

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, October 10, 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 (October 17, 2017).

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:00 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 – Councilwoman Klapp

Invocation – Pastor David Joynt, Valley Presbyterian Church

Mayor's Report – Mayor Lane noted that the WestWorld horse sculpture is lit with purple lighting in honor of Domestic Violence Awareness month. Mayor Lane announced a scholarship contest to provide financial support to college or college-bound students who have demonstrated outstanding initiative in living with a disability.

Presentations/Information Updates – None

Public Comment – Sam West commented on the initiative process.

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. 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."**



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

ADDED ITEMS

Added Items: Resolution No. 8223 requires that, with limited exceptions, the agenda language, the Council report, and any supporting material described as being attached to the Council report shall be made available to the public at least ten days prior to a scheduled Council meeting. Material that is not timely made requires a separate vote to consider whether the item will remain on the agenda or be continued to a future date.

– Vice Mayor Korte made a motion to accept the agenda as presented. Councilman Smith seconded the motion, which carried 7/0.

A1. Added Items

The supporting materials for Item No. 4 will be added to the agenda less than ten days prior to the meeting and will require a separate vote to remain on the agenda.

Request: Vote to accept the agenda as presented or continue the added item(s) to the October 17, 2017 Council meeting.

MINUTES

Request: Approve the [Special Meeting Minutes of September 12, 2017](#) and [Regular Meeting Minutes of September 12, 2017](#) and [September 19, 2017](#).

– Vice Mayor Korte made a motion to approve the Special Meeting Minutes of September 12, 2017, and Regular Meeting Minutes of September 12, 2017, and September 19, 2017. Councilwoman Klapp seconded the motion, which carried 7/0.

CONSENT AGENDA ITEMS 1-10

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.

– Vice Mayor Korte made a motion to approve Consent Agenda Items 1 through 10. Councilwoman Klapp seconded the motion, which carried 7/0.

1. [Hacienda's Mex Grill Liquor License \(72-LL-2017\)](#) – **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 H135

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

2. [Eggstasy Liquor License \(73-LL-2017\)](#) – **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: 10155 E. Via Linda, Suite H131

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

3. **Paris in Scottsdale Liquor License (74-LL-2017) – 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
4. **Grayhawk Plaza Rezoning (6-ZN-2017) – Approved on Consent.**
Requests:
 1. Adopt **Ordinance No. 4320** approving a Zoning District Map Amendment on a 18.46±-acre site from Central Business District, Planned Community District (C-2 PCD) zoning to Central Business District, Planned Community District, Planned Shared Development (C-2 PCD PSD) zoning.
 2. Adopt **Resolution No. 10900** authorizing Development Agreement No. 2017-143-COS.**Location:** 20745 N. Scottsdale Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
5. **On-Call Engineering Services for Storm Water Projects – Approved on Consent.**
Request: Adopt **Resolution No. 10890** authorizing the following on-call engineering services one-year contract extensions for studies, design, construction documents, and construction administration for storm water projects throughout the City, as needed:
 1. Contract No. 2014-141-COS-A2 with Gavan & Barker, Inc.
 2. Contract No. 2014-142-COS-A2 with Olsson Associates**Staff Contact(s):** Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov
6. **Arizona State University Security Intergovernmental Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10913** authorizing Intergovernmental Agreement No. 2017-148-COS with Arizona State University for Scottsdale police officers to provide law enforcement security services for special events held on the Arizona State University campus.
Staff Contact(s): Alan Rodbell, Chief of Police, 480-312-1900, arodbell@scottsdale.gov
7. **DUI Enforcement and Education Grant – Approved on Consent.**
Request: Adopt **Resolution No. 10908** to authorize:
 1. The acceptance of 2018 Governor's Office for Highway Safety DUI/Impaired Grant in the amount of \$150,000 for overtime and associated expenses to support DUI enforcement and education.
 2. The Police Chief or designee to conduct all negotiations and to execute and submit all documents in connection with the grant.
 3. A budget transfer in the amount of \$150,000 from the adopted FY2017/18 Future Grants Budget and/or Grants Contingency Budget and the creation of a new cost center to record the related grant activity.**Staff Contact(s):** Alan Rodbell, Chief of Police, 480-312-1900, arodbell@scottsdale.gov
8. **Paiute Neighborhood Center Women, Infants and Children Program Revocable License Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10898** authorizing Agreement No. 2017-142-COS with Maricopa County to use space at the Paiute Neighborhood Center to operate the Women, Infants, and Children Program.
Staff Contact(s): Bill Murphy, Community Services Director, 480-312-7954, bmurphy@scottsdaleaz.gov
9. **Junk in the Trunk Vintage Market Event Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10825** authorizing Contract No. 2017-080-COS with Junk in the Trunk Trio, LLC, to produce "Junk in the Trunk Vintage Market" events at WestWorld.
Staff Contact(s): Brian Dygert, WestWorld General Manager, 480-312-6825, bdygert@scottsdaleaz.gov

10. **Proposition 202 Funds Acceptance Intergovernmental Agreement – Approved on Consent.**

Request: Adopt **Resolution No. 10917** to authorize:

1. Agreement No. 2017-150-COS with the Salt River Pima-Maricopa Indian Community to accept \$1,228,000 in Proposition 202 Tribal Gaming funds.
2. A budget transfer in the amount of \$1,228,000 from the adopted FY 2017/18 Grant Contingency Budget and/or the Future Grants Budget to newly created cost centers to record all the grant activity.

Staff Contact(s): Brad Lundahl, Government Relations Director, 480-312-2683,
blundahl@scottsdaleaz.gov

REGULAR AGENDA ITEMS 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.**

11. **WestWorld Improvements**

Requests:

1. Adopt **Resolution No. 10910** to authorize:
 - a. A FY 2017/18 General Fund Capital Contingency Budget appropriation transfer totaling \$530,000 to a newly created capital improvement project to be titled "WestWorld Pave G Lot," to be funded by a \$200,000 contribution from Barrett-Jackson and \$330,000 from the FY 2017/18 Tourism Development Fund.
 - b. A FY 2017/18 General Fund Operating Contingency Budget transfer totaling \$12,500 to the WestWorld Operating Budget to cover the associated operating costs.
 - c. Contract No. 2017-147-COS with Barrett-Jackson Auction Company, LLC, for the payment of \$200,000 to the City for construction of the paving project.
 - d. Construction Bid Award 18PB005 to Sunland Asphalt and Construction, Inc., the lowest responsive bidder, in the amount of \$260,542.87 for construction of paved G lot and associated improvements.
2. Adopt **Resolution No. 10918** authorizing a FY 2017/18 General Fund Capital Contingency Budget appropriation transfer totaling \$160,000 to a newly created capital improvement project to be titled "WestWorld Lot H Electrical Improvements" to be funded by the FY 2017/18 Tourism Development Fund.
3. Authorize **Resolution No. 10911** authorizing a FY 2017/18 General Fund Capital Contingency Budget appropriation totaling \$377,000 to a newly created capital improvement project to be titled "WestWorld Purchase of Portable RV Pedestals" to be funded by the FY2017/18 Tourism Development Fund.

Presenter(s): Bryan Dygert, WestWorld General Manager

Staff Contact(s): Brian Dygert, WestWorld General Manager, 480-312-6825,
bdygert@scottsdaleaz.gov

– WestWorld General Manager Bryan Dygert presentation.

– Councilwoman Klapp made a motion to adopt Resolution No. 10910, Resolution No. 10918, and Resolution No. 10911. Councilwoman Littlefield seconded the motion, which carried 6/1, with Councilwoman Milhaven dissenting.

– Councilman Smith made an alternate motion to adopt Resolution No. 10910 and Resolution No. 10918, to be funded by the FY 2017/18 Tourism Development Fund, and Resolution No. 10911, to be funded by the General Fund unreserved fund balance. Councilman Phillips seconded the motion, which failed 2/5, with Mayor Lane; Vice Mayor Korte; and Councilmembers Klapp, Littlefield, and Milhaven dissenting.

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 Items – Mayor Lane made a motion to direct staff to provide information on how the bed tax is accumulated, inclusive of the lease payments on the Princess Resort, and how the bed tax is allocated, specifically the balances and status of the funds, together with suggestions for refinements, and agendize it for the Council's consideration and possible direction to staff.

Adjournment – 5:58 P.M.