the process for requesting gift certificate donations had become complicated over the past few years.

Ms. Mead explained that there was an administrative regulation related to accepting donations and Commissioner Schild suggested agendizing a discussion on the do's and don'ts of donations for the April meeting.

In response to Ms. Mead's inquiry, the Commission agreed to not hold an annual retreat in 2009.

Commissioner Schild summarized that the March agenda items should include a retreat update, marketing the Neighborhood Enhancement Partnership Program discussion, ordinance verbiage discussion, and a budget review.

ADJOURNMENT

With no further business to discuss, being duly moved and seconded, the meeting adjourned at 8:48 p.m.

Respectfully submitted,
AV-Tronics, Inc.