

**SCOTTSDALE CITY COUNCIL
REGULAR MEETING MINUTES
TUESDAY, SEPTEMBER 11, 2018**



**CITY HALL KIVA
3939 N. DRINKWATER BOULEVARD
SCOTTSDALE, AZ 85251**

CALL TO ORDER

Mayor W.J. "Jim" Lane called to order a Regular Meeting of the Scottsdale City Council at 5:35 P.M. on Tuesday, September 11, 2018, in the City Hall Kiva.

ROLL CALL

Present: Mayor W.J. "Jim" Lane; Vice Mayor Guy Phillips; and Councilmembers Suzanne Klapp, Virginia L. Korte, Kathleen S. Littlefield, Linda Milhaven, and David N. Smith

Also Present: City Manager Jim Thompson, City Attorney Bruce Washburn, City Treasurer Jeff Nichols, City Auditor Sharron Walker, and City Clerk Carolyn Jagger

PLEDGE OF ALLEGIANCE – Girl Scouts Troop 4; Troop Leader Holly Boynton

INVOCATION – Pastor Bruce Johnson, Scottsdale Presbyterian Church

MAYOR'S REPORT

Mayor Lane recognized the 17th Anniversary of 9/11 and asked that victims and their families be remembered.

PRESENTATIONS/INFORMATION UPDATES – None

PUBLIC COMMENT

- Teri Todd presented a citizen petition (attached) asking the City Council to reverse the Tourism Director's decision to cancel the City contract with Scottsdale Carriage.
- Tim Cavin asked to have a hearing to change the City's towing and impound code.

NOTE: MINUTES OF CITY COUNCIL MEETINGS AND WORK STUDY SESSIONS ARE PREPARED IN ACCORDANCE WITH THE PROVISIONS OF ARIZONA REVISED STATUTES. THESE MINUTES ARE INTENDED TO BE AN ACCURATE REFLECTION OF ACTION TAKEN AND DIRECTION GIVEN BY THE CITY COUNCIL AND ARE NOT VERBATIM TRANSCRIPTS. DIGITAL RECORDINGS AND CLOSED CAPTION TRANSCRIPTS OF SCOTTSDALE CITY COUNCIL MEETINGS ARE AVAILABLE ONLINE AND ARE ON FILE IN THE CITY CLERK'S OFFICE.

CONSENT AGENDA

1. **Buca Di Beppo Liquor License (65-LL-2018)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an agent and acquisition of control change for an existing Series 12 (restaurant) State liquor license.
Location: 3828 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
2. **Roka Akor Liquor License (66-LL-2018)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an acquisition of control change for an existing Series 12 (restaurant) State liquor license.
Location: 7299 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
3. **Permanent Extension of Premises for Cold Beers & Cheeseburgers (4-EX-2018)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a permanent extension of premises for a Series 12 (restaurant) State liquor license for an existing location to expand into the adjoining building, including an additional patio.
Location: 4222 and 4218 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
4. **Permanent Extension of Premises for K O'Donnell's Sports Bar and Grill (5-EX-2018)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a permanent extension of premises for a Series 12 (restaurant) State liquor license for an existing location to expand the patio.
Location: 14850 N. Northsight Boulevard, Suite 100
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
5. **AT&T PHX01-026 Conditional Use Permit (11-UP-2018)**
Request: Find that the conditional use permit criteria have been met and adopt **Resolution No. 11225** approving a Conditional Use Permit to install a new Type 4 Wireless Communication Facility on a replacement 31-foot-tall parking lot light pole located on a 2.29±-acre site with Downtown Office Residential Type-2, Planned Block Development, Downtown Overlay (D/OR-2 PBD DO) zoning.
Location: 7324 E. Indian School Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
6. **Main St. Mixed-Use Rezoning (22-ZN-2017)**
Request: Adopt **Ordinance No. 4363** approving a zoning district map amendment from Central Business, Downtown Overlay (C-2 DO) zoning to Downtown/Downtown Core Type-1, Downtown Overlay (D/DC-1 DO) zoning on a 12,110± square-foot site for a new three-story mixed-use building.
Location: 7103 E. Main Street
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

7. Cable Television License Agreement

Request: Adopt **Resolution No. 11217** authorizing Agreement No. 2007-004-COS-A3 with Cox Communications Arizona, LLC, to extend the term of the agreement until March 15, 2020, and add additional terms.

Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

8. Sports Field Lighting Job Order Contract

Request: Adopt **Resolution No. 11208** authorizing Contract No. 2014-124-COS-A3 with Sellers & Sons, Inc., for a one-year contract extension for citywide sports field lighting.

Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

9. Engineering Services Contract for Sewer Rehabilitation

Request: Adopt **Resolution No. 11214** authorizing Contract No. 2014-056-COS-A3 with Dibble & Associates Consulting Engineers, Inc., for a one-year contract extension for studies, design, construction documents, and construction administration for sewer rehabilitation projects throughout the City, as needed.

Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

10. Engineering Services Contracts for Electrical Instruments and Controls Systems Design

Request: Adopt **Resolution No. 11224** authorizing the following two-year term contracts in an amount not to exceed \$2,000,000 per contract for professional services to provide consultation, design, and preparation of construction documents for electrical instruments and controls systems at various project locations throughout the City, as needed:

1. Contract No. 2018-128-COS with Arcadis U.S., Inc.
2. Contract No. 2018-129-COS with Brown and Caldwell, Inc.
3. Contract No. 2018-130-COS with Black & Veatch Corporation

Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

11. Pool Construction Job Order Contract

Request: Adopt **Resolution No. 11234** authorizing Contract No. 2018-136-COS with Shasta Industries, Inc., for an initial two-year term in an amount not to exceed \$5,000,000 for pool construction projects throughout the City, as needed.

Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

12. Fifth Avenue/Marshall Way Improvement District Termination of Easement

Request: Adopt **Resolution No. 11223** authorizing the Release and Termination of Easement No. 2018-161-COS with Park Fifth Avenue, LLC, associated with the 1991 Fifth Avenue/Marshall Way Improvement District Project No. 10004 regarding private property located at the southwest corner of 5th Avenue and Marshall Way.

Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

- 13. Palomino Library Intergovernmental Agreement**
Request: Adopt **Resolution No. 11226** authorizing Agreement No. 2012-101-COS-A5 with the Scottsdale Unified School District No. 48 pertaining to the Palomino Library at Desert Mountain High School to extend the agreement through December 31, 2018.
Staff Contact(s): Bill Murphy, Community Services Director, 480-312-7954, bmurphy@scottsdaleaz.gov
- 14. Automated Kiosks Code Amendment**
Request: Adopt **Ordinance No. 4359** amending Scottsdale Revised Code Chapter 16, Licenses, Taxation and Miscellaneous Business Regulations, Article IX, Section 16-319 and adding Article XI, relating to the licensing and regulation of automated kiosks.
Staff Contact(s): Teresa Hoglund, Business Services Manager, 480-312-2463, thoglund@scottsdaleaz.gov
- 15. Airport Delta Parking Apron Reconstruction Project**
Request: Adopt **Resolution No. 11144** authorizing Construction Bid Award No. 18PB021 with Combs Construction Company, Inc., in the amount of \$2,230,591 for the reconstruction of the Airport Delta Parking Apron.
Staff Contact(s): Gary Mascaro, Aviation Director, 480-312-7735, gmascaro@scottsdaleaz.gov
- 16. Desert Mountain Parcel 19 Well Purchase Agreement and Escrow Instructions**
Request: Adopt **Resolution No. 11242** authorizing Agreement No. 2017-075-COS-A1, the first amendment to the agreement with DM 19, LLC, to accommodate staggered closings subject to modified closing conditions.
Staff Contact(s): Brian Biesemeyer, Water Resources Director, 480-312-5683, bbiesemeyer@scottsdaleaz.gov
- 17. Fire Department Urban Area Security Initiative Grant**
Request: Adopt **Resolution No. 11236** to authorize:
1. The acceptance of a FY 2018/19 Arizona Department of Homeland Security and Federal Emergency Management Agency Urban Area Security Initiative grant in the amount of \$39,000.
 2. The Fire 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 \$39,000 from the adopted FY 2018/19 Future Grants Budget and/or Grant Contingency Budget and the creation of a new cost center to record the related grant activity.
- Staff Contact(s):** Tom Shannon, Fire Chief, 480-312-1821, tshannon@scottsdaleaz.gov

MOTION AND VOTE – CONSENT AGENDA

Councilmember Korte made a motion to approve Consent Agenda items 1 through 17. Vice Mayor Phillips seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Phillips; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Smith voting in the affirmative.

PUBLIC COMMENT – None

CITIZEN PETITIONS

18. Receipt of Citizen Petitions

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 agendaize 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

MOTION AND VOTE – CITIZEN PETITIONS

Vice Mayor Phillips made a motion to direct the City Manager to investigate the citizen petition submitted by Teri Todd, which asks the City Council to reverse the Tourism Director's decision to cancel the City contract with Scottsdale Carriage, and prepare a written response to the Council with a copy to the petitioner. Councilwoman Littlefield seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Phillips; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Smith voting in the affirmative.

MAYOR AND COUNCIL ITEMS – None

ADJOURNMENT

The Regular City Council Meeting adjourned at 5:53 P.M.

SUBMITTED BY:



Carolyn Jagger
City Clerk


Officially approved by the City Council on October 2, 2018

CERTIFICATE

I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Regular Meeting of the City Council of Scottsdale, Arizona held on the 11th day of September 2018.

I further certify that the meeting was duly called and held, and that a quorum was present.

DATED this 2nd day of October 2018.


Carolyn Jagger, City Clerk

PETITION

September 11, 2018

To: Mayor Jim Lane

RE: Petition to honor remaining 2 years on City Contract for Stagecoach, Horse and Carriages

Dear Mayor Jim;

We have proudly taken you and your family since you were in office in our carriages and wagons for Parada Del Sol Parade, and you even rode one of our horses in the parade. We are asking for your support to keep the Stagecoach and Carriages in Old Town. We are the last Carriage Business that exists in Scottsdale, and it is our ongoing goal to keep horses in your "West Most Western Town".

Enclosed: Photos from our family business, strings of emails with Karen Churchard in the Tourism Department and her letter to vacate Old Town, and the Sole Source Contract for the Singing Cowboy, our friend, Gary Sprague.

We have requested a Sole Source contract, because we are the only full-service Carriage, Stagecoach, Wagon and miniature horse business that exists, not just in Scottsdale, but in all of Arizona. Each year we have requested a Sole Source contract, Karen Churchard of the Tourism Department denied our request. When asked to disclose who else had a business like ours, no one could produce any information.

Fact is: in 2015 when the last RFP was sent out, we were led to believe by the Tourism Department that they had other applicants to consider. But in the end, it was discovered that there were no other applicants. **Fact is:** that we were the only applicant the City has had in over 12 years that has even put in an application to do Stagecoach Rides and offer a full time Carriage service.

In the Sol Source contract, the City states, "The City of Scottsdale Tourism and Events Department has an ongoing requirement to utilize only one type of entertainer to maintain compatibility and consistency with past history and downtown legacy." It further states, "The Singing Cowboy has become a mainstay, icon and legacy to the downtown area". **Have not the Horses and the Carriages and the Stagecoach been a fulltime icon and legacy in the downtown area, representing the history of Old Town Scottsdale?**

We have been ordered by Karen Churchard of the Tourism Department to vacate the Livery Stable and Old Town by December 31, 2018. What is to become of Old Town Scottsdale when all the horses, Carriages and Stagecoach are gone, and forced out as out as our Winter season begins? And why is the Tourism Department Director suggesting that another full service Carriage Business will suddenly appear, when there really isn't one? Does the Director of Tourism even understand that would require **several** trucks and trailers to transport horses, harness gear and carriages every day to accommodate a full time carriage service in Old Town with limited parking?

We ask the City Council today to reverse the decision made by Karen Churchard, Director of the Tourism Department, to cancel the City contract with Scottsdale Carriage which still has 2 years to renew on it before a new RFP is issued.

Scottsdale Carriage Family

www.ScottsdaleHorseandCarriage.com

Please see our website, to look at all the services we provide in Old Town and the City of Scottsdale, that are currently being ordered to vacate.



SCOTTSDALE STAGECOACH & CO

OLD TOWN
SCOTTSDALE, ARIZONA



BLACKSMITH
IRON







SCOTTSDALE STAGECOACH & CO

OLD TOWN
SCOTTSDALE, ARIZONA



EST. 1894







OFF'S SHADES OF THE WEST

NATIVE TRAILS

ROYAL PALACE JEWELRY

TOWN BOUTIQUE SHOPS



CELEBRATIONS

AMERICAN

AMERICAN



© 2011

- **Scottsdalehorseandcarriage Rose** <scottsdalehorseandcarriage@yahoo.com>

To:Contaldo, Jackelyn,Karen Churchard

Aug 13 at 6:42 PM

Hello Ladies...

As an update since our meeting could you please give specifics and explain why the City will no longer subsidize the Free Stagecoach Horse Drawn Rides in Scottsdale, it has for years?? I received a phone call from Jackie that the City no longer "wants to pay for "tours", Why is the only horse drawn Stagecoach ride left on Scottsdale being compared to as" a tour, like golf carts" in our phone conversation Friday?? To compare the only horse drawn Stagecoach Ride in Old Town to the Golf Cart Tours.? Tours? Jackie stated that the Tourism Department of Scottsdale would no longer subsidize "Tours",...; How Is the Stagecoach Ride compared to a golf cart tour??.

My family is in town this week, to help make decisions, for keeping horses in Old Town to stay in business. Why is the City of Scottsdale canceling the last Stagecoach Rides that it has promoted, subsidized, advertised, and is the only, and last Horse Drawn Stagecoach Ride attraction to Old Town Scottsdale? And why we are categorized as a "tour giving like a golf cart"??? Why is our contract being canceled 2 years before it expires??

In our meeting, I clearly stated that if the City took away it's subsidized paid Stagecoach Rides, we would be out of business. We only have 3 to 4 months annually to survive, and have only been able to survive that with the Stagecoach Rides that the City of Scottsdale has provided for decades... The West Most Western Town ??? Our \$40 Old Town Carriage Tour Rides ,at Main and Brown, in the course of only 3 to 4 months weather permitting annually, will not sustain our operations, and we will be out of business. This was disclosed at our meeting with no question. Our family, who live in Scottsdale, are at a loss as to the why the City of Scottsdale would pull the plug on the last horse and carriage and stagecoach business standing in Scottsdale??

It was also brought forth in our meeting, that Scottsdale Carriage has received no raise of pay. We are the only one carrying passengers for the City. And yet, the singing cowboy, my friend, Gary... when Ben Moratiry left the Tourism Department to go to the planning department, before he left he tripled Gary's contract from \$300 a day to \$900 a day. This is of public record. Never once has Scottsdale Carriage been offered by the City any raise. So we operate out of pocket, out of loyalty to keep the last horse and stagecoach left in Old Town.

Please explain why the last and only horse drawn stagecoach, the last stagecoach, is canceled being by the City of Scottsdale? The only Stagecoach Ride left in Old Town canceled?? We await your response. Thank you Scottsdale Carriage

- **Scottsdalehorseandcarriage Rose**

----- Forwarded Message ----- From: Scottsdalehorseandcarriage Rose <scottsdalehorseandcarriage@yahoo.com> To: Contaldo, Jackelyn <JContaldo@Scottsdaleaz.gov>; Karen Churchard <kchurchard@scottsdaleaz.gov> Sent: Monday, August 13, 2018 04:42:42 PM MST Subject: Re: RE: Livery Stable Hello Ladies... As an update since our meeting could you please give specifics and explain why the City will no longer subsidize the Free Stagecoach Horse Drawn Rides in Scottsdale, it has for years?? I received a phone call from Jackie that the City no longer "wants to pay for "tours", Why is the only horse drawn Stagecoach ride left on Scottsdale being compared to as" a tour, like golf carts" in our phone conversation Friday?? To compare the only horse drawn Stagecoach Ride in Old Town to the Golf Cart Tours.? Tours? Jackie stated that the Tourism Department of Scottsdale would no longer subsidize "Tours",...; How Is the Stagecoach Ride compared to a golf cart tour??. My family is in town this week, to help make decisions, for keeping horses in Old Town to stay in business. Why is the City of Scottsdale canceling the last Stagecoach Rides that it has promoted, subsidized, advertised, and is the only, beat and last Horse Drawn Stagecoach Ride attraction to Old Town Scottsdale? And why we are categorized as a "tour giving like a golf cart"??? In our meeting, I clearly stated that if the City took away it's subsidized paid Stagecoach Rides, we would be out of business. We only have 3 to 4 months annually to survive, and have only been able to survive that with the Stagecoach Rides that the City of Scottsdale has provided for decades... The West Most Western Town ??? Our \$40 Old Town Carriage Tour Rides ,at Main and Brown, in the course of only 3 to 4 months weather permitting annually, will not sustain our operations, and we will be out of business. This was disclosed at our meeting with no question. Our family, who live in Scottsdale, ar

Aug 13 at 6:43 PM

- **Stockwell, Brent** <BStockwell@scottsdaleaz.gov>

To:Scottsdalehorseandcarriage Rose

Cc:Smetana, Rachel,Contaldo, Jackelyn,Churchard, Karen

Aug 13 at 8:10 PM

Hi Teri,

Thanks for including me on this. Let me look into this and discuss with Jackie and Karen and get back to you.

Many thanks. Sincerely,

Brent Stockwell Assistant City Manager 480-312-7288

- **SCC** <scottsdalehorseandcarriage@yahoo.com>

To: marina0562@gmail.com, indiansilver@aol.com, jackie@applausehairsalon.com, marilynn.a@cox.net, Bisc hoffs email

Aug 20 at 6:45 PM

----- Forwarded message -----

From: Scottsdalehorseandcarriage Rose <scottsdalehorseandcarriage@yahoo.com>

Date: Aug 20, 2018 8:55 AM

Subject: Scottsdale Carriage contract

To: Jackelyn Contaldo <jcontaldo@scottsdaleaz.gov>, Karen Churchard <kchurchard@scottsdaleaz.gov>, Brent Stockwell <bstockwell@scottsdaleaz.gov>, Rachel Smetana <rsmetana@scottsdaleaz.gov>, Driver <americanlivery9@aol.com>, Jim Lane <jlane@scottsdaleaz.gov>, "marilynn.a@cox.net" <marilynn.a@cox.net>, Indiansilver <indiansilver@aol.com>, Jackie Kins-Millard <jackie@applausehairsalon.com>, Hong Bicschoff <hongbischhoff@yahoo.com>, Sonnie Kirtley <azsonnie@gmail.com>, Erin Deeley <endeeley@gmail.com>, Rose Rimsnider <rrimsnider@scottsdaleaz.gov>, Storm24 <teristorm24@yahoo.com>

Cc:

Hello again...

We emailed about a week ago and have not had any response regarding our contract for Scottsdale Carriage contract with the Stagecoach Rides. The only phone call we received by Jackie was confusing, calling us a "tour like the golf carts", when we are a horse drawn vehicle business. The one meeting we had with Karen, which was recorded to share with family members who operate Scottsdale Carriage, left many questions unanswered, and we simply need answers from the City regarding it's Stagecoach, Carriages, and Wagon services, if the City intends to keep the horses and all the horse drawn vehicles in Old Town.

We had a Stagecoach made for the City of Scottsdale over a decade ago, to accommodate the City's need for Stagecoach Rides in Old Town, please see pictures enclosed.

The Stagecoach was hand made custom, specifically for the City of Scottsdale, including being modified for a single horse with shafts, due to the traffic in Old Town during Spring Training does not allow enough room to drive a team of horses pulled by a yoke.

The Scottsdale Stagecoach has been used for the City of Scottsdale's Free Stagecoach Rides, Scottsdale Holiday Events, Scottsdale Corporate Events, Scottsdale Parades, Scottsdale Tourism Events, and other City functions. Please let us know what the City of Scottsdale plans to do with our contract for the Stagecoach, since the one phone call we received from Jackie, did not clearly or specifically state the City's intentions on its position regarding the Scottsdale Stagecoach Rides this season. We are not a "Tour",

we are a "Horse Drawn Stagecoach"... and the last Stagecoach, Carriage and Wagon Service left in Scottsdale and its adjacent Cities. The closest and only other operating Stagecoach in Arizona is in Tombstone.

Time is now becoming urgent, since the existing contract expires the end of September. We have family staff who travel from California, Wyoming and Montana to Scottsdale for jobs they are all depending on to drive the Stagecoach and maintenance all the other horse drawn vehicles. we have in Scottsdale.

A rapid response is appreciated. Thank you,

Scottsdale Carriage

Churchard, Karen <KChurchard@Scottsdaleaz.gov>
To: Scottsdalehorseandcarriage Rose
Cc: Stockwell, Brent, Contaldo, Jackelyn, Rimsnider, Rose
Aug 20 at 12:25 PM

Hello Teri,

Thanks for your patience as we were following up on your prior email from last Monday afternoon as promised.

Last December, you met with Brent and your statement to him was that after the 2018 tourist season, since you had already invested in the insurance for the stagecoach, you were fine with ending the free rides if the city wanted to do that.

You asked for the agreement to be extended to recoup your insurance costs. You also wanted to make sure you had access to the Brown Avenue pull out. And, you asked for a change in Scope of Work to not provide Friday rides and for an increase in payment for Saturday afternoons from \$300 to \$500, all of which the city accommodated.

I am following through with discussions you had with Brent and Mary last year, and giving you notice that the city will not be extending the agreement past December 2018. It doesn't make sense for the city to subsidize some rides on Second Street, while paid rides are going on elsewhere in historic Old Town.

We have been doing this every year

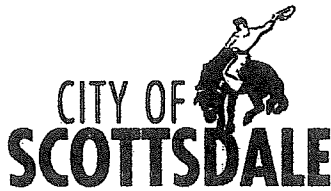
That being said, to be clear, the paid rides can still continue if you (or anyone else) wants to provide them. The city is also willing to sign the Brown Avenue pullout appropriately to provide waiting and respite time, if you provide in writing via email your hours of operation.

There is no one ELSE!

At our last meeting, you suggested that maybe the city would like to purchase the stagecoach you had customized "Old Town Scottsdale." We are interested in talking further about a possible purchase by the city. Please contact Jackie or me if you are still interested in discussing the purchase of the Old Town Scottsdale stagecoach.

Thank you,

Karen Churchard | 480.312.2890



Karen Churchard, Director
Tourism & Events Department
7506 E. Indian School Road
Scottsdale, AZ 85251
480.312.2890

September 4, 2018

Teri Todd
Scottsdale Carriage
10022 E. Cortez Drive
Scottsdale, AZ 85260

RE: Contract 17CR006, City Services and Revocable License Agreement - Horse Drawn Carriage Service

Dear Teri:

This letter serves as notification that the City of Scottsdale's contract with Scottsdale Carriage for horse drawn carriage services will not be extended and therefore will terminate on December 31, 2018. Scottsdale Carriage must completely vacate the Livery Stable located at 3801 N. Brown Ave., Scottsdale, Arizona, by midnight on December 31, 2018 and leave the Livery Stable in the condition required by section 8.1 of the contract. As such, please remove all Scottsdale Carriage property and return the Livery Stable keys to the Tourism & Events Department office located at 7506 E. Indian School Rd., Scottsdale, Arizona, no later than December 31, 2018.

The City is interested in possibly purchasing the Old Town Scottsdale Stage Coach and would like to continue the dialogue regarding this matter at your earliest convenience.

If you have any questions, I can be reached at 480-312-2890 or at kchurchard@scottsdaleaz.gov. Thank you in advance for your prompt attention to the above.

Sincerely,

Karen Churchard
Tourism & Events Director

Purchase Order Date: 7/5/2017
PO # P00356305 CONFIRMING
 Reference Purchase Order Number on all documents pertaining to this order.

CITY OF SCOTTSDALE PURCHASE ORDER

PURCHASING OFFICE
 9191 E. SAN SALVADOR DR
 SCOTTSDALE, AZ 85258
 Phone (480) 312-5700
 Fax (480) 312-5701



Direct all invoices to:
 City of Scottsdale Attn: Accounts Payable
 7447 E. Indian School Rd Ste 210
 Scottsdale, AZ 85251
 Phone 480-312-2432

ATTN:
GARY J SPRAGUE

PO BOX 1641

CAVE CREEK, AZ 85327

VENDOR #: 136481

REQUIRED DATE: 6/30/2018
Terms: NET 25 DAYS

Any applicable delivery instructions and/or contact information is provided below

CONTRACT # / SOLICITATION # (IN ACCORDANCE WITH): 155S034

All terms and conditions of this Purchase Order are found at Purchasing's Website <http://www.scottsdaleaz.gov/Purchasing/StandardPOTermsConditions> Purchase Order Standard Terms and Conditions Version 15 - 01/18/2017. By signing/accepting this Purchase Order, the vendor represents and warrants that he has read those terms and conditions, agrees to be bound by them and will provide services/make shipment as specified on the Purchase Order.

FYLOAD18 - THIS IS A BLANKET PURCHASE ORDER (PO) TO PROVIDE GOODS AND/OR SERVICES ON AN AS REQUIRED BASIS. DO NOT SHIP OR BEGIN SERVICES WITHOUT THE AUTHORIZATION OF A CITY OF SCOTTSDALE BUYER, CONTRACT ADMINISTRATOR OR DESIGNEE. THIS BLANKET PO IS VALID FROM 07/01/2017 THROUGH THE CONTRACT TERM DATE UNLESS EXTENDED BUT NOT BEYOND 06/30/2018. TOTAL PRICE NOT TO EXCEED (NTE) PURCHASE ORDER VALUE. PURCHASE ORDER VALUE IS NOT A GUARANTEE OF USAGE. ACTUAL TOTAL VALUE OR ORDERS PLACED AGAINST THIS BLANKET PURCHASE ORDER MAY VARY SIGNIFICANTLY. ALL SHIPMENTS OR SERVICES SHALL BE PROVIDED ONLY WHEN REQUESTED BY A CITY OF SCOTTSDALE BUYER, CONTRACT ADMINISTRATOR OR DESIGNEE. ALL SPECIFIC PRICING AND RATES ARE TO BE IN ACCORDANCE WITH THE REFERENCED CONTRACT OR SCOPE OF WORK (SOW). AS APPLICABLE - NO WORK SHALL PROCEED AGAINST THIS BLANKET PURCHASE ORDER UNTIL A CITY OF SCOTTSDALE CONTRACT ADMINISTRATOR ADVISES ACCEPTANCE OF ANY ESTIMATES, QUOTES OR REPAIR WORK.

LINE	QTY	UOM	DESCRIPTION	DSCR. CONT'D/PART # / ITEM #	PRICE	EXTENSION
1	1	LS	SINGING COWBOY ENTERTAINMENT		20,000.00	20,000.00
COS CONTACT IS MARY MURPHY-BESSLER 480-312-2459 (Center# 21701)						

ACKNOWLEDGEMENT

VENDOR: SIGN, DATE & RETURN A COPY TO BUYERS ATTENTION.

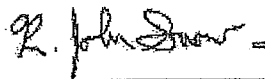
We hereby acknowledge receipt of your order for the above products/services, agree to be bound by the terms and conditions adopted by reference above under the Contract #/Solicitation # to make shipment/perform as specified on the order.

BY: _____ DATE: _____

PRINTED NAME: _____

CITY OF SCOTTSDALE
 W.J. "Jim" Lane, MAYOR

BUYER: JOHN SNOW
 JSNOW@SCOTTSDALEAZ.GOV
 PHONE (480) 312-5716
 FAX (480) 312-9008

BY:  _____

PURCHASING AUTHORITY

TRADE IN AMOUNT (if applicable):	\$0.00
SUB TOTAL:	\$20,000.00
TAX (if applicable):	\$0.00
FREIGHT CHARGES:	No Freight Allowed
TOTAL:	\$20,000.00

Under no circumstances is anything written below this line considered a part of this Purchase Order.

City of Scottsdale Director's Determination

Solicitation Number: 15SS034
Description: ARIZONA'S SINGING COWBOY
Purpose of Determination: The City of Scottsdale Tourism & Events Department has an ongoing requirement to utilize only one type of entertainer to maintain compatibility and consistency with past history and downtown legacy.

Determination:

The City of Scottsdale Tourism & Events Department has an ongoing requirement to utilize only one type of entertainer to maintain compatibility and consistency with past history and downtown legacy.

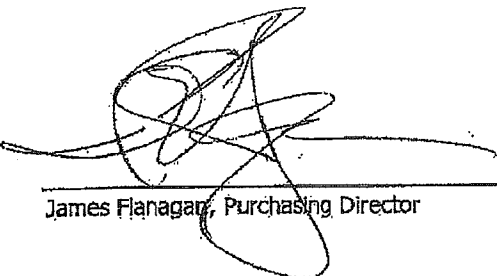
The Tourism & Events Department has made use of the same entertainer performing a Singing Cowboy and trained horse act in the downtown area every Saturday during the visitors season for the past 14 years. Gary Sprague, Arizona's Singing Cowboy, has become a mainstay, icon and legacy to the downtown area and additionally in character promotes the City events as an ambassador through distribution of City event brochures to concierges at various City hotels and resorts. His act has proved to be memorable and has not been seen in any other local performers over the years, thus making his act truly unique to Scottsdale.

This Sole / Single Source is approved to Arizona's Singing Cowboy - Gary Sprague.

As part of this determination Staff may acquire upgrades, modifications, services, training, licensing, maintenance or additional components and parts from the vendor to maintain or enhance the functionality of the system to enable the City to meet current or future business needs, regulatory requirements or other requirements without administering a competitive vendor selection process.

Staff have determined the costs associated with this determination to represent a fair and reasonable value and that the City would not anticipate an improved value through the administration of an additional competitive procurement process.

This award replaces the previous sole source award 10SS056 and this determination will remain in effect for 5 years unless the factors for determining the single/sole source status should change prior to the end of the five year period.



James Flanagan, Purchasing Director

4/7/2015
Date