

**SCOTTSDALE CITY COUNCIL
REGULAR MEETING AND WORK STUDY SESSION MINUTES
TUESDAY, MAY 17, 2022**



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

CALL TO ORDER

Mayor David D. Ortega called to order a Regular Meeting of the Scottsdale City Council at 5:30 P.M. on Tuesday, May 17, 2022 in the City Hall Kiva Forum.

ROLL CALL

Present: Mayor David D. Ortega; Vice Mayor Tammy Caputi; and Councilmembers Tom Durham, Betty Janik, Kathy Littlefield, Linda Milhaven and Solange Whitehead

Also Present: City Manager Jim Thompson, City Attorney Sherry Scott, City Treasurer Sonia Andrews, City Auditor Sharron Walker, and City Clerk Ben Lane

PLEDGE OF ALLEGIANCE – Councilwoman Janik

MAYOR'S REPORT

Mayor Ortega asked to keep the Ukrainian people and country in the forefront of our thoughts and for a moment of silence as we hope for their freedom and their fight for democracy.

Mayor Ortega announced that it is National Public Works Week and acknowledged the City has many projects under construction that were authorized by bonds and citizen input. Mayor Ortega added that it was Emergency Medical Services (EMS) Week and National Police Week. He took the opportunity to thank all police officers, EMS providers, and public works employees for their contributions to Scottsdale.

Mayor Ortega reported that the National Collegiate Athletic Association (NCAA) Gold Championships will take place at Grayhawk Golf Club, with the women's tournament held May 20th through May 25th and the men's tournament taking place May 27th through June 1st. He noted that all the regional championships have been played and the players will be coming to Scottsdale for the final NCAA championships.

Mayor Ortega announced that Scottsdale Stadium will be hosting the Pac-12 Conference Baseball Championship from May 25th through May 29th. It is a great opportunity to see the best of college play in baseball and tickets are now available.

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.

PUBLIC COMMENT – None

MINUTES

Request: Approve the following Council meeting minutes from April 2022:

- a. Special Meeting Minutes of April 26, 2022
- b. Executive Session Minutes of April 26, 2022
- c. Regular Meeting Minutes of April 26, 2022

MOTION AND VOTE – MINUTES

Councilwoman Janik made a motion to approve the Special Meeting Minutes of April 26, 2022, Executive Session Minutes of April 26, 2022, and Regular Meeting Minutes of April 26, 2022. Councilwoman Littlefield seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Caputi; and Councilmembers Durham, Janik, Littlefield, Milhaven, and Whitehead voting in the affirmative.

CONSENT AGENDA

1. **Hyatt Place & Hyatt House Scottsdale Liquor License (25-LL-2022)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 11 (hotel/motel) State liquor license for a new location and owner.
Location: 18513 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
2. **Barstool Scottsdale Liquor License (26-LL-2022)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a location/owner transfer of a Series 6 (bar) State liquor license for a previously licensed location (Series 12 and 3) with a new owner.
Location: 4321 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
3. **Slice Eat Liquor License (27-LL-2022)**
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: 7111 E. Thomas Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
4. **Cake Liquor License (28-LL-2022)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an owner transfer of a Series 6 (bar) State liquor license for an existing location with a new owner.
Location: 4405 N. Saddlebag Trail
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

- 5. McDowell Mountain Ranch Community A Bingo License (1-BI-2022)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Revenue for a bingo license for McDowell Mountain Ranch Community A.
Location: 16116 N. McDowell Mountain Ranch Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 6. Permanent Extension of Premises for Fratelli La Bufala (4-EX-2022)**
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 outdoor patio at an existing location.
Location: 7300 N. Via Paseo Del Sur, Suite B
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 7. Carder Abandonment (7-AB-2021)**
Request: Adopt **Resolution No. 12443** authorizing the abandonment of the 33-foot General Land Office (GLO) roadway easement along the north property line and a 13-foot portion of the GLO roadway easement along the west property line for a parcel with Single-Family Residential District, Environmentally Sensitive Lands, Foothills Overlay (R1-70 ESL FO) zoning.
Location: 26795 N. 77th Street
Staff Contact(s): Erin Perreault, Acting Planning, Economic Development, and Tourism Executive Director, 480-312-7093, eperreault@scottsdaleaz.gov
- 8. Harbut Residence Abandonment (12-AB-2021)**
Request: Adopt **Resolution No. 12442** authorizing the abandonment of the eastern 8-feet of the General Land Office (GLO) patent easement and portion of the half cul-de-sac, fee-simple, right-of-way located along the western boundary (N. 78th Street) and the northern 15-feet (E. Dynamite Boulevard), along the southern boundary of Parcel No. 216-69-156A with Single-Family Residential District, Environmentally Sensitive Lands, Foothills Overlay (R1-70 ESL FO) zoning.
Location: 28247 N. 78th Street
Staff Contact(s): Erin Perreault, Acting Planning, Economic Development, and Tourism Executive Director, 480-312-7093, eperreault@scottsdaleaz.gov
- 9. Hawkins General Plan 2035 Amendment (5-GP-2020#2)**
Request: Adopt **Resolution No. 12432** approving a Minor General Plan Amendment to the Scottsdale General Plan 2035 to change the land use designation from Employment-Office to Commercial on the northern ±1.97-acres of a ±5.01-gross acre site.
Location: Southwest corner of N. 114th Street and E. Shea Boulevard
Staff Contact(s): Erin Perreault, Acting Planning, Economic Development, and Tourism Executive Director, 480-312-7093, eperreault@scottsdaleaz.gov
- 10. Pima McDowell General Plan 2035 Amendment (4-GP-2021#2)**
Request: Adopt **Resolution No. 12431** approving a Minor General Plan Amendment to the Scottsdale General Plan 2035 to change the land use designation from Mixed-Use Neighborhoods to Commercial on a ±7.22-acre site.
Location: 8705 E. McDowell Road
Staff Contact(s): Erin Perreault, Acting Planning, Economic Development, and Tourism Executive Director, 480-312-7093, eperreault@scottsdaleaz.gov

- 11. Repair Lakes and Irrigation at Vista del Camino in the Indian Bend Wash Pre-Construction Phase Services Contract**
Request: Adopt **Resolution No. 12479** authorizing Construction Manager at Risk Contract No. 2022-064-COS with Valley Rain Construction Corporation, in an amount not to exceed \$148,064.46, to provide pre-construction phase services for Bond 2019 Project 23 – Repair Lakes and Irrigation at Vista del Camino Park in Indian Bend Wash.
Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov
- 12. North Corporation Campus Design Build Manager Construction Phase Contract**
Request: Adopt **Resolution No. 12492** authorizing Design Build Manager Construction Phase Contract No. 2022-073-COS with Chasse Building Team, Inc., in an amount not to exceed \$1,545,535, to provide phase one design build manager construction services for the North Corporation Campus Parking Garage (BH07) and Bond 2019 Project 57 – Install Solar Systems North Corporation Campus.
Location: 9191 E. San Salvador Drive
Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov
- 13. Carefree Highway: Cave Creek Road to Scottsdale Road Engineering Services Contract**
Request: Adopt **Resolution No. 12480** authorizing Contract No. 2022-065-COS with T.Y. Lin International, Inc., in the amount of \$2,095,154.18 for the Carefree Highway: Cave Creek Road to Scottsdale Road project.
Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov
- 14. On-Call Architectural and Design Services Contract for Federally Funded Public Facility Projects**
Request: Adopt **Resolution No. 12470** to authorize:
 1. Contract No. 2022-060-COS with Kimley-Horn and Associates, Inc., in an amount not to exceed \$120,000 annually, for on-call architectural and design services for federally funded public facility projects.
 2. The City Manager to execute any other documents and take such other actions as necessary to carry out the intent of this Resolution.**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov
- 15. Aquifer Storage and Recovery Well 159 Municipal Use Master Site Plan**
Request: Adopt **Resolution No. 12482** authorizing the City Manager, or designee, to initiate the process for approval of a Municipal Use Master Site Plan for Aquifer Storage and Recovery Well 159 on Parcel No. 212-36-009C.
Location: Legacy Boulevard, between Scottsdale Road and Hayden Road
Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov

16. Exeter Boulevard Proposed Underground Conversion Service Area

Request: Adopt **Resolution No. 12490** to authorize:

1. The establishment by the Maricopa County Board of Supervisors of the proposed underground conversion service area on properties abutting Exeter Boulevard, between 64th Street and 66th Street, if all statutory requirements are satisfied.
2. The City Manager, or designee, to take other actions as necessary to carry out the intent of this Resolution.

Location: Exeter Boulevard, between 64th Street and 66th Street

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

17. WestWorld Events Agreement Amendment

Request: Adopt **Resolution No. 12478** authorizing Agreement No. 2017-002-COS-A1, the first amendment to the agreement with the Arizona Quarter Horse Association regarding the Arizona Sun Country Circuit Quarter Horse Show, to broaden the description of horse shows allowed for their events to include stock horse and/or stock discipline shows.

Staff Contact(s): William B. Murphy, Assistant City Manager, 480-312-7954,
bmurphy@scottsdaleaz.gov

18. Fourth of July Celebration

Request: Adopt **Resolution No. 12481** to authorize:

1. Funding, not to exceed \$55,000, from the portion of the Fiscal Year 2022/23 Tourism Development Fund that is allocated toward event retention and development for the Scottsdale Fourth of July Celebration.
2. New Event Funding Agreement No. 2022-067-COS with M Culinary, LLC, for the Scottsdale Fourth of July Celebration, including the Wimbledog Event.

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

19. Community Action Program Intergovernmental Agreement Amendment

Request: Adopt **Resolution No. 12483** authorizing:

1. Agreement No. 2016-092-COS-A8, the eighth amendment to the agreement with the Maricopa County Human Services Department, to adjust agreement terminology to reflect the County's revised operational practices.
2. Authorizing the City Manager, or designee, to execute any other documents and take such other actions as necessary to carry out the intent of this Resolution.

Staff Contact(s): Greg Bestgen, Human Services Department Director, 480-312-0104,
gbestgen@scottsdaleaz.gov

20. 2021 Boards and Commissions Annual Reports

Request: Accept the 2021 annual report approved by each publicly appointed board, commission, and working task force.

Staff Contact(s): Ben Lane, City Clerk, 480-312-2411, blane@scottsdaleaz.gov

Mayor Ortega opened public comment.

Shiela Reyman, with the Library Board, expressed concerns with the Library's proposed budget.

Mayor Ortega closed public comment.

- 21. Audit Committee Recommendation for the Human Relations Commission Sunset Review**
Request: Accept the Audit Committee's recommendation and authorize the continuation of the Human Relations Commission.
Staff Contact(s): Sharron Walker, City Auditor, 480-312-7867, swalker@scottsdaleaz.gov
- 22. Audit Committee Recommendation for the Historic Preservation Commission Sunset Review**
Request: Accept the Audit Committee's recommendation and authorize the continuation of the Historic Preservation Commission.
Staff Contact(s): Sharron Walker, City Auditor, 480-312-7867, swalker@scottsdaleaz.gov
- 23. Public Safety Personnel Retirement System Pension Funding Policy**
Request: Adopt **Resolution No. 12424** adopting the Fiscal Year 2022/23 Public Safety Personnel Retirement System (PSPRS) Pension Funding Policy; accepting the City's share of assets and liabilities under the PSPRS actuarial valuation report; repealing the prior policy; and establishing an effective date of July 1, 2022.
Staff Contact(s): Anna Henthorn, Accounting Director, 480-312-7805, ahenthorn@scottsdaleaz.gov
- 24. Designate the City of Scottsdale's Chief Fiscal Officer**
Request: Adopt **Resolution No. 12475** designating Sonia Andrews, the City Treasurer/Chief Financial Officer, as the City of Scottsdale's Chief Fiscal Officer for officially submitting the Fiscal Year 2021/22 Expenditure Limitation Report to the Arizona Auditor General.
Staff Contact(s): Anna Henthorn, Accounting Director, 480-312-7805, ahenthorn@scottsdaleaz.gov
- 25. Investment of Temporarily Idle Funds Code Amendment and Investment Policy Requests:**
 1. Adopt **Ordinance No. 4546** amending Scottsdale Revised Code, Chapter 2, Administration, Article IV, Division 1, Section 2-134, relating to the investment of temporarily idle funds.
 2. Adopt **Resolution No. 12423** adopting the City's Investment Policy providing the governance for the City of Scottsdale's investment of funds.**Staff Contact(s):** Anna Henthorn, Accounting Director, 480-312-7805, ahenthorn@scottsdaleaz.gov
- 26. Monthly Financial Report**
Request: Accept the Fiscal Year 2021/22 Monthly Financial Report as of March 2022.
Staff Contact(s): Judy Doyle, Budget Director, 480-312-2603, jdoyle@scottsdaleaz.gov
- 27. Kirkwood v. City of Scottsdale Settlement Agreement**
Request: Adopt **Resolution No. 12491** authorizing Agreement No. 2022-072-COS with Plaintiff Robert Kirkwood in the amount of \$75,000 to settle *Kirkwood v. City of Scottsdale, et al.*, currently pending in Maricopa County Superior Court.
Staff Contact(s): Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov

MOTION AND VOTE – CONSENT AGENDA

Councilwoman Whitehead made a motion to approve Consent Agenda Items 1 through 27. Vice Mayor Caputi seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Caputi; and Councilmembers Durham, Janik, Littlefield, Milhaven, and Whitehead voting in the affirmative.

REGULAR AGENDA

28. 6750 E. Exeter Boulevard Abandonment (2-AB-2022)

Request: Adopt **Resolution No. 12441** authorizing the abandonment of the west 10-feet of the existing 85-foot-wide Public Right-of-Way for N. 68th Street along the eastern boundary of Parcel No. 173-44-014C with Single-Family Residential District (R1-35) zoning.

Location: 6750 E. Exeter Boulevard

Presenter(s): Jeff Barnes, Senior Planner

Staff Contact(s): Erin Perreault, Acting Planning, Economic Development, and Tourism Executive Director, 480-312-7093, eperreault@scottsdaleaz.gov

Senior Planner Jeff Barnes gave a PowerPoint presentation (attached) on the 6750 E. Exeter Boulevard Abandonment request.

Applicant Representatives Omar Abdallah, with Rose Law Group, and Paul Basha, with Summit Land Management, gave a PowerPoint presentation (attached) on the 6750 E. Exeter Boulevard Abandonment request.

Mayor Ortega opened public testimony.

- Harold Back, a Scottsdale resident, spoke in opposition to the abandonment request.
- Daniel Schwartz, a Scottsdale resident, suggested the applicant seek a variance approval in lieu of the abandonment request.
- John Garofono, applicant, spoke in support of the abandonment request.
- Christine Garofono, applicant, spoke in support of the abandonment request.

Mayor Ortega closed public comment.

MOTION NO. 1 – ITEM 28

Councilwoman Whitehead made a motion to continue Item 28 to a date to be determined. Councilwoman Janik seconded the motion. The motion was withdrawn.

MOTION NO. 2 AND VOTE – ITEM 28

Councilwoman Whitehead made a motion to deny Resolution No. 12441 authorizing the abandonment of the west 10-feet of the existing 85-foot-wide Public Right-of-Way for N. 68th Street along the eastern boundary of Parcel No. 173-44-014C with Single-Family Residential District (R1-35) zoning. Councilwoman Janik seconded the motion, which failed 2/5, with Councilmembers Janik and Whitehead voting in the affirmative, and Mayor Ortega, Vice Mayor Caputi; and Councilmembers Durham, Littlefield, and Milhaven dissenting.

MOTION NO. 3 AND VOTE – ITEM 28

Councilmember Milhaven made a motion to adopt Resolution No. 12441. Vice Mayor Caputi seconded the motion, which carried 5/2, with Mayor Ortega; Vice Mayor Caputi; and Councilmembers Durham, Littlefield, and Milhaven voting in the affirmative, and Councilmembers Janik and Whitehead dissenting.

29. Public Hearing on and Adoption of Fiscal Year 2022/23 Rates and Fees

Requests:

1. Accept citizen comments at a public hearing regarding proposed rates and fees.
2. Adopt **Resolution No. 12456** declaring the document titled "*Amendments to Chapter 49, Scottsdale Revised Code – Water, Sewers and Sewage Disposal*" to be a public record.
3. Adopt **Ordinance No. 4541** amending portions of Scottsdale Revised Code, Chapter 49, Water, Sewer, and Sewage Disposal, amending sewer/water reclamation rates, and miscellaneous rates and charges, effective July 1, 2022, and adjusting water rates (base and volumetric) charges, effective November 1, 2022.
4. Adopt **Ordinance No. 4542** amending Scottsdale Revised Code, Chapter 16, Licenses, Taxation and Miscellaneous Business Regulations; Chapter 24, Solid Waste Management; and Chapter 37, Stormwater and Floodplain Management, effective July 1, 2022.
5. Adopt **Resolution No. 12444** authorizing and approving adjustments to the Planning and Development Services Department's rates and fees, effective July 1, 2022.
6. Adopt **Resolution No. 12471** authorizing and approving fees related to special events, effective July 1, 2022.
7. Adopt **Resolution No. 12472** authorizing fees related to film permits, effective July 1, 2022.
8. Adopt **Resolution No. 12488** authorizing:
 - a. Adjustments to the Community Services Division schedule of program charges, rental fees, and fines, effective July 1, 2022.
 - b. The City Manager, or designee, to execute Scottsdale Stadium and Indian School Park Use Agreements that contain negotiated fees or fees for areas that have not typically been reservable by the public.
 - c. The City Manager, or designee, to execute WestWorld agreements with negotiated fees.
9. Adopt **Resolution No. 12449** authorizing an adjustment of fees and charges by the Fire Department, effective July 1, 2022.
10. Adopt **Resolution No. 12473** increasing, establishing, or reaffirming certain Police Department fees, effective July 1, 2022.

Presenter(s): Gina Kirklin, Finance Director

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

Finance Director Gina Kirklin gave the PowerPoint presentation (attached) on the Fiscal Year 2022/23 Rates and Fees.

Mayor Ortega opened the public hearing and noting there were no public comments, closed the public hearing.

MOTION AND VOTE – ITEM 29

Councilmember Milhaven made a motion to adopt Resolution No. 12456, Ordinance No. 4541, Ordinance No. 4542, Resolution No. 12444, Resolution No. 12471, Resolution No. 12472, Resolution No. 12488, Resolution No. 12449, and Resolution No. 12473. Councilwoman Whitehead seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Caputi; and Councilmembers Durham, Janik, Littlefield, Milhaven, and Whitehead voting in the affirmative.

30. Public Hearing on and Adoption of Proposed Fiscal Year (FY) 2022/23 Budget (Tentative Budget)

Requests:

1. The City Council solicits and receives public input relative to the entire Proposed FY 2022/23 Budget, which includes both the Operating Budget and Capital Improvement Plan. The City Council may direct staff to revise the Proposed FY 2022/23 Budget prior to adoption or may adopt the proposed version as the Tentative Budget required for conformity with Arizona Revised Statutes and City Charter.
2. Adopt **Ordinance No. 4545** as presented (or as modified by Council) establishing the Tentative Budget for FY 2022/23. Establishment of the Tentative Budget statutorily fixes the maximum expenditure limit. The maximum expenditure limit may still be lowered by the City Council before final budget adoption.

Adoption of Ordinance No. 4545 also directs the City Clerk to meet obligations regarding publication and notices imposed by Arizona Revised Statutes and City Charter. Through adoption of Ordinance No. 4545, the City Council also tentatively adopts the FY 2022/23 Job Classification Plan in conformity with Scottsdale Revised Code Sections 14-20 through 14-24 and tentatively authorizes or approves, as applicable, certain salary adjustments included in the Tentative Budget for City employees and Charter Officers and sets the salaries of the Presiding Judge and Associate Judges.

Presenter(s): Sonia Andrews, City Treasurer and Dan Worth, Public Works Director

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

City Treasurer Sonia Andrews gave the PowerPoint presentation (attached) on the proposed Fiscal Year 2022/23 tentative budget.

Mayor Ortega opened the public hearing and noting there were no public comments, closed the public hearing.

MOTION AND VOTE – ITEM 30

Councilwoman Littlefield made a motion to adopt Ordinance No. 4545. Councilmember Milhaven seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Caputi; and Councilmembers Durham, Janik, Littlefield, Milhaven, and Whitehead voting in the affirmative.

PUBLIC COMMENT – None

CITIZEN PETITIONS

31. 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 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): Ben Lane, City Clerk, 480-312-2411, blane@scottsdaleaz.gov

No citizen petitions were received.

MAYOR AND COUNCIL ITEMS – None

The City Council recessed at 7:02 P.M.

The City Council reconvened at 7:03 P.M.

CITY COUNCIL WORK STUDY SESSION

PUBLIC COMMENT

- Alex McLaren spoke in support of forming a Citizens Committee to Continue the 0.2% Sales Tax.

1. **Citizens Committee to Continue 0.2% Sales Tax**

Request: Presentation, discussion, and possible direction to staff regarding the formation of a citizens committee to continue the 0.2% sales tax.

Presenter(s): Sonia Andrews, City Treasurer

Staff Contact(s): Gina Kirklin, Finance Director, 480-312-5006,
gkirklin@scottsdaleaz.gov

City Treasurer Sonia Andrews gave the PowerPoint presentation (attached) on the possible formation of a citizens committee to continue the 0.2% sales tax.

Regarding the structure of the citizen group, there was Council consensus as follows:

- It will be an Advisory Task Force.
- It will be formed by Council resolution.
- There will be a formal application process following the method used with other boards and commissions.
- It will be comprised of Scottsdale residents.
- There will be 9 members representing different geographical areas (North, Central and South) of the City using the geographical map created for the council districting process discussion.
- The members will be appointed by the City Council.
- The Task Force will follow the Open Meeting Law.
- The Task Force will directly advise the Council.

Councilmembers made the following suggestions regarding the structure of the citizen group:

- It should be a citizen work group where members are selected by staff, could include non-resident stakeholders and board and commission members.
- Include staff members who:
 - 1) have knowledge of the Preserve, including the history and anticipated ongoing maintenance needs and costs;
 - 2) provide legal advice; and
 - 3) provide financial analysis and costing information.
- Selection of task force members will be based on qualifications as listed in the application, including experience with parks and recreation, tourism, and the McDowell Sonoran Preserve and Conservancy.

Regarding the objectives of the Advisory Task Force, there was Council consensus to:

- Identify needs related to ongoing preservation, perpetual maintenance, protection, conservation, sustainability and education for the McDowell Sonoran Preserve, greenbelts, and other open space.
- Delete the bullet point "Other city needs".
- Engage in surveys, public education, and outreach.

Councilmembers made the following suggestions related to the objectives of the Task Force:

- Include future public safety costs, [fire and police costs] and other costs that may be associated with protection of the Preserve, parks and recreation, and open spaces [invasive species] or determine if these needs would fall under the preservation, maintenance, and protection objectives that the Council reached consensus on.
- Objectives need to be related to parks and preserves goals.
- Have the Task Force consider using the remaining bond funds towards the operation and maintenance of the Preserve. This would require voter approval to switch the use of the bond funds from acquisition to preservation.
- Use the remaining bond funds to acquire key parcels for the Preserve.
- Have City staff and the Task Force determine the yearly operations and maintenance costs for the Preserve.

Based on Council feedback, City staff will look at the timeline to determine if the Task Force application and appointment process can be moved up from the proposed October through December 2022 timeframe, noting that a resolution needs to be passed by the Council that forms the Task Force before the application process commences.

Councilmembers and staff discussed the mission of the Task Force which would include, but not be limited to, consideration of the replacement of the existing 0.2% tax, exploration of financial matters including the use of the existing tax, and recommendations on what the Council should ask voters to authorize.

MOTION AND VOTE - ADJOURNMENT

Councilwoman Janik made a motion to adjourn the Work Study. Councilwoman Littlefield seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Caputi; and Councilmembers Durham, Janik, Littlefield, Milhaven, and Whitehead voting in the affirmative.

ADJOURNMENT

The Work Study Session adjourned at 8:09 P.M.

SUBMITTED BY:



Ben Lane, City Clerk

Officially approved by the City Council on June 7, 2022

C E R T I F I C A T E

I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Regular Meeting and Work Study Session of the City Council of Scottsdale, Arizona, held on the 17th day of May 2022.

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

DATED this 7th day of June 2022.



Ben Lane, City Clerk

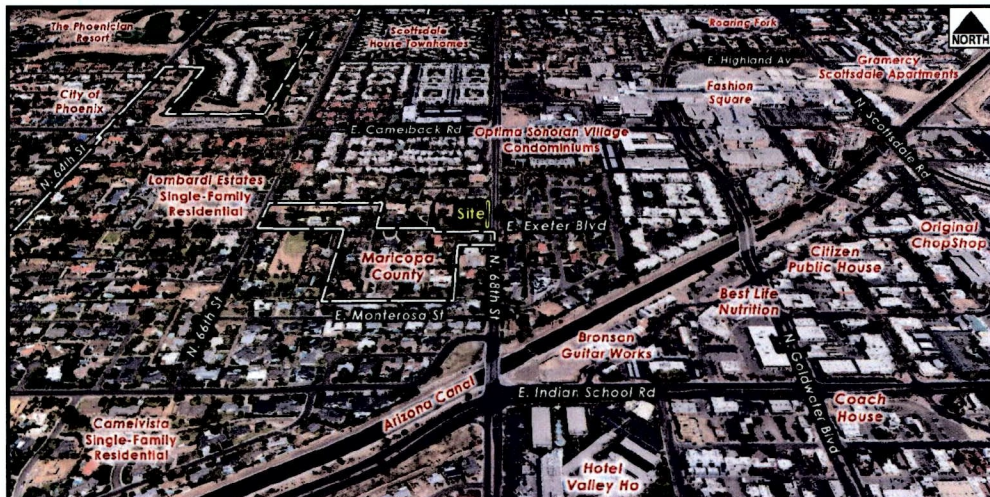
6750 E Exeter Blvd - Abandonment

2-AB-2022

City Council
5/17/2022

Coordinator: Jeff Barnes

1



Context Aerial

2-AB-2022

2



Detail Aerial

2-AB-2022

3



Existing Zoning

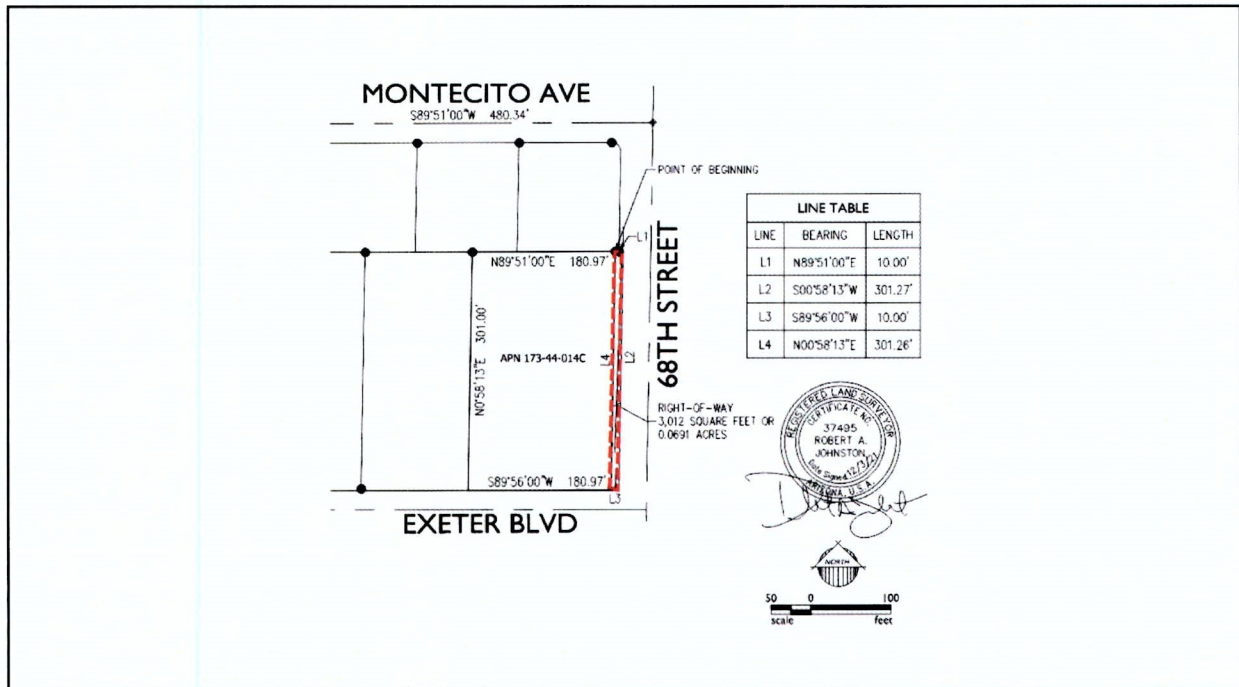
2-AB-2022

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Action Requested

Request by owner for approval of an Abandonment of the west 10-feet of the existing 85-foot-wide Public Right-of-Way for N. 68th Street, located along the eastern boundary of parcel 173-44-014C, with Single-family Residential district (R1-35) zoning, at 6750 E. Exeter Boulevard.

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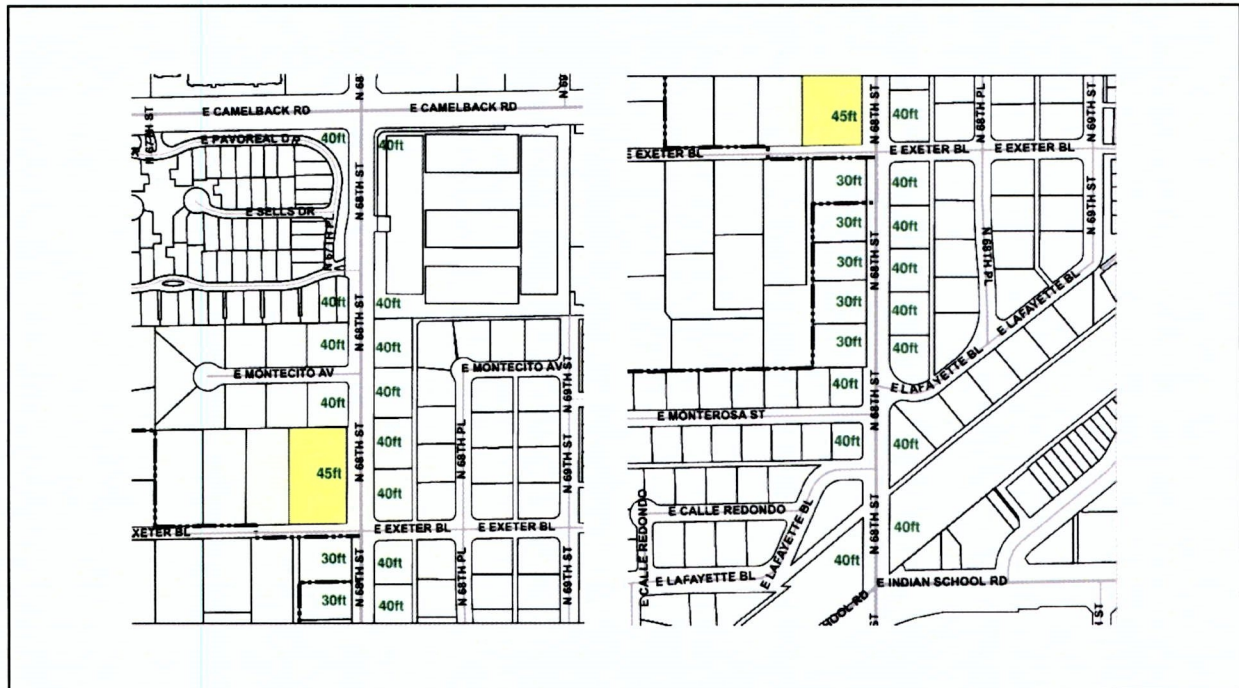


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Right-of-way Context

- The subject 10-foot public street right-of-way was dedicated in 1992.
- That dedication added 15-feet to the previously dedicated 30-foot, for the current width of 45-foot of right-of-way dedicated on the west half of N. 68th Street.
- The total width of right-of-way at this section is 85-feet as currently dedicated.
- The half-street right-of-way dedication widths along N. 68th Street vary from 30-feet to 40-feet along this segment of N. 68th Street.

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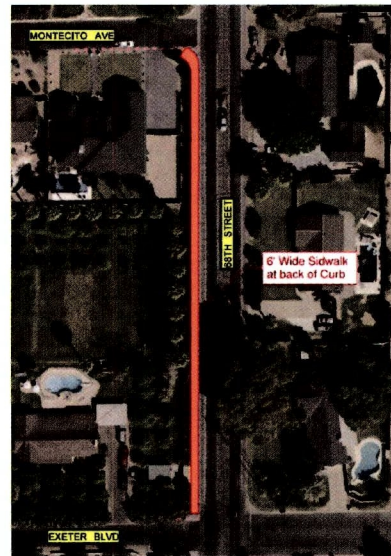
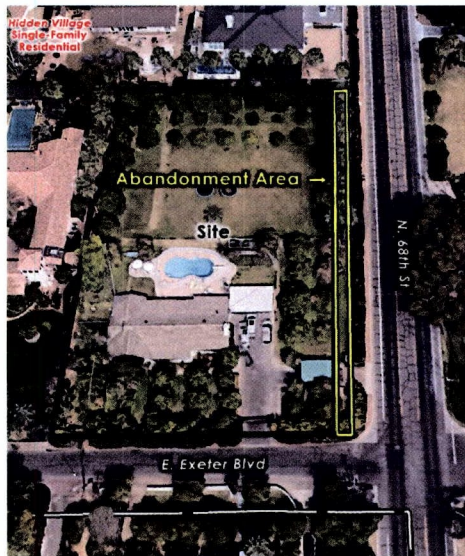


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Comments Received

- Resulting from the notification and outreach for this application, staff have received numerous emails and calls expressing a desire for a sidewalk along N. 68th Street connecting from E. Camelback Road (to the north) to the canal improvements and E. Indian School Road (to the south).
- A separate Citizen Petition was submitted to the City Council pertaining to the sidewalk request on 3/29/22.
- City Council voted to agenzize that petition for further discussion.
- Design, funding approval, and construction of a 68th Street sidewalk improvement project could take 1-2 years.

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Analysis

- City staff is separately evaluating the ability to bring forward a sidewalk improvement project for this area.
- With the review of this application, the remaining right-of-way width of 75-feet is anticipated to be sufficient to contain future sidewalk improvements.
- As part of this application review, the owner has performed maintenance on the existing vegetation to demonstrate to staff that clear visibility can be provided at the intersection corner.
- Should additional vegetation need to be removed from the right-of-way, to do future maintenance work or improvements, the City retains the right to remove such encroachments.

11

Other Boards and Commissions

- Heard by Planning Commission on 4/13/2022, recommended approval with a vote of 6-0.

12

Action Requested

Adopt Resolution 12441, approving the abandonment of the west 10-feet of the existing 85-foot-wide Public Right-of-Way for N. 68th Street, located along the eastern boundary of parcel 173-44-014C, with Single-family Residential district (R1-35) zoning, at 6750 E. Exeter Boulevard.

13

6750 E Exeter Blvd - Abandonment

2-AB-2022

City Council

5/17/2022

Coordinator: Jeff Barnes

14

**Case 2-AB-2022
(6750 E Exeter Blvd – Abandonment)**

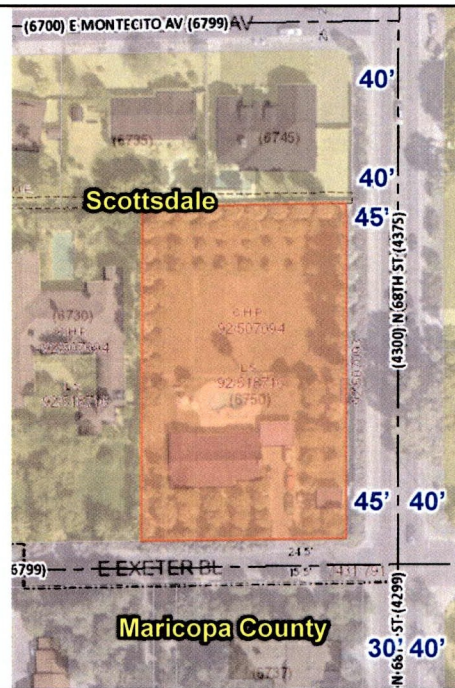


Scottsdale City Council
May 17, 2022

1

**Requested
Abandonment
of Unessential
Right-of-Way**

- In 1992, Owner dedicated 15 ft of his property to City for additional ROW
- City now has no plans to widen 68th Street
- 45 ft of half-street ROW is no longer necessary
- **Request: Abandonment of 10 ft of previously dedicated 15 ft (35 ft remaining)**



2

Requested Abandonment of Unessential Right-of-Way

ROW Summary

- Half-street pre-1992 dedication: 30 ft
- Existing half-street: 45 ft
- Proposed half-street: 35 ft

Nearby Conditions ROW

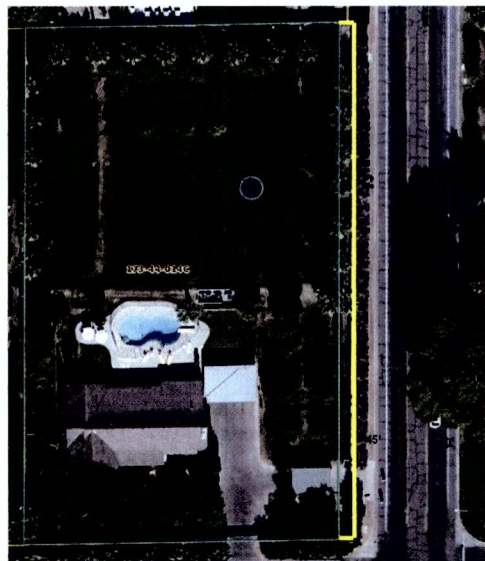
- North neighbor half-street: 40 ft
- South neighbor half-street: 30 ft



3

Request Will Have No Negative Impact

- Existing site wall is outside the property boundary
- Abandonment will locate the property boundary just outside the existing eastern wall
- Abandonment will not impact access, vehicle traffic, bicycle traffic, or pedestrian traffic
- Remaining 35 ft of ROW meets City standard for sidewalk, bike lane, and ribbon or roll curb



4

CITY OF SCOTTDALE
DESIGN STANDARDS AND POLICIES MANUAL
PAGE 288

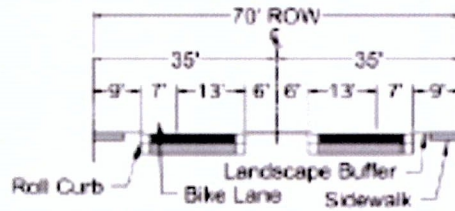
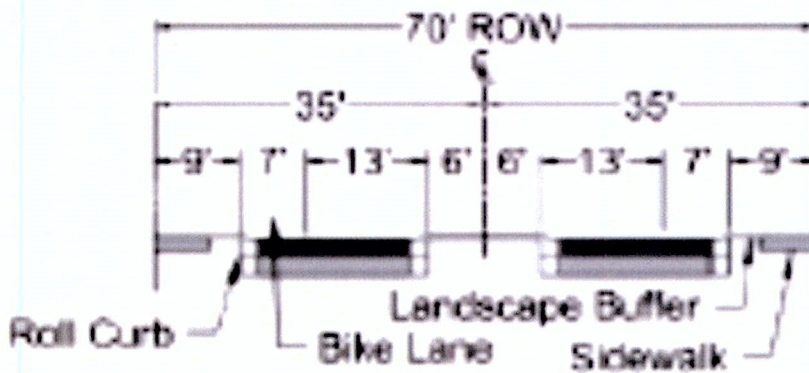


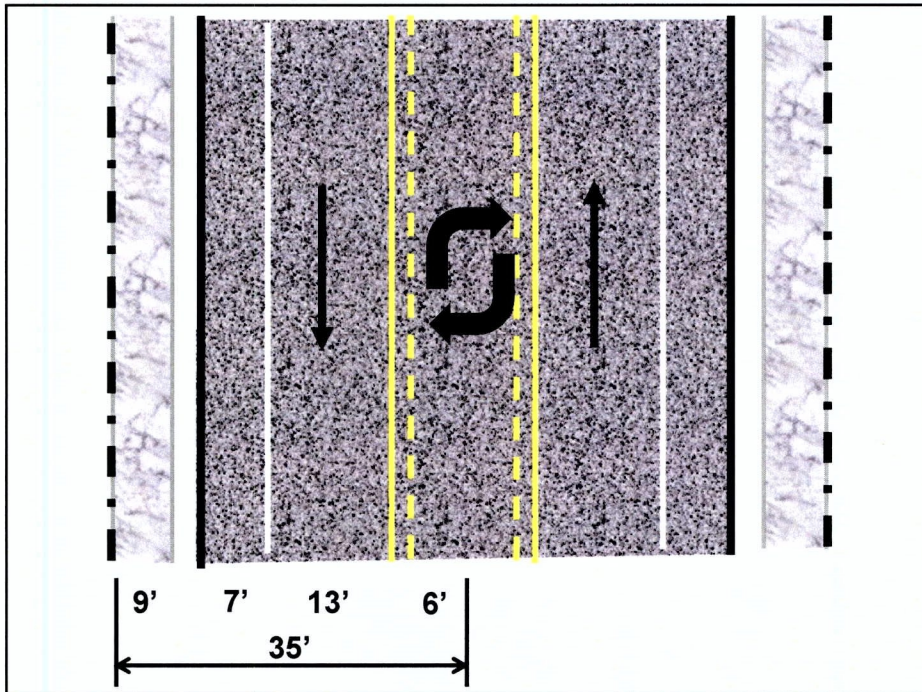
FIGURE 5-3.13 MINOR COLLECTORS -- SUBURBAN CHARACTER

5

CITY OF SCOTTDALE
DESIGN STANDARDS AND POLICIES MANUAL
PAGE 288



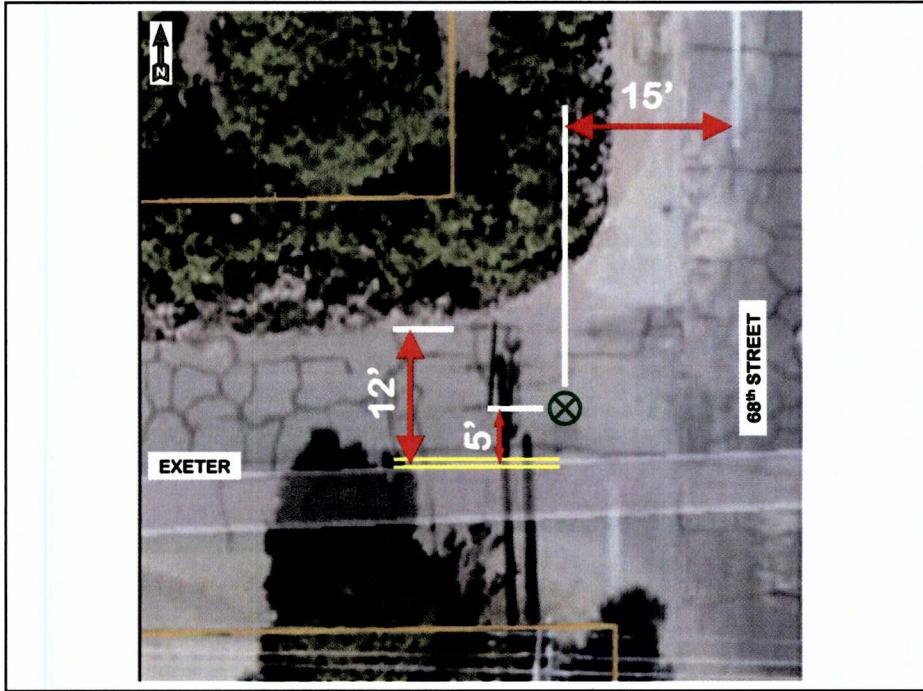
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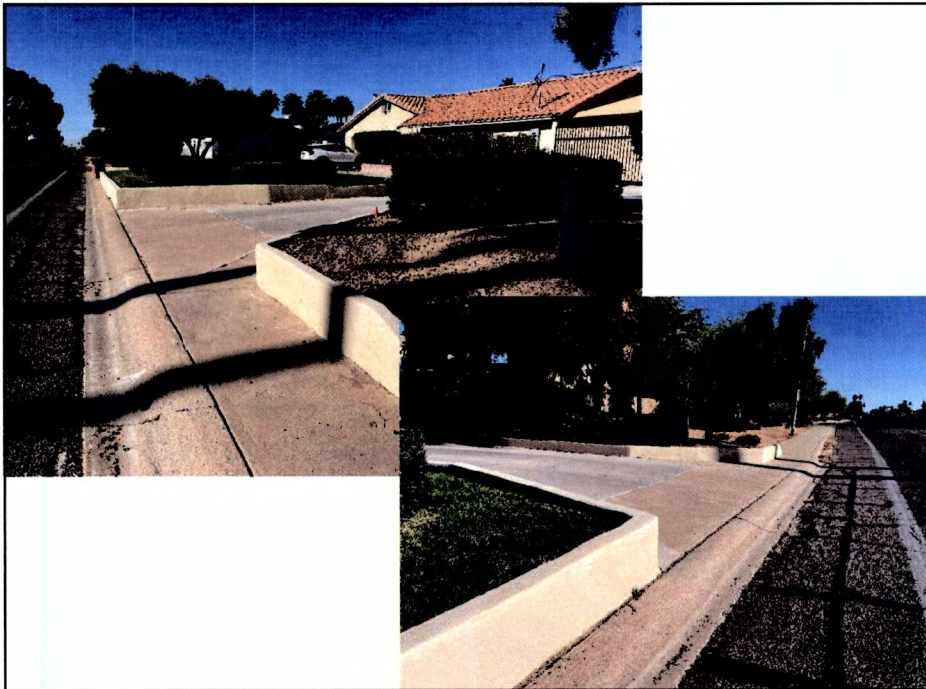
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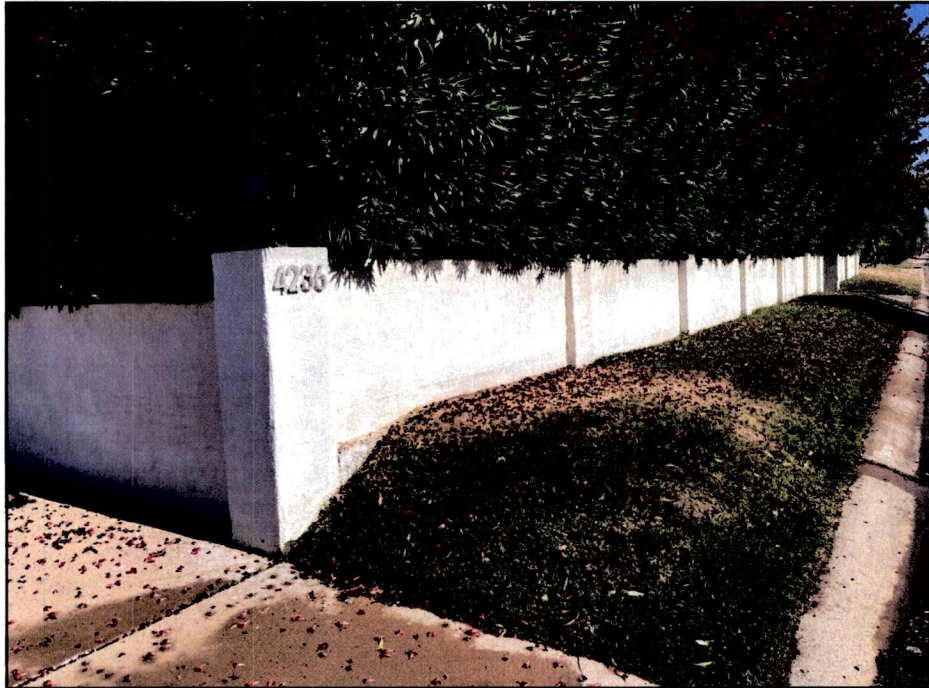
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22

**PUBLIC HEARING & ADOPTION OF
FY 2022/23 RATES & FEES**

City Council
May 17, 2022

1

1

FY 2022/23 Proposed Rate & Fees

- Proposed Rates & Fee changes presented in detail on March 1
- 60 day posting on March 17
- Public Hearing

2

2

Forecasted Revenue: ENTERPRISE

Enterprise Funds	FY 22/23 Revenue
Water Resources	\$5,931,955
Public Works	\$3,710,887

3

3

Forecasted Revenue: NON-ENTERPRISE

General Fund	FY 22/23 Revenue
C&ED – Planning & Development Services	\$686,997
C&ED – Tourism & Events	\$9,770
Community Services	\$208,977
Public Safety - Fire	\$10,000
Public Safety - Police	\$40,318
Special Programs Fund	FY 22/23 Revenue
Community Services	\$13,150
CIP Stormwater Fund	FY 22/23 Revenue
C&ED – Planning & Development Services	\$1,090,000

4

4

FY 2022/23 Recommendations

Adopt Resolution No. 12456 and Ordinance No. 4541, amending portions of Scottsdale Revised Code, Chapter 49, Water, Sewer and Sewage Disposal sewer/water reclamation rates, and miscellaneous rates and charges, effective July 1, 2022 and adjusting water rates (base and volumetric) charges effective November 1, 2022.

Adopt Ordinance No. 4542, amending Chapter 16, Licensing, Taxation and Miscellaneous Business Regulations, and Chapter 24, Solid Waste Management, and Chapter 37, Stormwater and Floodplain Management of the Scottsdale Revised Code, effective July 1, 2022.

Adopt Resolution No. 12444, authorizing and approving adjustments to the Planning and Development Services Department's rates and fees, effective July 1, 2022.

Adopt Resolution No. 12471, authorizing and approving fees related to special events effective July 1, 2022.

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FY 2022/23 Recommendations

Adopt Resolution No. 12472, authorizing fees related to film permits effective July 1, 2022.

Adopt Resolution No. 12488, authorizing and approving adjustments to the Community Services Division schedule of program charges, rental fees and fines; continuing to authorize the City Manager to execute Scottsdale Stadium and Indian School Park use agreements with negotiated fees or fees for areas not typically reserved; and continuing to authorize the City Manager to execute WestWorld Agreements with negotiated fees effective July 1, 2022.

Adopt Resolution No. 12449, authorizing an adjustment of fees and charges to the Fire Department, effective July 1, 2022.

Adopt Resolution No. 12473, increasing, establishing or reaffirming certain Police Department Fees effective July 1, 2022.

6

6



FY 2022/23
TENTATIVE
BUDGET
ADOPTION

CITY COUNCIL
MAY 17, 2022

Tue, April 26

Proposed Budget and CIP

Tue, May 17

Public Hearing
Final Adoption of Rates & Fees
Tentative Budget and CIP Adoption

Tue, June 7

Public Hearing
Final Budget and CIP Adoption
Truth in Taxation Hearing

Tue, June 21

Public Hearing
Final Adoption of Property Tax Levies

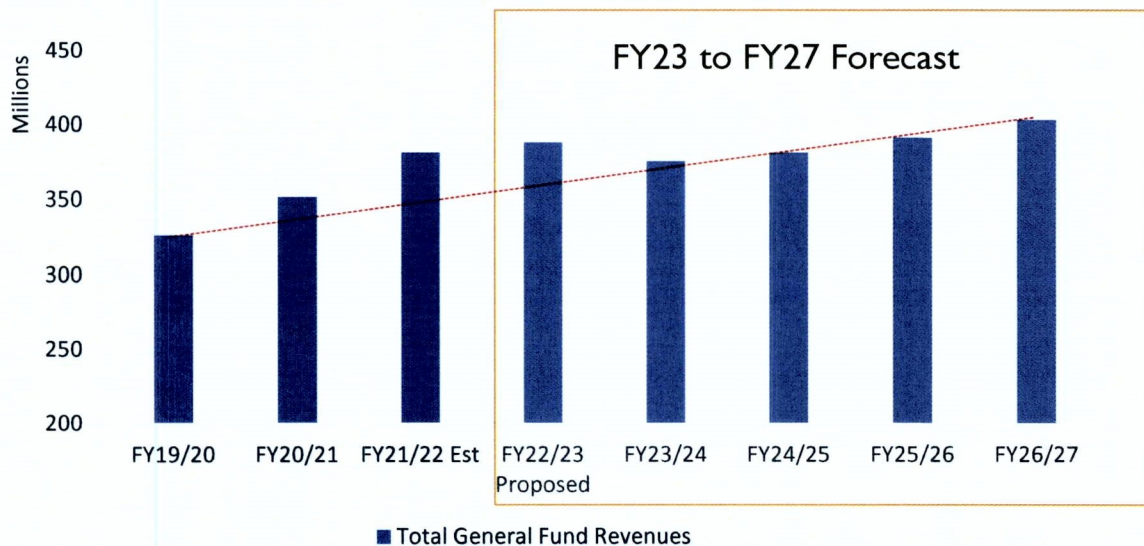
Fy2022/23
BUDGET AND CIP*
ADOPTION
TIMELINE

* CIP- Capital Improvement Plan

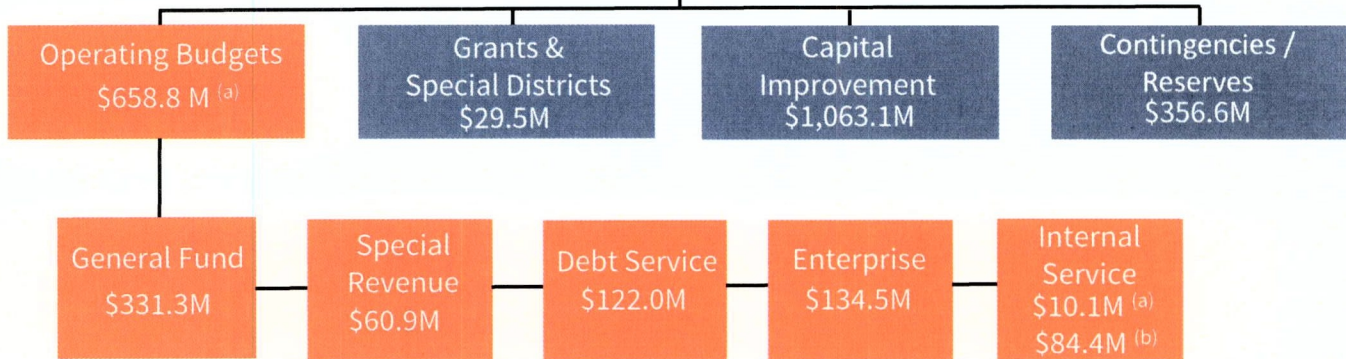
Budget Priorities

Low Taxes	Council and Community Priorities	Market Challenges	Strong Financial Health
Sales Tax 1.75% Property Tax \$0.91 Affordable utility rates and other fees	General Plan Short-term rental Bond 2019 Critical infrastructure Public Safety	Labor market challenges Inflation	Strong Bond Rating Healthy Reserves

General Fund Total revenues 5 Year Forecast



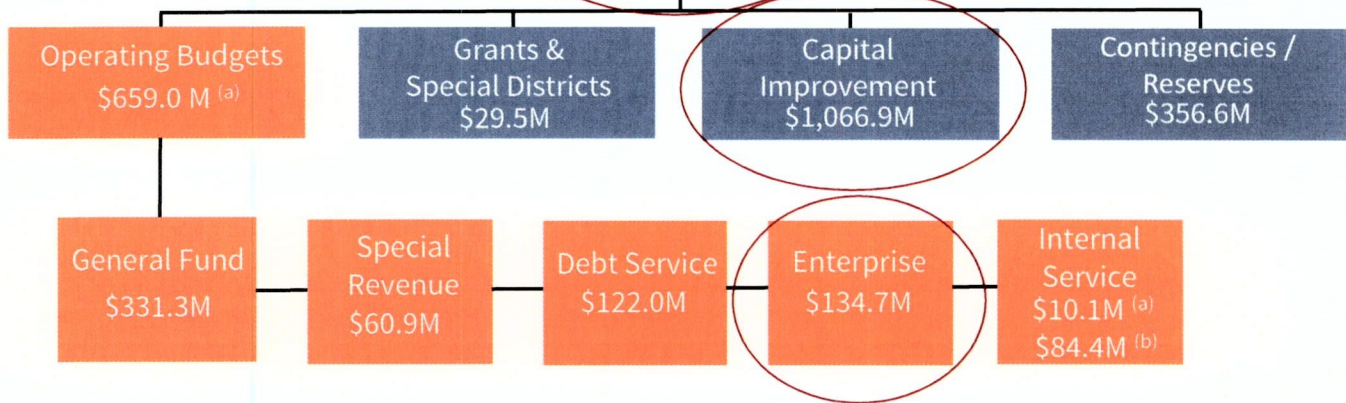
FY 2022/23 Proposed Budget
\$2,108.0 M^(a)



^(a) Excludes interfund transfers and includes Internal Service Funds offsets (reductions) of \$74.2 million

^(b) Budget amount before Internal Service Funds offsets of \$74.2 million

FY 2022/23 Tentative Budget
\$2,112.0 M^(a)



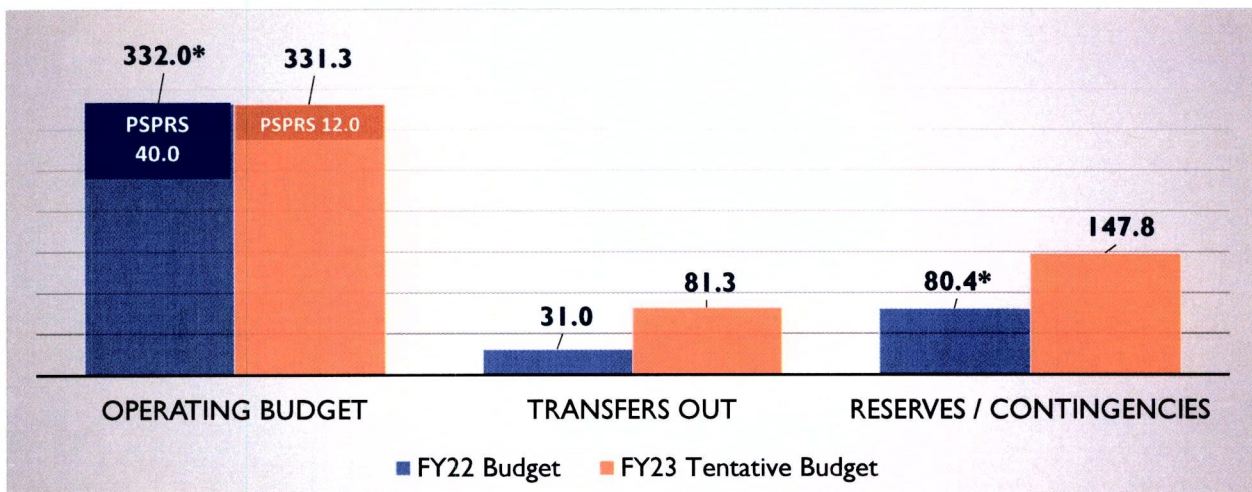
^(a) Excludes interfund transfers and includes Internal Service Funds offsets (reductions) of \$74.2 million

^(b) Budget amount before Internal Service Funds offsets of \$74.2 million

Add
Council
approved
projects after
proposed budget

▪ Entertainment District	\$3,972,188
▪ Airport Perimeter Road	\$728,090
▪ Water HomeServe contract	\$200,000
▪ Project close outs and other reductions	<u>(\$922,134)</u>
Net Increase	<u>\$3,978,144</u>

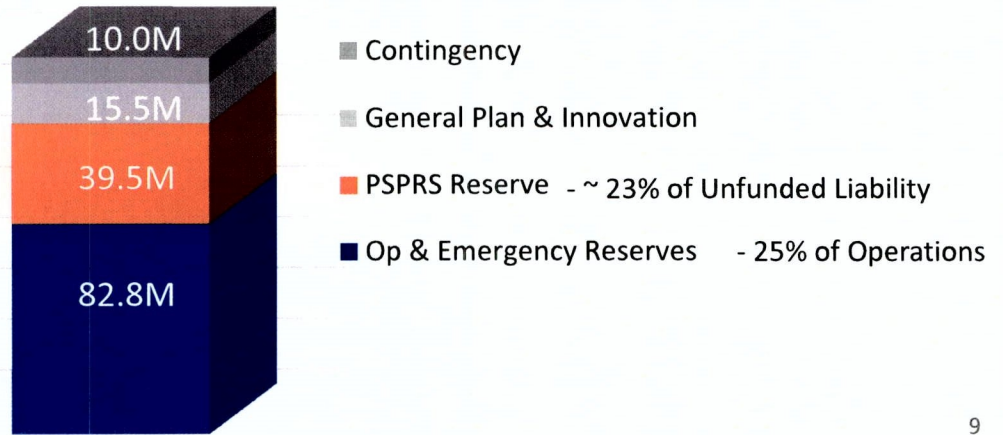
general fund Budget comparison to prior year



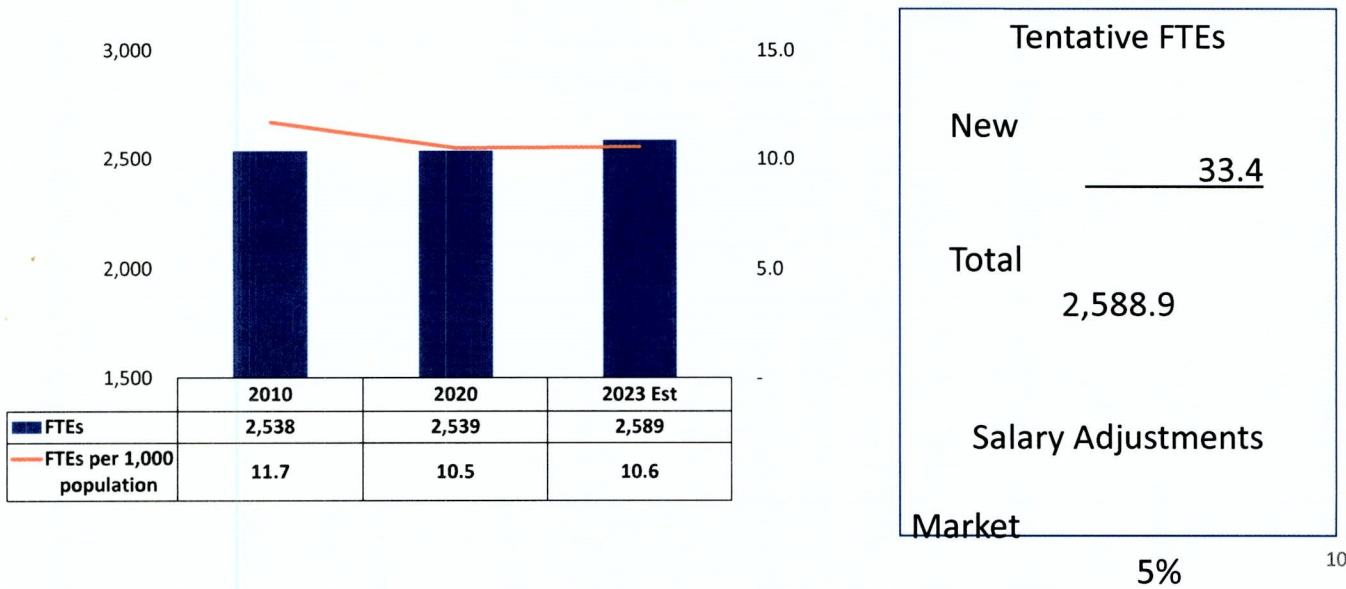
* Adjusted to reflect savings from ARPA stimulus funds in reserves

Increasing our Fiscal Resiliency and financial stability

Genera Fund FY22/23 Reserves/ Contingencies \$147.8M

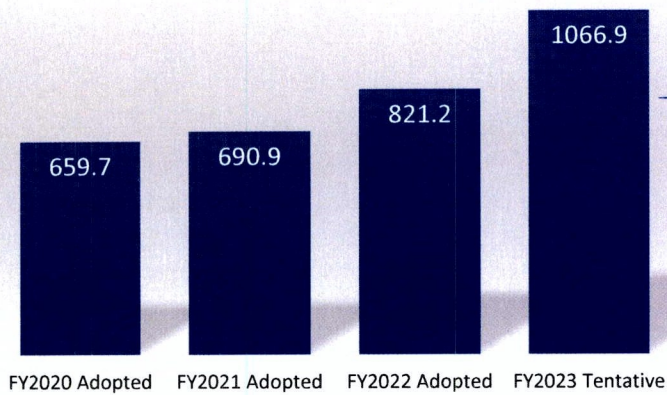


Addressing labor market challenges



Investing in Critical Infrastructure

Capital Improvement Budgets
(in millions)



FY23 Tentative CIP Projects (in millions)

Water/ Sewer	398.5
Transportation	296.9
Community Facilities	117.0
Service Facilities	101.7
Public Safety	77.4
Preservation	38.9
Drainage/ Flood Control	36.6
Capital Improv. Budget	1,066.9
Contingencies	54.7
Total CIP Budget	1,121.6

11

QUESTIONS?

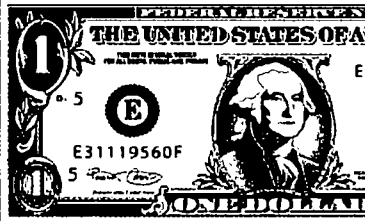


**Citizen Group to Evaluate Replacement of
0.2% Sales Tax**

City Council Work Study Session
May 17, 2022

1

1

Scottsdale's Combined Sale Tax 8.05%

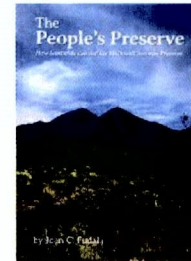
<p>State 5.6%</p> 	<p>County 0.7%</p> 	<p>City of Scottsdale 1.75%</p> <ul style="list-style-type: none">General Fund 1.1%Transportation 0.3%Preserve 0.35% 
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2

McDowell Sonoran Preserve Tax History

Voter Authorized Tax for Land Purchase & Improvements only:

- 1995 0.2% Tax - expires 6/30/25
- 2004 0.15% Tax - expires 6/30/34
- \$700M bond authority
- \$526M debt issued
(Remaining debt will be paid off by 2034)



*30,500 acres, 8
trailheads, over 225
miles of trail*

3

Current Status

The 0.2% and 0.15% tax are for land acquisition and land improvements only

The 0.2% tax expires June 2025

No decisions have been made yet on replacement of 0.2% tax

4

Council Direction

1. Consider replacement of 0.2% tax for *New Focus*
2. Form a Citizen Group

5

Purpose of Today's Work Study Session

- #1 - Direction on Structure and Makeup of Citizen Group
- #2 – Mission and Objectives for Citizen Group

6

Structure of Citizen Group

Advisory Task Force

- Formed by Council Resolution
- Formal application process
- Scottsdale resident
- 7 members typical
- Members selected by Council
- Open meeting laws required
- Task Force directly advises Council

Citizen Work Group

- Application process recommended
- Members to be selected by staff
- Can include non-resident stakeholders
- Can include boards & commission members
- Flexible size
- Open meeting laws should still be observed
- Work Group advises staff
- Staff brings recommendation to Council

7

Makeup of Citizen Group

Specific Experience or Knowledge Desired :

- a. Basic Finance knowledge
- b. Basic knowledge of Scottsdale community needs
- c. Experience with similar work groups, task force, boards & commissions
- d. Experience working with public entities or non-profits

8

Makeup of Citizen Group

Representation from Different Stakeholders:

- a. Scottsdale residents
- b. Business community – may include non-resident stakeholders
- c. Nonprofit stakeholders
- d. Representative from Boards & Commissions

9

Mission of Citizen Group

1. Should we replace the 0.2% tax?
2. For what purpose?
3. What should Council ask the voters to authorize?

10

Objectives for Citizen Group

1. Identify needs related to:

- On-going preservation, perpetual maintenance, protection, conservation, sustainability and education for:
 - McDowell Sonoran Preserve
 - Greenbelt, parks and other open space

- Other city needs?

2. Engage in surveys, public education and outreach

11

Citizen Group Formation Timeline

Date	Description
Oct/Nov 2022	Application process
December 2022	Select citizen group members
January 2023	Citizen group starts meeting

12

Questions?

City Council Work Study Session
May 17, 2022