

# SCOTTSDALE CITY COUNCIL MEETING



## \*\*\*SECOND AMENDED\*\*\* MEETING NOTICE AND AGENDA

**[ADDED ITEM NO. A1; REMOVED CONSENT ITEM NO. 22; ADDED CONSENT  
ITEM NOS. 26A AND 26B; AND ADDED REGULAR ITEM NO. 30A]**

### COUNCIL

W.J. "Jim" Lane, Mayor

Suzanne Klapp

Virginia L. Korte

Kathleen S. Littlefield

Linda Milhaven

Guy Phillips

David N. Smith

Tuesday, June 27, 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 (July 5, 2017).*

**5:00 P.M.**

**MARKED AGENDA**

### CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

**Call to Order – 5:08 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 – Councilman Phillips**

**Invocation – Pastor Troy Peterson, Scottsdale Bible Church**

**Mayor's Report – Mayor Lane congratulated the city's Economic Development Department on the recent accreditation from the Accredited Economic Development Organization.**

**Presentations/Information Updates – Neighborhood Advisory Commissioners Rachel Putman and Carol Miraldi presented Spirit of Scottsdale awards to Geraldine Jordison, Christi Sharpe, Carroll Huntress, Chris Birkett, and Charlie LaBenz.**

- **The Spirit of Scottsdale Awards**

**Presenter(s):** Joe Meli, Neighborhood Advisory Commission Chairman

**Public Comment – Gaile Perry Dixon commented on the proposed sober living homes text amendment. Terry Brodtkin expressed concern about vandalism in the entertainment district. Robert Chevaleau spoke in support of a non-discrimination ordinance.**

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](http://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."**

## 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.

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

\*\*\*A1. **Added Items**

Consent Item Nos. 26A and 26B were added to the agenda on June 22, 2017.

**Request:** Vote to accept the agenda as presented or continue the added item(s) to the next scheduled Council meeting, which is July 5, 2017.

## MINUTES

**Request:** Approve the [Work Study Session Minutes of May 30, 2017](#).

**– Councilmember Korte made a motion to approve the Work Study Session Minutes of May 30, 2017. Councilman Phillips seconded the motion, which carried 7/0.**

## CONSENT AGENDA      ITEMS 1-26B

**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 26B, absent Item 22, which had been removed at the request of staff, and Item 23, which was moved to the Regular Agenda. Vice Mayor Klapp seconded the motion, which carried 7/0.**

1. [Sushi Sen Liquor License \(42-LL-2017\)](#) – **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:** 7001 N. Scottsdale Road, Suite 154

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

2. [Victorium Liquor License \(43-LL-2017\)](#) – **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:** 9219 E. Hidden Spur Trail

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

3. **Cafe Monarch Liquor License (44-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:** 6939 E. 1<sup>st</sup> Avenue  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
4. **David's Original Hamburgers Liquor License (45-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:** 7212 E. Main Street  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
5. **Foothills Community Foundation Bingo License (1-BI-2017) – Approved on Consent.**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Revenue for a bingo license for Foothills Community Foundation.  
**Location:** 34250 N. 60<sup>th</sup> Street, Building B  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
6. **Circle K Conditional Use Permit (10-UP-2016) – Approved on Consent.**  
**Request:** Find that the conditional use permit criteria have been met and adopt  
**Resolution No. 10826** approving an amendment to an existing Conditional Use Permit to allow for the redevelopment and expansion of an existing Circle K gas station on a 41,398± square-foot site with Highway Commercial (C-3) zoning.  
**Location:** 10200 N. Scottsdale Road  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
7. **Crown Castle Days Inn and Suites Conditional Use Permit (7-UP-2017) – Approved on Consent.**  
**Request:** Find that the conditional use permit criteria have been met and adopt  
**Resolution No. 10827** approving a Conditional Use Permit for a new Type 4, Alternative Concealment Wireless Communication Facility in the design of a 62-foot and 6-inch tall artificial palm tree with Multiple-Family Residential, Planned Community District (R-5 PCD) zoning.  
**Location:** 7330 N. Pima Road  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
8. **Cochise Manor GLO Abandonment (7-AB-2012#3) – Approved on Consent.**  
**Request:** Adopt **Resolution No. 10804** authorizing the abandonment of:
  1. 270± feet of the full 33-foot-wide GLO easement located on the west side of the parcel located at 10569 N. 131<sup>st</sup> Street with Single-Family Residential, Environmentally Sensitive Lands (R1-43 ESL) zoning.
  2. 570± feet of the full 33-foot-wide GLO easement located on the east side of parcels located at 10425, 10473, and 10521 N. 131<sup>st</sup> Street with Single-Family Residential, Environmentally Sensitive Lands (R1-43 ESL) zoning.
  3. 257± feet of the north 8 feet of the 33-foot-wide GLO easement located on the south side of the parcel located at 10425 N. 131<sup>st</sup> Street with Single-Family Residential, Environmentally Sensitive Lands (R1-43 ESL) zoning.**Location:** 10425, 10473, 10521, and 10569 N. 131<sup>st</sup> Street  
**Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)

9. **[Villa Del Sol Common Area Replat \(2-PP-2017\)](#) – **Approved on Consent.**  
**Request:** Approve the replat of Tract T and the abutting portions of Lots 9, 10, and 18 of the existing Villa Del Sol 19-lot residential subdivision with Single-Family Residential, Planned Community District (R1-7 PCD) zoning on 0.86± acres.  
**Location:** 7179 N. Via De Amigos  
**Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)**
10. **[Fiscal Year 2016/17 Year-End Capital Improvement Plan Budget Adjustments](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10843** authorizing FY 2016/17 Capital Improvement Plan budget adjustments.  
**Staff Contact(s):** Daniel Worth, Public Works Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)**
11. **[Stax Burger Bistro Outdoor Dining Revocable License Agreement](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10766** authorizing Agreement No. 2017-054-COS with Sizzle Scottsdale, LLC, for an outdoor dining patio on City property.  
**Location:** 4400 N. Scottsdale Road  
**Staff Contact(s):** Daniel Worth, Public Works Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)**
12. **[On-Call Water Resources Engineering Services Contract Extensions](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10829** authorizing the following one-year contract extensions in an amount not to exceed \$750,000 per contract for water resources engineering services:
  1. Contract No. 2014-075-COS-A3 with Carollo Engineers, Inc.
  2. Contract No. 2014-076-COS-A2 with GHD, Inc.
  3. Contract No. 2014-077-COS-A2 with Water Works Engineers**Staff Contact(s):** Daniel Worth, Public Works Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)**
13. **[Paiute Neighborhood Center Fencing and Gates Construction Bid Award](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10822** authorizing Construction Bid Award No. 17PB023 with TB Contractors, Inc., in the amount of \$179,484.01 to purchase and install fencing and gates at the Paiute Neighborhood Center; and authorizing a City allowance for electrical work in the amount of \$7,500 for a total project price of \$186,984.01 to be fully funded by Federal Community Development Block Grant funding.  
**Staff Contact(s):** Bill Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)**
14. **[Paiute Neighborhood Center Head Start Programs Revocable License Agreement](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10778** authorizing Agreement No. 2017-061-COS with Maricopa County to use space at Paiute Neighborhood Center to operate the Head Start and Early Head Start programs.  
**Staff Contact(s):** Bill Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)**
15. **[Naming of Pinnacle Peak Park Ramada](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10817** authorizing naming the ramada at Pinnacle Peak Park the “Morrie Chernis Ramada” in honor of Morrie Chernis’ efforts on behalf of the park and the Friends of Pinnacle Peak Park.  
**Staff Contact(s):** Bill Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)**

16. **Library Assistance Program – Approved on Consent.**  
**Request:** Adopt **Resolution No. 10788** accepting new library materials valued at \$367,889 from the Maricopa County Library District's Library Assistance Program for FY 2017/18, as stipulated in Contract Nos. 2013-129-COS and 2013-129-COS-A1.  
**Staff Contact(s):** Bill Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)
17. **Fiscal Year 2017/18 Scottsdale Cares Allocations – Approved on Consent.**  
**Request:** Adopt **Resolution No. 10801** approving the recommendations of the Human Services Commission and allocating funding from the Scottsdale Cares Program for FY 2017/18 human services programs in the amount of \$180,000; and authorizing the Mayor or Community Services Director to execute individual contracts.  
**Staff Contact(s):** Bill Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)
18. **Fiscal Year 2017/18 Human Services General Fund Program Allocations – Approved on Consent.**  
**Request:** Adopt **Resolution No. 10802** approving the recommendations of the Human Services Commission for allocation of FY 2017/18 General Funds for human services programs in the amount of \$200,000; and authorizing the Mayor or Community Services Director to execute individual contracts.  
**Staff Contact(s):** Bill Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)
19. **Fiscal Year 2017/18 Salt River Pima Maricopa Indian Community Grant Funds – Approved on Consent.**  
**Request:** Adopt **Resolution No. 10803** approving the Salt River Pima Maricopa Indian Community tribal gaming grant funds allocations for FY 2017/18 in the amount of \$211,940 for programs and services benefitting the general public; and authorizing the Mayor or Community Services Director to execute individual contracts.  
**Staff Contact(s):** Bill Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)
20. **Tourism Event Funding Programs – Approved on Consent.**  
**Request:** Adopt the following resolutions authorizing use of the Tourism Development Fund for FY 2017/18 events that meet the criteria of the following Tourism Event Funding Programs:
  1. **Resolution No. 10773** authorizing the Event Venue Fee Funding Program, and authorizing the Mayor to execute individual agreements with each event producer.
  2. **Resolution No. 10774** authorizing the Community Event Funding Program, and authorizing the Mayor to execute individual agreements with each event producer.
  3. **Resolution No. 10775** authorizing the Matching Event Advertising Funding Program, and authorizing the Mayor to execute individual agreements with each event producer.
  4. **Resolution No. 10776** authorizing the New Event Development Funding Program, subject to Council approval of such agreements, and authorizing staff to use the New Event Development Guidelines to evaluate whether an event qualifies for funding.

Note: The total amount of Event and Event Development funding available for all four Tourism Event Funding Programs shall not exceed \$1,200,000 as authorized by Ordinance No. 4019.

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

21. **[Scottsdale Cultural Council Annual Financial Participation Agreement](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10819** authorizing Agreement No. 2017-078-COS with the Scottsdale Cultural Council in the amount of \$4,648,687 to be allocated for activities consistent with Management Services Agreement No. 2008-048-COS.  
**Staff Contact(s):** Karen Churchard, Tourism and Events Director, 480-312-2890, [kchurchard@scottsdaleaz.gov](mailto:kchurchard@scottsdaleaz.gov)**
- \*\*\*22. **Experience Scottsdale Destination Marketing Services Agreement**  
(Removed at the request of staff.)
23. **[Canal Convergence Events](#) – **Councilman Phillips made a motion to adopt Resolution No. 10821. Councilmember Korte seconded the motion, which carried 7/0.**  
**Request:** Adopt **Resolution No. 10821** authorizing a FY 2017/18 Tourism Development Fund operating contingency transfer in the amount of \$650,000 to the Tourism and Events Department operating budget for use in supporting the 2017/18 Canal Convergence events.  
**Staff Contact(s):** Karen Churchard, Tourism and Events Director, 480-312-2890, [kchurchard@scottsdaleaz.gov](mailto:kchurchard@scottsdaleaz.gov)**
24. **[Regional Economic Development Marketing Services Contract](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10798** authorizing Contract No. 2017-074-COS with the Greater Phoenix Economic Council in the amount of \$104,635 for regional economic development marketing services.  
**Staff Contact(s):** Danielle Casey, Economic Development Director, 480-312-7601, [dcasey@scottsdaleaz.gov](mailto:dcasey@scottsdaleaz.gov)**
25. **[Purchase of Property-Casualty Insurance for the Period of July 1, 2017, to July 1, 2018](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10836** authorizing and directing the purchase of property-casualty insurance, including general liability, law enforcement liability, vehicle liability, public officials errors and omissions, cyber liability, property, workers' compensation, airport liability, and hangarkeepers' legal liability insurance for FY 2017/18.  
**Staff Contact(s):** Katherine Callaway, Risk Management Director, 480-312-7841, [kcallaway@scottsdaleaz.gov](mailto:kcallaway@scottsdaleaz.gov)**
26. **[Monthly Financial Report](#) – **Approved on Consent.**  
**Request:** Accept the FY 2016/17 Monthly Financial Report as of April 2017.  
**Staff Contact(s):** Judy Doyle, Budget Director, 480-312-2603, [jdoyle@scottsdaleaz.gov](mailto:jdoyle@scottsdaleaz.gov)**
- \*\*\*26A. **[Palomino Library Intergovernmental Agreement Extension](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10816** authorizing Agreement No. 2012-101-COS-A2 with Scottsdale Unified School District No. 48 pertaining to the Palomino Library at Desert Mountain High School to extend the agreement through December 1, 2017.  
**Staff Contact(s):** Bill Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)**
- \*\*\*26B. **[Destination Marketing Services Agreement Extension](#) – **Approved on Consent.**  
**Request:** Adopt **Resolution No. 10820** authorizing Agreement 2012-053-COS-A1 with Scottsdale Convention and Visitors Bureau Inc., d/b/a Experience Scottsdale to change the expiration date from June 30, 2017, to September 30, 2017.  
**Staff Contact(s):** Karen Churchard, Tourism and Events Director, 480-312-2890, [kchurchard@scottsdaleaz.gov](mailto:kchurchard@scottsdaleaz.gov)**

## REGULAR AGENDA      ITEMS 27-30A

**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.**

### 27. Public Hearing and Adoption of Fiscal Year 2017/18 Rates and Fees

**Requests:**

1. Accept citizen comments at a public hearing regarding proposed rates and fees.
2. Adopt **Ordinance No. 4316** amending Scottsdale Revised Code, Chapter 49, Water, Sewers and Sewage Disposal by adjusting miscellaneous water charges, effective November 1, 2017.
3. Adopt **Resolution No. 10839** authorizing the Planning and Development rates and fees for wireless communication facilities in the right-of-way, effective August 1, 2017.
4. Adopt **Resolution No. 10823** authorizing Special Event Fees, effective August 1, 2017.
5. Adopt **Resolution No. 10830** authorizing the Community Services Division Schedule of Program Charges, Rental Fees, and Fines, effective August 1, 2017.

**Presenter(s):** Brian Biesemeyer, Water Resources Director; Randy Grant, Planning and Development Services Director; Karen Churchard, Tourism and Events Director; Bill Murphy, Community Services Director

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

– **Presentations by Budget Director Judy Doyle, Water Resources Director Brian Biesemeyer, Planning and Development Services Director Randy Grant, Tourism and Events Director Karen Churchard, and Community Services Director Bill Murphy.**

– **Councilwoman Milhaven made a motion to adopt Ordinance No. 4316, Resolution No 10839, Resolution No. 10823, and Resolution No. 10830. Councilwoman Littlefield seconded the motion, which carried 7/0.**

### 28. Fiscal Year 2017/18 Property Tax Levies

**Request:** Adopt **Ordinance No. 4312** assessing the FY 2017/18 primary and secondary property tax levies and fixing the primary and secondary property tax rates.

**Presenter(s):** Judy Doyle, Budget Director

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

– **Budget Director Judy Doyle presentation.**

– **Councilmember Korte made a motion to adopt Ordinance No. 4312. Councilman Smith seconded the motion, which carried 7/0.**

### 29. Fiscal Year 2017/18 Streetlight Improvement District Property Tax Levy

**Request:** Adopt **Ordinance No. 4311** assessing the FY 2017/18 streetlight improvement district property tax levy by district in accordance with Arizona Revised Statutes and the City Charter.

**Presenter(s):** Judy Doyle, Budget Director

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

– **Budget Director Judy Doyle presentation.**

– **Councilmember Korte made a motion to adopt Ordinance No. 4311. Councilman Smith seconded the motion, which carried 7/0.**

### 30. Monthly Financial Update

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

**Presenter(s):** Jeff Nichols, City Treasurer

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

– **City Treasurer Jeff Nichols presentation.**

**\*\*\*30A.** [Indemnification of Mayor, Councilmembers, City Manager, City Clerk, and City Attorney in Mark Stuart et al., v. City of Scottsdale et al., Federal District of Arizona Cause No. CV-17-01848-DJH](#)

**– Deputy City Attorney Sherry Scott presentation.**

**Request:** Adopt the following resolutions related to the lawsuit entitled *Mark Stuart et al., v. City of Scottsdale et al.*, currently pending in the United States District Court, District of Arizona, Cause No. CV-17-01848-DJH:

1. **Resolution No. 10849** authorizing the City to defend and indemnify Mayor W.J. “Jim” Lane.  
**Mayor Lane declared a conflict of interest and left the dais.**  
**– Councilmember Korte made a motion to adopt Resolution No. 10849. Councilwoman Littlefield seconded the motion, which carried 6/0.**
2. **Resolution No. 10850** authorizing the City to defend and indemnify Councilmember Guy Phillips.  
**Councilman Phillips declared a conflict of interest and left the dais.**  
**– Councilmember Korte made a motion to adopt Resolution No. 10850. Councilwoman Littlefield seconded the motion, which carried 6/0.**
3. **Resolution No. 10851** authorizing the City to defend and indemnify Councilmember Kathy Littlefield.  
**Councilwoman Littlefield declared a conflict of interest and left the dais.**  
**– Councilmember Korte made a motion to adopt Resolution No. 10851. Councilman Phillips seconded the motion, which carried 6/0.**
4. **Resolution No. 10852** authorizing the City to defend and indemnify Councilmember Suzanne Klapp.  
**Vice Mayor Klapp declared a conflict of interest and left the dais.**  
**– Councilmember Korte made a motion to adopt Resolution No. 10852. Councilman Phillips seconded the motion, which carried 6/0.**
5. **Resolution No. 10853** authorizing the City to defend and indemnify Councilmember Linda Milhaven.  
**Councilwoman Milhaven declared a conflict of interest and left the dais.**  
**– Councilmember Korte made a motion to adopt Resolution No. 10853. Councilman Phillips seconded the motion, which carried 6/0.**
6. **Resolution No. 10854** authorizing the City to defend and indemnify Councilmember Virginia Korte.  
**Councilmember Korte declared a conflict of interest and left the dais.**  
**– Councilman Phillips made a motion to adopt Resolution No. 10854. Councilman Smith seconded the motion, which carried 6/0.**
7. **Resolution No. 10855** authorizing the City to defend and indemnify Councilmember David Smith.  
**Councilman Smith declared a conflict of interest and left the dais.**  
**– Councilman Phillips made a motion to adopt Resolution No. 10855. Councilmember Korte seconded the motion, which carried 6/0.**
8. **Resolution No. 10856** authorizing the City to defend and indemnify City Manager Jim Thompson, City Clerk Carolyn Jagger, and City Attorney Bruce Washburn.  
**– Councilmember Korte made a motion to adopt Resolution No. 10856. Councilman Phillips seconded the motion, which carried 7/0.**

**Staff Contact(s):** Eric Anderson, Sr. Assistant City Attorney, 480-312-2405, [ecanderson@scottsdaleaz.gov](mailto:ecanderson@scottsdaleaz.gov); Sherry Scott, Deputy City Attorney, 480-312-2405, [sscott@scottsdaleaz.gov](mailto:sscott@scottsdaleaz.gov)

**Public Comment – None**

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."**

## **CITIZEN PETITIONS**

### **ITEM 31**

**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.

#### **31. 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](mailto:cjagger@scottsdaleaz.gov)

**Mayor and Council Items – Councilman Smith made a motion to agendize, for a future meeting, the Mayor's Office staff bringing forward a process for Council review that will engage Scottsdale citizens in a discussion about a possible new or redesign of the City flag. Vice Mayor Klapp seconded the motion, which carried 7/0.**

**Adjournment – 6:39 P.M.**