

**SCOTTSDALE CITY COUNCIL
REGULAR MEETING MINUTES
TUESDAY, JUNE 16, 2020**



**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 5:15 P.M. on Tuesday, June 16, 2020.

ROLL CALL

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

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

MAYOR'S REPORT

Mayor Lane announced that Councilwoman Solange Whitehead has assumed the role of Vice Mayor, and thanked Councilwoman Littlefield for her service as Vice Mayor.

Mayor Lane encouraged the public to follow CDC guidelines for the COVID-19 pandemic.

MINUTES

Request: Approve the Regular Meeting Minutes of May 5, 2020, and May 19, 2020.

MOTION AND VOTE – MINUTES

Councilman Phillips made a motion to approve the Regular Meeting Minutes of May 5, 2020, and May 19, 2020. Councilmember Korte seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.

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.

ADDED ITEMS

A1. Added Items

Consent Item Nos. 21A and 21B were added to the agenda on June 10, 2020.

Request: Vote to accept the agenda as presented or continue the added item(s) to the next scheduled Council meeting, which is June 30, 2020.

MOTION AND VOTE – ADDED ITEMS

Councilmember Korte made a motion to accept the agenda as presented. Councilman Phillips seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.

CONSENT AGENDA

1. **92nd Street Café Liquor License (12-LL-2019)**
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: 9160 E. Shea Boulevard, Suite 113
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
2. **Maple & Ash Liquor License (41-LL-2020)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 7 (beer and wine bar) State liquor license for an existing location and owner requesting a new license Series 7.
Location: 7135 E. Camelback Road, Suite 130
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
3. **AJ's Fine Foods No. 75 Liquor License (46-LL-2020)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for sampling privileges for a Series 9S (liquor store) State liquor license for an existing location and owner.
Location: 23251 N. Pima Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
4. **Inchin Bamboo Garden Liquor License (47-LL-2020)**
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: 10050 N. Scottsdale Road, Suites 121, 123, and 125
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
5. **Trevor's Liquor License (48-LL-2020)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for sampling privileges for a Series 9S (liquor store) State liquor license for a new location and owner.
Location: 7340 E. McDowell Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

- 6. Sasaki Sushi & Bar Liquor License (49-LL-2020)**
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: 7373 E. Scottsdale Mall, Suite 6
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 7. 88th Place Subdivision Final Plat (14-PP-2014#2)**
Request: Approve the final plat for an 8-lot residential subdivision with Single-Family Residential (R1-7) zoning on a 2.5±-acre site.
Location: 13681 N. 88th Place
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
- 8. Sereno Canyon Phase 1A Lot 9A Mailbox Parcel Final Plat (16-PP-2017#13)**
Request: Approve the final plat to replat Lot 9A of the Sereno Canyon Phase 1A subdivision, to create a "mailbox" tract on 1.36± acres of a 44±-acre site, as per Phase 1A of the Sereno Canyon Community Phasing Plan, within the Single-Family Residential District, Environmentally Sensitive Lands (R1-43/ESL) zoning portion of the site.
Location: Northwest corner of E. La Junta Road and N. 124th Street
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
- 9. Sereno Canyon Phase 3A Lot 14 Mailbox Parcel Final Plat (16-PP-2017#14)**
Request: Approve the final plat to replat Lot 14 of the Sereno Canyon Phase 3A subdivision, to create a "mailbox" tract on 1.83± acres of a 39±-acre site, as per Phase 3A of the Sereno Canyon Community Phasing Plan, within the Single-Family Residential District, Environmentally Sensitive Lands (R1-43/ESL) zoning portion of the site.
Location: Along N. 125th Street, south of E. Ranch Gate Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
- 10. Bellezza Da Stallone Abandonment (10-AB-2018)**
Request: Adopt **Resolution No. 11309** authorizing the abandonment of unimproved right-of-way and portions of N. 86th Place and E. Montello Road located within the Bellezza Da Stallone subdivision with Single-Family Residential (R1-35) zoning.
Location: 8636 E. Montello Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
- 11. Sands North Historic District Phase 2 Rezoning (9-ZN-2018#2)**
Request: Adopt **Ordinance No. 4457** approving a zoning district map amendment from Resort/Townhouse Residential (R-4R) to Resort/Townhouse Residential Historic Property (R-4R HP) zoning on four properties located on 0.6± acres within the Sands North Townhouse subdivision.
Location: 6850 N. 72nd Place; 7238 E. Joshua Tree Lane; 7241 E. Joshua Tree Lane; and 6824 N. 73rd Street
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

12. General Plan Update Adoption Procedures

Request: Adopt **Resolution No. 11851** to:

1. Repeal the general plan process written procedures adopted by Resolution No. 10100.
2. Adopt Scottsdale General Plan Update Adoption Procedures.

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

13. Public Improvements Code Amendment

Request: Adopt **Ordinance No. 4451** amending Scottsdale Revised Code, Chapter 47, Streets, Sidewalks and Public Works Generally, Article I, Section 47-2, regarding the definition of Public Improvements.

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

14. Administrative Correction to the Stormwater Fee

Request: Adopt **Ordinance No. 4459** amending Scottsdale Revised Code, Chapter 49, Water Sewer and Sewage Disposal, Section 49-48.1, for an administrative correction to the Stormwater Fee that was inadvertently modified on May 19, 2020.

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

15. Civil Infrastructure Inspection Services Engineering Services Contracts

Request: Adopt **Resolution No. 11813** authorizing the following contracts for a two-year term in an amount not to exceed \$1,000,000 per contract for citywide annual civil infrastructure inspection services:

1. Contract No. 2020-090-COS with Consultant Engineering, Inc.
2. Contract No. 2020-102-COS with Tristar Engineering and Management, Inc.

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

16. Shea Boulevard Intersections Capital Project Intergovernmental Agreement

Request: Adopt **Resolution No. 11831** authorizing Agreement No. 2020-103-COS with the Maricopa Association of Governments for project administration and reimbursement of Proposition 400 Regional Transportation Sales Tax funds for eligible costs incurred by the City for the Shea Boulevard Intersections capital project.

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

17. East Valley Regional Veterans Court Intergovernmental Agreement

Request: Adopt **Resolution No. 11782** authorizing Agreement No. 2020-077-COS with the City of Tempe to use and pay City of Tempe Judicial Officers to adjudicate Scottsdale veterans court cases in the East Valley Regional Veterans Treatment Court held at Tempe Municipal Court.

Staff Contact(s): Joseph Olcavage, Presiding Judge, 480-312-2775, c/o kkung@scottsdaleaz.gov

18. City Court Jury Services Intergovernmental Agreement

Request: Adopt **Resolution No. 11807** authorizing Agreement No. 2014-074-COS-A3, the third amendment to the agreement with the Superior Court of Arizona in Maricopa County, to extend the agreement for jury services for an additional two years from June 30, 2020, to June 30, 2022, and to reflect the increased cost per summons.

Staff Contact(s): Joseph Olcavage, Presiding Judge, 480-312-2775, c/o kkung@scottsdaleaz.gov

- 19. Asserting Creditors Rights in Bankruptcy of Purdue Pharma L.P.**
Request: Adopt **Resolution No. 11839** authorizing the City Manager, City Attorney, City Treasurer, and/or their designees to assert creditors rights in the case currently pending in the United States Bankruptcy Court in the Southern District of New York, Case No. 19-23649 related to the bankruptcy of Purdue Pharma L.P.
Staff Contact(s): Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov
- 20. Appoint an Acting City Treasurer**
Request: Adopt **Resolution No. 11852** to:
1. Accept the resignation of Jeff Nichols as City Treasurer.
2. Terminate City Treasurer's Employment Contract No. 2013-153-COS.
3. Appoint Jeff Nichols as Acting City Treasurer effective immediately through no later than September 30, 2020.
Staff Contact(s): Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov
- 21. Monthly Financial Report**
Request: Accept the FY 2019/20 Monthly Financial Report as of April 2020.
Staff Contact(s): Judy Doyle, Budget Director, 480-312-2603, jdoyle@scottsdaleaz.gov
- 21A. Authorize Purchase of Property-Casualty Insurance for the Period of July 1, 2020, to July 1, 2021**
Request: Adopt **Resolution No. 11857** authorizing and directing the purchase of Property - Casualty Insurance for Fiscal Year 2020/21.
Staff Contact(s): Katherine Callaway, Risk Management Director, 480-312-7841, kcallaway@scottsdaleaz.gov
- 21B. Emergency Management Code Amendment to Promote Economic Recovery**
Requests:
1. Adopt **Ordinance No. 4455** amending Scottsdale Revised Code, Chapter 10, Emergency Management, to permit the Council by Resolution to (1) suspend the provisions of any ordinance, resolution or City regulation necessary to promote an economic recovery from a state of emergency so long as such suspension is not inconsistent with state statutes or emergency regulations promulgated by the Governor, and (2) temporarily suspend contractual obligations due the City, so long as such suspension is consistent with state and federal law.
2. Adopt **Resolution No. 11862** authorizing the City Manager to take specified actions to promote economic recovery from the effects of the state of emergency caused by the Coronavirus (COVID-19) pandemic.
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

MOTION AND VOTE – CONSENT AGENDA

Councilmember Korte made a motion to approve Consent Agenda Items 1 through 21B. Councilman Phillips seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.

REGULAR AGENDA

22. Truth in Taxation Hearing and Public Hearing on the Proposed Fiscal Year 2020/21 Property Tax Levy

Requests:

1. Solicit public testimony on the proposed FY 2020/21 property tax levy.
2. By **roll call vote**, approve a motion to levy the proposed property taxes, taxes to be assessed by ordinance on June 30, 2020.

Presenter(s): Judy Doyle, Budget Director

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

Budget Director Judy Doyle gave a PowerPoint presentation (attached) on the proposed Fiscal Year 2020/21 property tax levy.

Mayor Lane announced that there were no speakers and closed public testimony.

MOTION AND VOTE – ITEM 22

Councilmember Korte made a motion to levy the proposed property taxes, taxes to be assessed by ordinance on June 30, 2020. Mayor Lane seconded the motion, which carried 7/0, by a roll call vote, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.

23. Public Hearing on Proposed Fiscal Year 2020/21 Municipal Streetlight Improvement District Expenses and Property Tax Levy (by District)

Requests:

1. Solicit public testimony on the proposed FY 2020/21 Streetlight Improvement District proposed expenses and tax levy.
2. Approve a motion to adopt the annual statements and estimates of expenses and levy the proposed FY 2020/21 Streetlight Improvement District taxes, by district, taxes to be assessed by ordinance on June 30, 2020.

Presenter(s): Judy Doyle, Budget Director

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

Budget Director Judy Doyle gave a PowerPoint presentation (attached) on the proposed Fiscal Year 2020/21 Municipal Streetlight Improvement District expenses and property tax levy.

Mayor Lane announced that there were no speakers and closed public testimony.

MOTION AND VOTE – ITEM 23

Councilwoman Littlefield made a motion to adopt the annual statements and estimates of expenses and levy the proposed FY 2020/21 Streetlight improvement District taxes, by district, taxes to be assessed by ordinance on June 30, 2020. Councilwoman Klapp seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.

24. Final Public Hearing on the Fiscal Year 2020/21 Budget

Request: Solicit public testimony on the FY 2020/21 Operating Budget and Capital Improvement Plan, as tentatively approved on May 19, 2020.

Presenter(s): Judy Doyle, Budget Director

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

Budget Director Judy Doyle gave a PowerPoint presentation (attached) on the Fiscal Year 2020/21 budget.

Mayor Lane announced that there were no speakers and closed public testimony.

25. Code of Ethics for City Officials Amendment

Request: Adopt **Ordinance No. 4461** to amend the Ethics Code in Scottsdale Revised Code, Chapter 2, Administration, and Chapter 14, Human Resources Management as follows:

1. Section 2-47 (Definitions) to add definitions in an effort to further clarify the Ethics Code.
2. Section 2-50 (Gifts) to clarify that anonymous gifts are prohibited and add other clarifying language related to prohibited gifts.
3. Section 14-135 (Gifts and Gratuities) to remove any confusion that could result from two separate City Code provisions, which both apply to elected and appointed officials and both address prohibited City gifts.

Presenter(s): Sherry Scott, City Attorney

Staff Contact(s): Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov

City Attorney Sherry Scott gave a PowerPoint presentation (attached) on the proposed amendments to the City Code.

MOTION NO. 1 – ITEM 25

Mayor Lane made a motion to reject the proposed amendments and remain with the existing ethics code. Councilwoman Klapp seconded the motion.

ALTERNATE MOTION AND VOTE – ITEM 25

Councilwoman Milhaven made an alternate motion to adopt Ordinance No. 4461, making changes to the proposed code to eliminate Exemption No. 6 and to eliminate the language “directly or indirectly.” Councilmember Korte seconded the motion, which failed 2/5, with Councilmember Korte and Councilwoman Milhaven voting in the affirmative, and Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Littlefield, and Phillips dissenting.

VOTE ON MOTION NO. 1 – ITEM 25

The Council vote on the motion to reject the proposed amendment and remain with the existing ethics code, carried 5/2, with Mayor Lane; Vice Mayor Littlefield; and Councilmembers Klapp, Littlefield, and Phillips voting in the affirmative, and Councilmembers Korte and Milhaven dissenting.

MAYOR AND COUNCIL ITEMS

MOTION NO. 1 – MAYOR AND COUNCIL ITEMS

Councilman Phillips made a motion to direct staff to investigate the stand down order on May 30, 2020, and to agendaize a discussion on the findings. Councilwoman Littlefield seconded the motion. No vote was taken.

ALTERNATE MOTION – MAYOR AND COUNCIL ITEMS

Vice Mayor Whitehead made an alternate motion to direct staff to review and provide a report on the incidents of May 30, 2020, with the review to come from the viewpoint of multiple parties involved, including an independent look from the City Manager, and specifically include information on whether or not there was a stand down request and information pertaining to any stand down order. Councilwoman Milhaven seconded the motion, which carried 6/1, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Littlefield, Milhaven, and Phillips voting in the affirmative and Councilmember Korte dissenting.

MOTION NO. 2 AND VOTE – MAYOR AND COUNCIL ITEMS

Councilmember Korte made a motion to agendaize a review and revision of the ethics code to begin in 2021. Vice Mayor Whitehead seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.

ADJOURNMENT

The Regular City Council Meeting adjourned at 6:22 P.M.

SUBMITTED BY:



Carolyn Jagger, City Clerk

Officially approved by the City Council on


July 1, 2020

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 16th day of June 2020.

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

DATED this 1st day of July 2020.



Carolyn Jagger, City Clerk

**FY 2020/21
PROPERTY TAX
LEVY AND RATE**

Truth in Taxation Hearing & Public Hearing
June 16, 2020 City Council Meeting

1

PROPERTY TAX – NET ASSESSED VALUE (in millions)

	FY 2019/20	FY 2020/21	\$ Change	% Change
Net Assessed Value	\$6,323.1	\$6,617.2	\$294.1	4.7%
New Property	\$82.5	\$87.8	\$5.3	6.4%

2

2

PROPERTY TAX – TNT NOTICE

Net Assessed Valuation	\$6,617.2
Less New Construction	-\$87.8
Net Assessed Less New Construction	\$6,529.4
Current FY 2019/20 Levy	\$32.9
Max Rate Imposed w/o TNT Hearing	0.5034
Proposed Rate	0.5273
Proposed Levy Less Construction	\$34.4
Proposed \$ Increase	\$1.6
Proposed % Increase	4.75%

Rounding differences may occur.

3

PROPERTY TAX - COMPREHENSIVE

	FY 2019/20	FY 2020/21	\$ Chg	% Chg
SECONDARY				
Levy	\$33.0	\$33.4	\$0.4	1.2%
Rate	0.5214	0.5043	-0.0171	-3.3%
PRIMARY				
Levy	\$31.6	\$32.6	\$1.1	3.4%
2% Allowance	\$0.6	\$ -	-\$0.6	-100%
New Construction	\$0.4	\$0.4	\$ -	4.7%
Tort Claims	\$0.3	\$1.8	\$1.6	+100%
Total Levy	\$32.9	\$34.9	\$2.0	6.2%
Rate	0.5198	0.5273	0.0075	1.4%
TOTAL				
Levy	\$65.8	\$68.3	\$2.4	3.7%
Rate	1.0412	1.0316	-0.0096	-0.9%

Rounding differences may occur.

4

SCOTTSDALE PROPERTY TAXES



State Education - \$0.49



Community College \$0.16



Maricopa County \$0.19



Special Districts \$0.06*

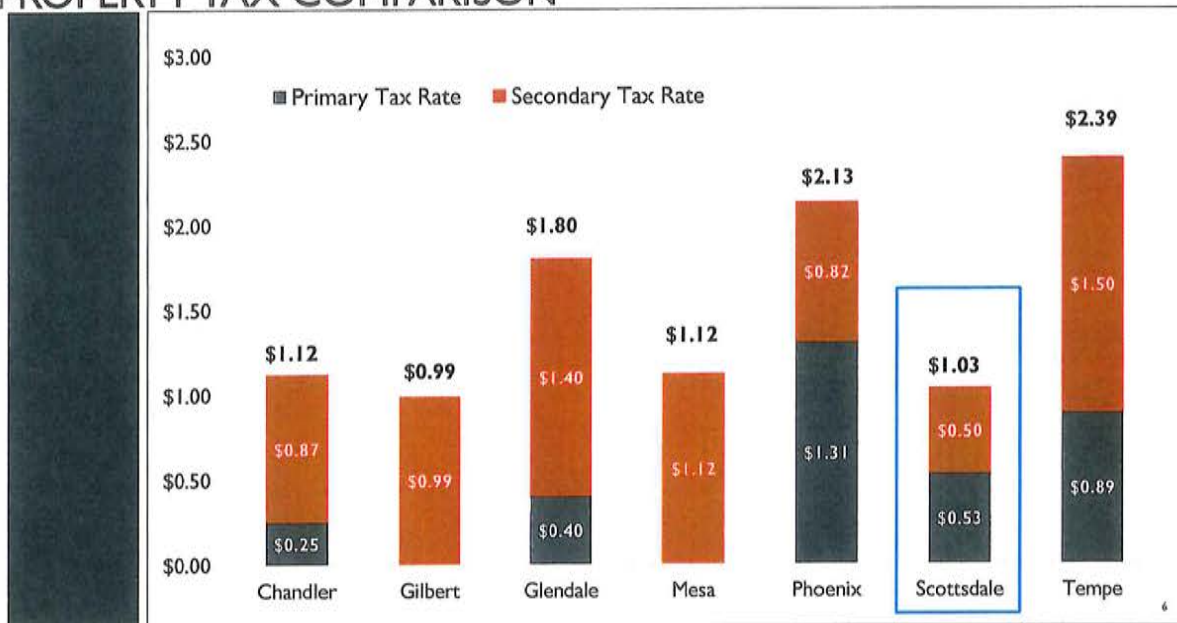


City Secondary Tax \$0.05
City Primary Tax \$0.05

Primary property taxes are used by the City of Scottsdale to pay for city services and operational expenses and comprise about 10% of Scottsdale's General Fund operating budget.
Secondary property taxes based on limited assessed property values are restricted to pay debt service on voter-approved general obligation bonds for such things as parks, libraries, streets, and police/fire stations.
*Excludes street lighting districts, which vary by geographical location, types of lights, and City vs. HOA ownership.

5

PROPERTY TAX COMPARISON



6

-
- Solicit public testimony on the proposed FY 2020/21 property tax levy.
 - By a roll call vote, approve a motion to levy the proposed property taxes, taxes to be assessed by ordinance on June 30, 2020.

ACTION

Item 23

**FY 2020/21
MUNICIPAL STREETLIGHT
IMPROVEMENT DISTRICT
PROPERTY TAX LEVY**

Public Hearing
June 16, 2020 City Council Meeting

1

BACKGROUND

- Established 1971 to allow taxpayers residing in the benefiting area to pay for the operation of streetlights
- 355 Streetlight Improvement Districts (SLID) formed by petition of the property owners

2

2

BACKGROUND

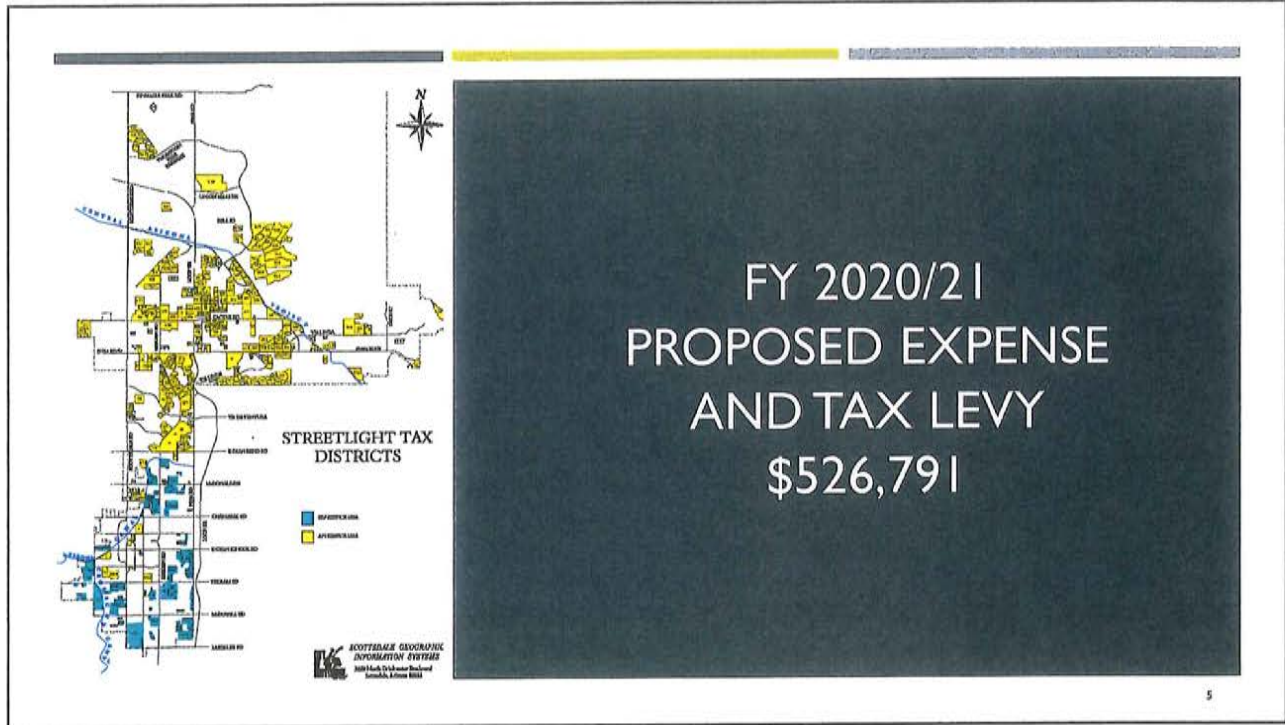
- Sole purpose to purchase electricity for lighting public streets
- Special Taxing District property tax
- Levy is calculated based on estimated energy costs

3

BACKGROUND

- Operating costs vary by district –
Usage / # streetlights
SRP vs APS rates
- 355 separate property tax calculations representing 33,750 properties

4



5

ACTION

- Solicit public testimony on the FY 2020/21 SLID proposed expense and tax levy
- Approve a motion to levy the proposed FY 2020/21 SLID taxes, by district, taxes to be assessed by ordinance on June 30, 2020

6

FY 2020/21 BUDGET FINAL PUBLIC HEARING

City Council Meeting
June 16, 2020

1

FY 2020/21 FINAL BUDGET CHANGES

AZCares Fund - \$29.6 million

	FY 2019/20	FY 2020/21	Total
Public Safety - Police	\$10.0	\$7.2	\$17.1
Public Safety - Fire	\$7.3	\$5.2	\$12.5
Total	\$17.2	\$12.4	\$29.6

Rounding differences may occur.

2

2

FY 2020/21 FINAL BUDGET CHANGES

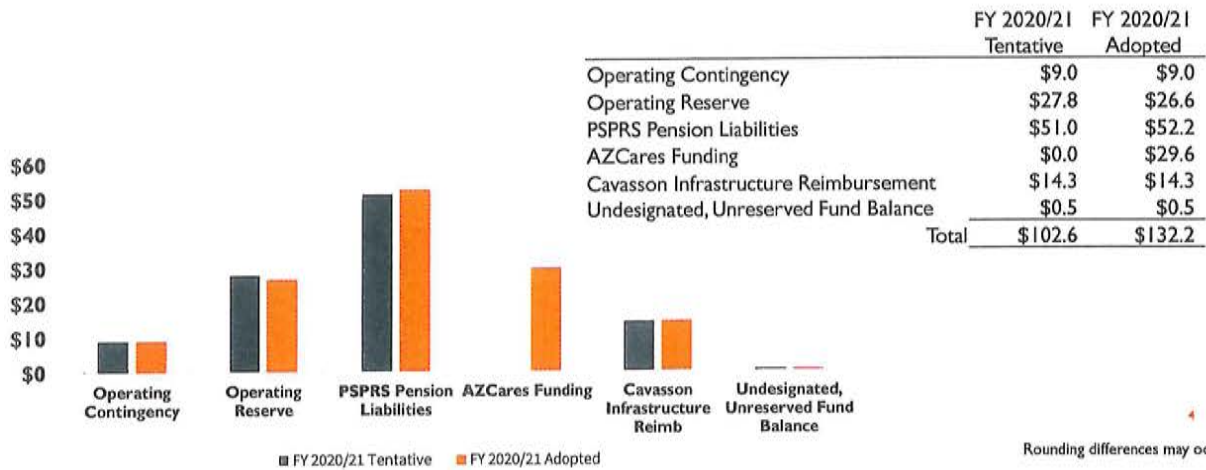
AZCares Fund - \$12.4 million

	General Fund	Grant Funds	Difference
Public Safety - Police	(\$7.2)	\$7.2	\$ -
Public Safety - Fire	(\$5.2)	\$5.2	\$ -
Total	(\$12.4)	\$12.4	\$ -

Rounding differences may occur.

3

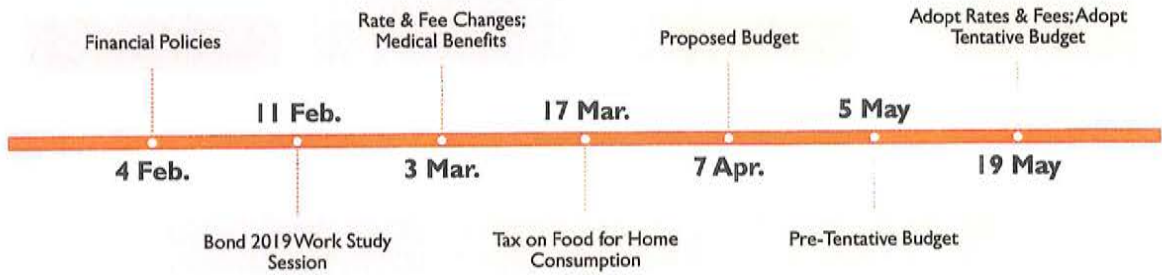
FY 2020/21 GENERAL FUND ENDING BALANCE



Rounding differences may occur.

4

CITY COUNCIL FY 2020/21 BUDGET REVIEW



5

CITY COUNCIL FY 2020/21 BUDGET REVIEW



6

ETHICS CODE AMENDMENT PROHIBITED GIFTS

1

Introduction:

- Council voted unanimously directing the City Attorney to prepare and bring back amendments to the Ethics Code specifically prohibiting anonymous gifts
- I have prepared an amendment prohibiting anonymous gifts and making a few other clarifying amendments that I wish to present to you tonight
- I have maintained the original wording and structure of the Ethics Ordinance as much as possible

2

Proposed Amendments Related to Gifts:

- Added a few Definitions and clarifying language
- Added gift prohibitions
- Combined two separate code provisions related to Gifts:
 - S.R.C. – Chapter 14 (Human Resources)
 - S.R.C. – Chapter 2 (Ethics Code)

3

Proposed Amended Definition

- The term "gifts of any kind" includes money, services, loans, travel, entertainment, hospitality (including meals), promises of any future gifts, **personal gifts or donations or anything of value that might be construed as an attempt to create a more favorable relationship than that enjoyed by any other citizen,** including but not limited to: (a) the purchase, sale, or lease of any real or personal property by the city official, that official's relative, or an entity in which that official has a financial interest at a value below or above that available to the general public, and (b) employment and/or services, contracts, direct or indirect, by a city official, that official's relative, or an entity in which that official or relative has a financial interest.
- Moving to the Definitions section of the Ethics Code

4

Adding Definition:

“Engaged in a general practice” means:

- Working in a profession or business, such as external lobbyists, attorneys, consultants, development and land use professionals or similar representatives, on matters that could regularly involve the decision-making process of the city council, a board, or a commission.
- Those with a property interest in land in the city or doing business with or within the city, including their agents and representatives, are considered to be engaged in a general practice if it is reasonably foreseeable that they could come before the city on more than one matter during a year in an effort to influence a city action or decision in which they have a direct or indirect financial interest greater than that of a general taxpayer.

5

Added Definition:

- ***Engaged in a specific situation*** means having a direct or indirect financial interest in an upcoming or pending item requiring action by the city council, a board, or a commission. **This does not include a citizen activist or other community member with a strong interest in a matter that could be presented for a decision by the city council, a board, or a commission and whose only financial interest is that of a general taxpayer.**
- ***Relative*** means the spouse, child, child's child, parent, grandparent, brother or sister of whole or half blood and their spouses and the parent, brother, sister or child of a spouse.

6

Prohibited Gifts:

- (1) Any anonymous "gifts of any kind" made either directly or indirectly, except as specifically exempted below; or
- (2) "Gifts of any kind" made either directly or indirectly from anyone who is engaged in a general practice or engaged in a specific situation that involves the city's decision-making or permitting processes, except as specifically exempted below; or
- (3) "Gifts of any kind" made either directly or indirectly where acceptance might reasonably be construed as an attempt to: (a) create a more favorable relationship than that enjoyed by any other citizen; (b) exert improper influence on any municipal action; or (c) reward any official action, except as specifically exempted below.

7

Exemptions:

- (1) entertainment, hospitality (including meals), transportation, related expenses, and token mementoes or symbolic gifts directly associated with official events or official meetings that an official is attending as a representative of the city;
- (2) admission to events which are sponsored or funded in whole or in part by the city, if furnished by the city or the producer(s) or the sponsor(s) of such events;
- (3) gifts of food or other small items of appreciation under \$25 in value, accepted on behalf of the city and shared with others in the workplace;
- (4) items received and donated to a charitable organization;
- (5) personal gifts given by the city official's relative; or
- (6) political campaign contributions that are publicly reported.

8

Declaration:

(c) Declaration. If, after consideration of the ethical standards expressed in this policy, a gift of any kind in excess of twenty-five dollars (\$25.00) in value is determined to be permissible and is accepted, it shall be declared in writing with the city clerk's office within five (5) business days of acceptance, unless it is specifically exempted in Section 2-50(b). The declaration shall be made on a form designated by the clerk.

9

Remove Elected and Appointed Officials from 14-135 to Avoid Confusion

Sec. 14-135. - Gifts and gratuities.

(a) The provisions of this section are intended to promote ethical conduct and public trust in the integrity of Scottsdale municipal government and therefore, shall apply to all city employees, ~~elected and appointed officers, including members of boards and commissions,~~ in the course of their employment or the performance of their official duties with the city. This section does not apply to elected or appointed city officials whose conduct is covered by the Ethics Code as provided in Scottsdale Revised Code Section 2-50.

10

Division No. 3 – Code of Ethical Behavior: General - Amendments (Ordinance No. 4461)

Sec. 2-47. - Definitions.

The following words, terms and phrases, when used in divisions 3 and 4 of this article of the Code shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

City official means the mayor, members of the city council, and individuals appointed to serve on the city's boards, commissions, committees, task forces, and other appointed advisory groups.

City of Scottsdale Code of Ethical Behavior means the provisions set forth in divisions 3 and 4 of this article.

Gifts of any kind means anything of value such as money, services, loans, travel, entertainment, hospitality (including meals), promises of any future gifts, personal gifts or donations including, but not limited to: (a) the purchase, sale, or lease of any real or personal property by the city official, that official's relative, or an entity in which that official has a financial interest at a value below or above that available to the general public, and (b) employment and/or services, contracts, direct or indirect, by a city official, that official's relative, or an entity in which that official or relative has a financial interest.

Engaged in a general practice means working in a profession or business, such as external lobbyists, attorneys, consultants, development and land use professionals or similar representatives, on matters that could regularly involve the decision-making process of the city council, a board, or a commission. Those with a property interest in land in the city or doing business with or within the city, including their agents and representatives, are considered to be engaged in a general practice if it is reasonably foreseeable that they could come before the city on more than one matter during a year in an effort to influence a city action or decision in which they have a direct or indirect financial interest greater than that of a general taxpayer.

Engaged in a specific situation means having a direct or indirect financial interest in an upcoming or pending item requiring action by the city council, a board, or a commission. This does not include a citizen activist or other community member with a strong interest in a matter that could be presented for a decision by the city council, a board, or a commission and whose only financial interest is that of a general taxpayer.

Ethics code means the City of Scottsdale Code of Ethical Behavior.

Relative means the spouse, child, child's child, parent, grandparent, brother or sister of whole or half blood and their spouses and the parent, brother, sister or child of a spouse.

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Division No. 3 – Code of Ethical Behavior: General - Amendments (Ordinance No. 4461)

Sec. 2-50. - Gifts; prohibited; exceptions exemptions.

(a) Prohibition. City officials are prohibited from soliciting, receiving, or accepting:

(1) any anonymous gift of any kind made either directly or indirectly, except as specifically exempted below; or

(2) gifts of any kind made either directly or indirectly from anyone who is engaged in a general practice or engaged in a specific situation that involves the city's decision-making or permitting processes, except as specifically exempted below; or

The term "gifts of any kind" includes money, services, loans, travel, entertainment, hospitality (including meals), promises of any future gifts, or anything of value that might be construed as an attempt to create a more favorable relationship than that enjoyed by any other citizen, including: (a) the purchase, sale, or lease of any real or personal property by the city official, that official's relative, or an entity in which that official has a financial interest at a value below or above that available to the general public, and (b) employment and/or services, contracts, direct or indirect, by a city official, that official's relative, or an entity in which that official or relative has a financial interest.

(3) gifts of any kind made either directly or indirectly where acceptance might reasonably be construed as an attempt to: (a) create a more favorable relationship than that enjoyed by any other citizen; (b) exert improper influence on any municipal action; or (c) reward any official action, except as specifically exempted below.

(b) Exemptions include. The following are exempted from subsection (a) of this section:

(1) entertainment, hospitality (including meals), transportation, related expenses, and token mementoes or symbolic gifts directly associated with official events or official meetings that an official is attending as a representative of the city; if any gift or personal benefit is permissible and exceeds twenty-five dollars (\$25.00) in value, then the city official must declare it to the city clerk as provided in the Scottsdale Revised Code Section 14-135, unless reporting is not required by the Code provision;

(2) admission to events which are sponsored or funded in whole or in part by the city, if furnished by the city or the producer(s) or the sponsor(s) of such events;

(3) gifts of food or other small items of appreciation under \$25 in value, accepted on behalf of the city and shared with others in the workplace;

(4) items received and donated to a charitable organization;

(5) personal gifts given by the city official's relative; or

(6) political campaign contributions that are publicly reported.

(c) Declaration. If, after consideration of the ethical standards expressed in this policy, a gift of any kind in excess of twenty-five dollars (\$25.00) in value is determined to be permissible and is accepted, it shall be declared in writing with the city clerk's office within five (5) business days of acceptance, unless it is specifically exempted in Section 2-50(b). The declaration shall be made on a form designated by the clerk.

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Division No. 3 – Code of Ethical Behavior: General - Amendments (Ordinance No. 4461)

Sec. 14-135. - Gifts and gratuities.

- (a) The provisions of this section are intended to promote ethical conduct and public trust in the integrity of Scottsdale municipal government and therefore, shall apply to all city employees, ~~elected and appointed officers, including members of boards and commissions,~~ in the course of their employment or the performance of their official duties with the city. This section does not apply to elected or appointed ~~city officials whose~~ conduct is covered by the Ethics Code as provided in Scottsdale Revised Code Section 2-50.
- (b) No gifts, gratuities, and other benefits or items of value shall be solicited by a city employee or officer for personal benefit.
- (c) Monetary gratuities, tips, honoraria, or other payments for services rendered for performing city employment or official city duties, other than compensation from the city or that which is otherwise provided by law or city policy, shall not be accepted.
- (d) Gifts and other personal benefits or items of value shall not be accepted if acceptance could reasonably be construed as an attempt to exert improper influence on any municipal decision or action, or as a reward for any official action.
- (e) If, after consideration of the ethical standards expressed in this policy, a gift, personal benefit, or other item in excess of twenty-five dollars (\$25.00) in value, is accepted, it must be declared in writing with the city clerk's office within five (5) business days of acceptance. The declaration shall be made on a form designated by the clerk.
- (f) The following items reflect legitimate public duties or purposes, or are otherwise not considered gifts to an employee or officer for personal benefit that must be declared pursuant to 14-135(e):
- (1) Admission to events which are sponsored or funded in whole or in part by the city, if furnished by the city or sponsor(s) of such events;
 - (2) Reasonable hosting, including meals and refreshments, travel, and related expenses, furnished in connection with official speaking engagements, ceremonies or other work-related appearances on behalf of the city, when public or civic purposes are served;
 - (3) Gifts of goodwill or other tokens of appreciation accepted on behalf of the city, or in the case of food, accepted and shared with others in the work place.
 - (4) Items received and donated to a charitable organization.