
This document was created from the closed caption transcript of the April 28, 2026 City Council Regular Meeting and Work Study Session has not been checked for completeness or accuracy of content.

A copy of the agenda for this meeting, including a summary of the action taken on each agenda item, can be accessed through the City Clerk Archived Documents Search at:

<https://eservices.scottsdaleaz.gov/cityclerk/DocumentSearch>

An unedited digital video recording of the meeting, which can be used in conjunction with the transcript, is available online at:

<https://ww2.scottsdaleaz.gov/scottsdale-video-network/Council-video-archives/2026-archives>

For ease of reference, included throughout the transcript are bracketed "time stamps" [Time: 00:00:00] that correspond to digital video recording time.

For more information about this transcript, please contact the City Clerk's Office at 480-312-2411.

CALL TO ORDER

[Time: 00:00:01]

Mayor Borowsky: Regular Council and Work Study Session of the City Council to order. City Clerk, Ben Lane, can you can you take a really slow roll call, please?

ROLL CALL

[Time: 00:00:07]

City Clerk Ben Lane: Thank you, Mayor. Mayor Lisa Borowsky.

Mayor Borowsky: Present.

Ben Lane: Vice Mayor Adam Kwasman.

Vice Mayor Kwasman: Yo.

Ben Lane: Councilmembers Jan Dubauskas.

Councilwoman Dubauskas: Here.

**CITY OF SCOTTSDALE
APRIL 28, 2026 REGULAR MEETING AND WORK STUDY SESSION
CLOSED CAPTION TRANSCRIPT**

PAGE 2 OF 44

Ben Lane: Barry Graham.

Councilman Graham: Here.

Ben Lane: Kathy Littlefield.

Councilwoman Littlefield: Here.

Ben Lane: Maryann McAllen.

Councilwoman McAllen: Present.

Ben Lane: And Solange Whitehead.

Councilwoman Whitehead: Here.

Ben Lane: City Manager Greg Caton.

City Manager Greg Caton: Here.

Ben Lane: Interim City Attorney Luis Santaella.

Interim City Attorney Luis Santaella: Here.

Ben Lane: City Treasurer Sonia Andrews.

City Treasurer Sonia Andrew: Here.

Ben Lane: Acting City Auditor Lai Cluff.

Acting City Auditor Lai Cluff: Here.

Ben Lane: And the Clerk is Present. Thank you, Mayor.

[Time: 00:00:43]

Mayor Borowsky: Thank you very much. This evening we have Scottsdale Police Officer Sergeant Eric Bowles, Officers Kyle Shollack and Ray Wilburn, and Scottsdale Firefighter Joe Andrea and Ivan Billover, and if you require any assistance at all, please see one of the officers or firefighters or a member of the staff.

For the Pledge of Allegiance, I would like to ask Vice Mayor Adam Kwasman to lead us in that.

PLEDGE OF ALLEGIANCE

Vice Mayor Kwasman: Thank you, Madam Mayor. Join me in the pledge. I pledge allegiance to the flag of the United States of America, and to the Republic for which it stands: One nation under God, indivisible, with liberty and justice for all.

Mayor Borowsky: Thank you very much. And for the invocation, I will turn it over to Councilwoman Whitehead.

INVOCATION

[Time: 00:01:37]

Councilwoman Whitehead: Thank you, Mayor. So, for tonight, I'm just gonna ask everybody to say some prayers for people around the world who are struggling in conflict and take a moment of silence. Thank you. Thank you.

MAYOR'S REPORT

Mayor Borowsky: Thank you. For the Mayor's Report, I'm excited to tell everyone about the Downtown Task Force, which officially the Mayor's Downtown Task Force which officially got to work last week with the kickoff for more than 30 business and property owners from Old Town's four historic four traditional districts with one clear goal, supporting the stronger more successful business environment throughout the downtown and Old Town areas.

The role of the task force is to collaborate, share firsthand insight and help shape thoughtful forward-looking recommendations that will support the area's long-term vitality. At the inaugural meeting, there were discussions on several topics including public safety, transportation and parking, walkability, branding and the overall visit enhancing the visitor experience. We also heard from many businesses that are having, that are looking for traffic and visitor-ship to their individual businesses and to strengthen their visibility. We had our first leadership meeting with the task force Chair yesterday afternoon and I will be chairing the steering committee, and I could not be more pleased with the direction we are headed. I think we will see a lot of great ideas coming forward for consideration by the city.

So, looking forward to that. And keep an eye on the postings on [ScottsdaleMayor.com](https://scottsdalemayor.com). You will see that they will be available to tune into there. If you would like to put in your two cents you can do so on that front.

EXECUTIVE SESSION

Possible Executive Session announcement. During tonight's meeting, the Council may make a motion to recess into Executive Session if we need to obtain legal advice on any applicable item on the agenda and

if so, authorized by Council, the Executive Session would be held immediately, and will not be open to the public, however this Regular Meeting would resume open to the public after following that Executive Session.

MINUTES

[Time: 00:04:26]

For the Meeting Minutes approvals, we have consideration to approve Special Meeting Minutes of March 3, 2026, Executive Session Meeting Minutes of March 3, 2026, and Regular Meeting and Work Study Session Minutes of 3, 2026. Do I have a motion to approve those?

Vice Mayor Kwasman: So moved.

Councilwoman McAllen: Second.

Mayor Borowsky: All those in favor, there we go.

Councilman Graham: I vote aye.

Mayor Borowsky: Oh, thank you.

ADDED ITEM

All right. There's been an Added Item, number 15A was added to the agenda on April 21, 2026, and that requires a separate vote to move that to the Regular Agenda. And that is I believe that's the contract is, just to be clear here. Is that our contract for you?

City Clerk Ben Lane: It is Mayor and it's recommended to be on Consent as well.

Mayor Borowsky: Yeah, it is the city attorney appointment and employment agreement. I will entertain a motion on this.

Councilwoman Whitehead: So moved.

Mayor Borowsky: What is the motion?

Councilwoman Whitehead: I move to add 15A to the current Consent Agenda, city attorney appointment and employment agreement and request that it adopt Resolution number 13662 be added to the Consent Agenda.

Councilwoman Littlefield: Second.

Mayor Borowsky: All right. Please indicate your vote.

Councilman Graham: Aye.

Mayor Borowsky: Mine's not working. All right. I guess it is. Moving right along.

CONSENT AGENDA

[Time: 00:06:23]

The Consent Agenda this evening now that we've added 15A, we have Items 1 through 15A and do you have any questions or wish to have any items pulled from the Consent Agenda? Anybody? Go ahead, Councilman Graham.

Councilman Graham: Mayor, I just want to ask a question about about Item number 2, Pour Decisions. We had discussed last year, there was a discussion, maybe a quick question for Erin Perreault or somebody that she might designate. We had discussions a year ago about performance and any issues and I just wanted to make sure that things were operating copasetically.

Mayor Borowsky: Let's bring someone up from staff. Do you want someone from staff to respond that Councilman Graham?

Councilman Graham: Yes, please. I don't want to pull it, I just want to get somebody from staff to just enter into the record that everything is going fine. And Erin Perreault is the staff designee, but she may have somebody too.

City Manager Greg Caton: We have a staff approaching the podium. Thank you.

Senior Planner Casey Steinke: Thank you, Mayor, Councilman Graham. Casey Steinke, Planning Development Services. We have weekly meetings with Code Enforcement and our P.D. and it's our understanding that we have had no indication that there's any incidents at this place in the last year.

Councilman Graham: Very good. Thank you for registering that to the record.

Mayor Borowsky: On this note.

Councilwoman Whitehead: I just want to congratulate Pour Decisions and thank you for putting up with us because we had no problems before last year and we've had no problems since and I'm looking forward to spending some time there. Congratulations.

Mayor Borowsky: I do have some questions on Consent Agenda Item number one. I will go ahead and pull that. So, request the exclusion oh, Councilwoman McAllen, excuse me.

Councilwoman McAllen: I was going to motion to accept the Consent Agenda Items 1 oh, yeah, 2 all the way through 15A.

Councilwoman Whitehead: Second.

Councilwoman Littlefield: Second.

Mayor Borowsky: All right, please indicate your vote.

Councilman Graham: Aye.

ITEM 1

[Time: 00:09:41]

Mayor Borowsky: And I should have recognized there were no speakers on any of the Consent Agenda items. So, Ms. Lauren Proper Potter, am getting that right? I think you will speak on the Oasis issue. Can you talk about the patio issue. I think there was no patio before. Can you speak to that? That was one question. And then I would be concerned about I don't know what hookah is but I believe it's a smoking device. I would be concerned about having smoking, moving to the patio.

Applicant Representative Lauren Proper Potter: Understood and for the record, by the way, you are saying it correctly, it's Lauren Proper Potter, P.O. Box 1833, Tempe, Arizona, 85280. Thank you for not making me do my presentation, by the way. I do have one if you are interested. I agree.

To answer your first question, there so this is an expansion, there is not an existing patio for the proposed expansion area, that is correct. We are proposing to add a 200 square foot patio. It seats about eight people, we think. Although, realistically, it's a pretty tight walkway. It may not be feasible, and to answer the second question, regarding hookah I will describe it as a non-hookah person. It is a water wipe. It can be, so how it works is you kind of have a device and you have pipes coming out of it. It's sort of a social activity. It is smoking. You can have coal on top of shisha, which is a tobacco-based product with fruit. And you can have herbal shisha that does not have tobacco. That's part of the existing operations at Oasis. And it was not part of the plan to add on the patio. The patio is not big enough. And at the end of the day, it's a bar. It's operating with a Series Six liquor license. I hope I answered your question about what the hookah is. And we're happy to memorialize that there's no intent to have hookah on the patio.

Mayor Borowsky: So, I don't know how we articulate this or it's certainly not a requirement, as far as I know, but I understand your applicant is agreeable to having a non-hookah-smoking patio, is that...

Lauren Proper Potter: Absolutely. Yes, 100% happy to agree to that, if that's the Mayor's preference and the Councilmembers, we would be more than happy to agree to that.

Mayor Borowsky: Well, I don't know how everyone else feels but I think that would be great if that were added to the to the consideration.

Lauren Proper Potter: Absolutely.

Mayor Borowsky: I see some head nods. I will go ahead with that exclusion to smoking on the patio. I guess they are sold there.

Lauren Proper Potter: So, they provide the pipes, the water pipes and the hookah, the shisha you purchase, you would purchase. Correct. And I drafted a stipulation if you would like and I made enough copies, I think for everybody.

Mayor Borowsky: As long as you give one of them to Luis, I'm happy.

Lauren Proper Potter: Your new permanent city attorney.

Mayor Borowsky: Oh, yeah. Congratulations while we sing happy permanency. You can let him read it really fast. No pressure.

Councilwoman Littlefield: Does he know what he's getting into?

Mayor Borowsky: That's funny.

Councilman Graham: Mayor.

Mayor Borowsky: Councilmember Graham.

[Time: 00:13:22]

Councilman Graham: I have a couple of questions on this item if that's okay for Ms. Potter. I will wait for her to get back to the lectern. My question is, I'm looking at the materials and I'm trying to understand the patio that is being added. Is this an extension or a repurposing of the existing square footage?

Lauren Proper Potter: Councilman Graham, the area that you are seeing on the site plan, if you have that before you, that is listed as part of the expansion, that's new proposed patios. That's 200 additional square feet of patio, which is right now a covered walkway.

Councilman Graham: Does that change your parking requirement?

Lauren Proper Potter: Councilman Graham, great question. This is my favorite part of your downtown parking ordinance. It does not trigger a new parking requirement. There's an exemption for the first 500 square feet of new patio.

Councilman Graham: Gotcha. Do you, I just, I'm struggling and then I just I I'm just struggling to see on a map why you don't have like an aerial that shows because to the back of the Oasis, there's an alleyway to the south of it, and there's another alleyway. I don't understand, I don't see where the patio is gonna fit.

Lauren Proper Potter: That's a good question. Oh, thank you. That was lovely. So, it's actually kind of hard to see here, because it's underneath this covered walkway. If you look at the aerial, if you look at the C.U.P. in yellow, if you look directly oh, my gosh, I'm so bad with directions. This is south, down. If you look directly to the south of that, that covered spot would be where we would add those additional patio spaces but just to give you a sense of the scale, I think the floor plan kind of helps a little bit more to demonstrate that. You can see here, so the dark gray is existing CUP and then everything beyond that is that expansion. And so you can see there just to the south of the existing seating in that dark gray, that is an existing patio. You can only fit like eight seats. It's small. It's definitely not a large patio.

Councilman Graham: And then so what's the total patio space when you include the existing on the east/west side with this?

[Time: 00:16:25]

Lauren Proper Potter: That's a great question. This is a separate suite technically. Let me see the prior CUP was not as organized as I would have liked it to be in terms of explaining that.

Councilman Graham: It would be a separate suite, but I mean wouldn't it apply to just the same entity? Like you guys already have patio, and you are adding patio. I want to make sure we don't trigger going beyond that.

Lauren Proper Potter: So, this is a little unique. The existing patio, at the time the CUP was approved in 2016, that was a separate parcel. So, it was entitled to its own separate exemption. This piece that we're talking about now was its own separate parcel at that time. And so, it gets its own separate exemption. So, they're treated separately.

Councilman Graham: Are the building connected through a walkway or a door or some sort of are they part of like, are they interiorly connected?

Lauren Proper Potter: It does appear that there is a connection from one of the kitchens into the other kitchen. So, they could function cohesively, or they could be separately suited, which is how they have functioned now, but it's to expand this into the adjacent suite.

Councilman Graham: May I, city staff, Erin Perreault or her designee, talk about this patio configuration.

Mayor Borowsky: She's here, but Greg is coming up.

Principal Planner Greg Bloemberg: Yes, Mayor Borowsky and Councilman Graham, I believe the existing

patio is around 400 square feet and adding this would bring the total to about 600 square feet, if I'm not mistaken.

Councilman Graham: So, is the first 500 square feet of patio exempt from triggering parking expansion?

Greg Bloemberg: Well, Councilman Graham, as Ms. Proper Potter mentioned, this patio extension is on its own parcel. So, the 400 square feet, that's existing was already accounted for as part of the original conditional use permit. Now that they are doing an expansion, this new 200 square foot patio, they get 200 square foot credit for the new parcel. And that's why they're not being that's why their parking is not increasing.

Councilman Graham: For the portion that has the existing 400 square foot patio, is that is that using the same conditional use permit as this section?

Greg Bloemberg: Councilman Graham, it's the original conditional use permit, 7-CUP-2016, they are using that use permit and then this expansion will be under this amendment.

Councilman Graham: You see why that's confusing for people. They're saying it's separate parcels for patio purposes but it's the same parcel for a different purpose.

Greg Bloemberg: Correct.

Councilman Graham: You see why that seems contradictory, right?

Greg Bloemberg: Sure.

Councilman Graham: Why wouldn't other companies then or entities say other bars could say, well, I have a series six for this whole thing and I will divide it up in different parcels and that will be a patio for this parcel and that's a patio for this parcel, who would stop them from doing that?

Greg Bloemberg: I can only speculate, Councilman Graham.

Councilman Graham: The okay. If we looked at in the way we should, where it's all parcel, one entity, one parking what would be the parking increase for adding and getting beyond the 500 square foot patio exception?

[Time: 00:20:28]

Greg Bloemberg: Councilman Graham, if an additional parking space was required, the additional 200 square feet. If we did not give them this 200 square foot free, it would generate one additional parking space which feasibly, they could include as part of their in-lieu request. They are asking for four in-line parking credits and could up that to five, which still would be an administrative approval.

Councilman Graham: Thanks Greg. I really appreciate the Mayor pulling this one from consent and shining a light on it. I just kind of have doubts about maybe how we did this. Maybe we did it. Fine. It seems like we're saying it's separate parcels for one purpose but it's one parcel for a different purpose and that gives me some pause. So, thank you.

Mayor Borowsky: Thank you, Councilman Graham. I agree with the points Councilman Graham made completely. We had a situation with another operator here which is moving to a different location right next door. Maybe we need to look at how we treat these applicants that are moving or joining forces with a bigger space. Whether it's looked at like a hybrid and there's additional requirements, but I think those are all excellent points. But it sounds like the administrative approach to that is outside of the Council's hands anyway. So, I'm gonna leave it at that, and with that, I will make a motion to approve the oh, I'm sorry. Councilwoman Dubauskas.

[Time: 00:22:04]

Councilwoman Dubauskas: Thank you, Madam Mayor. Greg, I just wanted to clear up the question of the 1,863 square feet in parenthesis, expansion area versus the 200 square foot patio expansion. Is the 200 feet part of the 1,800. Where is the 1,800?

Greg Bloemberg: The 1,863 square feet is interior floor area and this is a 200 square foot patio.

Councilwoman Dubauskas: So that's inside and this is outside.

Lauren Proper Potter: Correct.

Councilwoman Dubauskas: Maybe moving forward we could separate the inside and outside so it's a little bit more clear. Thank you.

Mayor Borowsky: Thank you. With that I will make a motion to approve Consent Agenda item number one.

Councilwoman Whitehead: Second.

Mayor Borowsky: With the modification. Excuse me.

Councilwoman Whitehead: Second.

Mayor Borowsky: All right, please indicate your vote. All right.

REGULAR AGENDA - ITEM 16

All right, moving on to the Regular Agenda, we have Item 16. We have a public hearing on the Community Development Block Grants, otherwise known as CDBG program fiscal year 2026/27 annual

action plan and the allocation of CDBG and home investment partnership funds.

With this item, they are asking we are asking to we are soliciting, excuse me, testimony regarding the fiscal year 2026/27 annual action plan for the use of \$1,059,121 in CDBG funds and \$293,975,000 in home funds seeking adoption of Resolution 13616 which authorizes the city manager or designee to submit the fiscal year 26/27 annual action plan to the U.S. Department of Housing and Urban Development and use, award and allocate federal CDBG and home funds for eligible programs and services and reprogramming of prior years remaining funds and program income in the amount of \$408,730 executed of associated HUD certification and contracts, et cetera.

I will let you take it from here. This is a long description of this item, right? You will shine much clearer light on it.

[Time: 00:23:28]

Interim Human Services Director Mary Witkofski: Good evening, Mayor Borowsky, members of the Council.

Mayor Borowsky: Thank you.

Mary Witkofski: I come before you tonight and the federal regulations are as lengthy as what the agenda item looked like for clarification, but I come before you tonight to seek public input regarding the use of our Community Development Block Grant funds for fiscal year '26/27 and to ask for an adoption of Resolution 13616.

So, what is an annual action plan? An annual action plan helps Scottsdale meet our goals that are currently out in our consolidated action plan. Back in April of 2025, I came before you and presented our consolidated action plan that's good for the next five years, with focuses on affordable housing, public facilities and infrastructure and public services. With that, the fiscal year '26/27 annual action plan is plan year two. So last year when we stood before you, the consolidated plan was both the con plan as we refer to it and annual action plan were combined into one. So, this is year two of the consolidated action plan. It's federally funded by our federal allocation of the Community Development Block Grant and Home Investment Partnership Program funds. They must focus on three objectives to meet low and moderate income families or individuals slum and blight and urgent need.

So, what is required before I come before you tonight? I have it in arrows because it's a very circular process. Public hearings required to have two public hearings, the first public hearing occurred in February, where we sought input from the community regarding what kind of action items or what kind of projects they wanted us to undertake with the funding. We then did community or citizen participation in addition to that first public hearing through Speak Up Scottsdale, which I will talk to you a little bit tonight about those input. And then we outlined those proposed activities from our public hearings, from the citizen participation process, and within our office, presented it to the Human Services Commission and we've gone full circle and we've done another we're here tonight doing

another public hearing. We have also had a second public or citizen participation process that closes this evening.

[Time: 00:27:13]

So, here's the timeline of our annual action process, it starts technically we start this in August of every year. As we look forward or look forward to our annual funding process. So, in February of this year, like I stated, we had our first public hearing, in March the Human Services Commission met both in February and March and reviewed and considered all of the proposals that we received for public service activity specifically and one housing activity. They made their formal recommendations that are before you tonight on March 12th. On May 15th, we're required to submit the annual action plan to HUD, that is our tentative deadline with an effective date of the annual action plan to start on July 1st.

So, inside the packet, in addition to the allocation of \$1 million that Mayor Borowsky mentioned, we also have program income that we are allocating to CDBG projects. Program income is a gross income generated directly from a CDBG-funded activity. The Paiute Neighborhood Center generates revenues buildings four and five were purchased using Community Development Block Grant funds and we currently rent that to Hirsch Academy. The rental revenue from those two buildings comes back to the housing and community assistance office, when we use to fund administration, staff salaries and public services.

We have a second type of program income called revolving loan income. And revolving loan income, this income is different and handled a little bit different. We support these specific activities as we generate this income it stays within those activities such as the major housing rehabilitation program. It's a loan program of up to \$80,000. We do place a lien on the property, once the property is completed, if the family remains in the home for up to three years, 50% of that loan is forgiven. There is no paying back until the house is sold or they do a refinance and then 50% of the loan comes back to the city so that we can continue to rehabilitate more homes.

And the second type of revolving loan income that we get is from Bellevue. As you know the city of Scottsdale owns eight units on Bellevue property and that program income comes directly back into Bellevue properties to maintain it and do any necessary repairs or upgrades.

[Time: 00:29:50]

So, our funding allocations this year, as Mayor Borowsky mentioned, we have \$1,059,121. We are anticipating \$730,000 of program income. This program income that you see here is specifically called out to Hirsch Academy. The revolving program income is contained within the program activities and not called out specifically. We have reprogrammed funds of \$350,000 with a total allocation of 1.4 million. We are recommending to distribute these funds 1.2 million, which I will talk about on the next slide, and then \$233,000 specifically towards program administration, which is our staff salaries, our our continuing training or software needs that we have no monitor and manage the program funds.

So, our recommendation for distribution is public services at \$160,000. We do have a cap. We are required, and we cannot exceed 15% of our allocation goes to public services. And this year, the designated agencies are homeless shelters and supportive services, along with a senior service social engagement project which will be administered directly by one of our senior centers.

For nonpublic serving housing services, we have housing projects. We are proposing an agreement with ability 360 that provides rental rehabilitation to those families who are have disabilities to make it ADA accessibility and then there's major rehab, emergency repair and roof repair. Our nonpublic services or facility improvements at \$403,000 and then our program administration, which has a cap of \$223,000 for the total of \$1.4 million.

So, our home investment partnership is separate from the CDBG. We receive these funds as a pass through. So, the federal government gives the funds to the Maricopa County and then Scottsdale receives a portion of those fundings. We anticipated receiving \$293,000 and we propose to continue our tenant-based rental assistance program for the elderly population, 62 and older who are currently Scottsdale residents. 18,000 of it will be retained for administrative purposes. We currently have eight seniors enrolled, ten who are currently completing applications and two looking for apartments currently with the capacity to serve 20 seniors. A formal I.G.A. regarding these funds will come before the Mayor and Council throughout the next several months for approval and acceptance.

[Time: 00:32:41]

So public comments. We talked a little bit about public comments. We did utilize Speak up Scottsdale on both occasions to garner community input and from February 12th to March 12th which is the initial comment period on proposed activities, we received some general feedback. And there were three items that were a top priority that I want to bring your attention to. They were tenant-based rental assistance, water conservation, which we meet through our housing rehabilitation program specifically the major rehab program. We have let me read this off because this one is not something I do every day with regards to remodeling homes. Low flow water faucets and toilets with hot water circulation pumps warming water in the pipes based on temperature. So, we're not spending a lot of time turning on the faucet running and waiting for it to heat up it. It automatically does it in the pipes and the third one is public facilities improvements and that's specifically looking at our city facilities and upgrading those where we need it.

The second feedback period began March 27th and closes tonight. And that is specifically on the draft annual action plan, which you have been presented tonight in your packs. We receive packets. We received no comments through Speak Up Scottsdale on those. So, with that, I conclude my presentation and I ask you to consider adoption of Resolution 13616.

Mayor Borowsky: Councilwoman Whitehead.

Councilwoman Whitehead: Thanks, Mary, this is pretty exciting. I just have some questions just for the record because there was some misinformation out there. The Bellevue, how would you describe our

Bellevue property. It's not a homeless shelter, how would you describe it?

Mary Witkowski: Mayor Borowsky, Councilwoman Whitehead. It's a normal, it's a rental property that anyone can rent from.

Councilwoman Whitehead: Okay and do we offer, are there any rental discounts?

Mary Witkowski: I see the question you are asking now. The rental limits are less for those families that are 60% or below the area median income. They do have to have lawful presence here in the United States in order to lease the families lease the home out and all eight units are currently full at capacity.

Councilwoman Whitehead: So, this is a who would be described as a HUD-regulated low-income housing?

Mary Witkowski: Yes, but it's not public housing in the sense of public housing. That is different.

Councilwoman Whitehead: Okay. Okay. I know yeah, okay. And then could you go over what you are doing on the water conservation. And this was a state program for energy efficiency. Are we doing any of that with homes?

Mary Witkowski: Mayor Borowsky, Councilwoman Whitehead, that's great question. we still work with Sail. I think they have a new name, foundation for senior living at this point. So, weatherization and energy conservation is provided through them, where we can't help. But with regards to the major rehabilitation, we do energy efficiency as well as water conservation. We are specifically looking at those faucets, the toilets to make sure that they are flowing slowly and we added the water pump to the heater. Those are the specific things. We have energy audits that are done before and after, and then we ensure that the house, no matter its state, is brought to city code.

Councilwoman Whitehead: Great. Okay. Well, thank you. That's it for now.

Mayor: Thank you. Councilwoman McAllen.

[Time: 00:36:29]

Councilwoman McAllen: Thank you Mayor. Thank you for the presentation, Mary. I'm a huge advocate of human services, as you well know, and I fully support all the programs that go through the CDBG process. This morning, I was invited by one of your Human Services Commissioners to attend a Fair Housing symposium. And it was fascinating. I learned a lot. I'm just amazed at how much work you do for our residents of Scottsdale.

Another thing that maybe some people are unaware of is the rental and electricity assistance, all the things that go through this program. I know Councilwoman Dubauskas and I took a tour of Vista Del Camino. A lot of the rental and utility assistance are from the mid to north part of Scottsdale and I think

people would be surprised by that. But I am grateful for all the work you do and to the Human Services Commission.

And with that, I move that we accept adopt Resolution number 13616 to approve fiscal year '26/27 annual action plan and authorize the city manager or designee to submit the FY-'26/27 action plan to the U.S. Department of Housing and Urban Development.

Councilwoman Whitehead: Second.

Mayor Borowsky: Thank you. Please register your vote.

Ben Lane: Mayor, I apologize, we have to hold the public hearing and there's at least one speaker.

Mayor Borowsky: There's one speaker. Roger Lurie. We're cooking right along. I almost skipped the whole segment. Thank you. Welcome.

[Time: 00:38:09]

Roger Lurie: Good evening, Mayor is this on? Can you hear me? Okay. Good evening, Mayor and Councilmembers, my name is Roger Laurie, I live at 10592 East Mission Lane. While I serve as Chair of the Human Services Advisory Commission, I'm really speaking as an individual tonight to urge you to adopt Resolution 13616, which it appears you were about to do anyway. This is the annual action plan, as Mary Witkofski shared for the U.S. Department of Housing and Urban Development plans. This is to ensure Scottsdale residents stay in their homes, whether seniors can live safely and whether families in crisis have somewhere to turn. It's really seniors choosing between being able to pay rent or choosing medication. It's a family, one unexpected bill away from losing their home. It's individuals working to rebuild their lives and just need a safe place to sleep. The impact is pervasive. These funds support emergency homelessness services, rehabilitation of repairs that keep homes safe and livable, accessibility improvements so seniors and residents with seniors and residents with disabilities can remain independent, rental assistance that prevents displacement before it happens.

The Home Program strengthens this work by helping seniors 62 and older who are cost burdened stay in their home and stay stable. Scottsdale has participated in CDBG funding for over 45 years. It reflects really a powerful value that we care about the community, not just in good times but when people need it the most. So, I respectfully ask you to approve this funding. Thank you for your time and for your leadership.

Mayor Borowsky: Thank you, Roger. Appreciate your input and we'll go ahead and take a vote now on this motion. All those in favor or against. All right. Councilman Graham?

Councilman Graham: Aye. Sorry. I was muted there. I didn't realize it.

Mayor Borowsky: All right. Moving on, we have that closes our I believe that closes our general session

here. And we're going to open it up for public comment.

PUBLIC COMMENT

It's reserves for Scottsdale citizens business owners and our property owners to comment on non-agendized items that are within the Council's jurisdiction. No official Council action can be taken on these items and speakers are limited to three minutes to address the Council. If you haven't already indicated your interest in speaking, please do so with the city clerk. And we will start with Steve Sutton, followed by Melissa Kemp, Dan Ishac, and Ariella Friedman. And Steve is making his way to the podium.

[Time: 00:41:26]

Steve Sutton: Good evening, honorable Lisa Borowsky, Mayor Scottsdale and fellow Councilmembers. A little over 30 years ago, I got out of the Army, I took courses through California State University Sacramento on water treatment and water distribution. And then took state testing to become a certified water distribution operator, in state of Oregon, not the state of Arizona. Water is pretty much the same. I did that for a few years. I was certified to be able to run a treatment plant and distribution system. I'm saying this because I recently attended the Scottsdale Citizen Water Academy and completed it on the 15th. I had a leg up on probably pretty much everybody who ever attended that and I was already very familiar with the techniques that are used to handle our drinking water and our wastewater.

Many of the techniques that are being used in Scottsdale are absolutely state-of-the-art. In fact, I'm pretty confident in saying that we probably have the finest water department maybe in the United States. From the standpoint of the technology they are employing. And what I saw of the personnel down there, they are extremely professional. They did an excellent job on the presentation of materials. I have great respect for them, and I think we should all show great respect for them. Apparently, there's something wrong with the clock. I hope that's the right time. I don't know. It seems to be going all over the place right now. Should I stop?

Ben Lane: Steve, it's correct. Please keep going.

Steve Sutton: Okay. There is oh, congratulations to the new director. I know she has a compound last name and I won't try to pronounce it. Congratulations to her. There is one thing that is very upsetting to me about this whole thing with our water department, and that's the disrespect being shown to our fine professionals down there and that respect can be summed up very quickly in the use of the term "toilet to tap" which is very disrespectful to water professionals. And they are professionals and there's all types of certifications to do what they are doing. This is a term typically used by people who are ignorant of the water cycle or used by politicians, to form demagoguery to inflame the ignorance and passions of people for political reasons. I would hope that the use of that term "toilet to tap" is never used again by those sitting at the dais because it really does display those two qualities.

I want to thank everybody down this at the water department for the excellent job they did in

presenting their materials.

Mayor Borowsky: Thank you, Steve. Next, we have Melissa Kemp. I don't think I see her. Followed by Dan Ishac and then Jason Alexander.

[Time: 00:45:27]

Dan Ishac: Dan Ishac, address on record. Mayor, thank you for the opportunity to speak. The first is the exaltation to the same members of our Council to stop putting up with the bad behavior of some of their colleagues. From the beginning of this Council, we started with a potential violation of the Open Meeting Law, to plan a strategy for the first meeting. We had Barry Graham found guilty of violating the ethics code. We had Jan Dubauskas along with Barry and Adam make a false criminal complaint against the Mayor. And in her recorded statements to the investigators, pretty much admitted it was an attempt to remove the Mayor. That's also the recording where Jan refers because she was channeling her teenaged inner mean girl to refer to the Mayor as a b*tch. We then have...

Vice Mayor Kwasman: Point of order. Could the city attorney please let the speaker know that and make sure he has his time is protected That's protected to make sure this the decorum is protected in Council.

City Attorney Luis Santaella: Mayor and Mr. Ishac, we had this discussion before. We would ask you to respect our rules of decorum and perhaps refer to it in some different way.

Dan Ishac: And I respect your request. But under the court ruling and in the Ninth Circuit Court, I do not have to comply with that request. And if Mr. Kwasman is so concerned with that language, he should publicly condemn Jan's use of it against the Mayor. Until done so, I respectfully ask him to zip it.

So, the king of bad behavior is Barry Graham. And the fact that he lies without repercussion is concerning. Whether he says that there were 27,000 residents who signed the petition, it was only 19,000 who were actually certified. That's off by a factor of 30%. Whether he says that Axon is going to use 12,000 single family homes worth of water, whether he says that the state legislature denied our right to vote. No, it was the fanatic four, which prevented us from voting which led to the state overreach or his discussion of the parking garage. It was never on the ballot. That location was not on the pamphlet and then this ridiculous claim of dark money and a backroom plot to turn that into an apartment building, its already city owned. There's not a single individual would could do that. So, it's just lies.

So, I'm asking the members of the our Council, when people say these things, when they do these things. Call them out. Try to get it on the agenda. Change our ethics and every time the fanatic four vetoes an agenda item, bring it to the attention. Send it to your constituents. It is unacceptable and silence is condoning their behavior.

Second topic. Adam, you recently made reference to a concern with public safety. I would like to know

where that concern for public safety was when you and the fanatic four got rid of a roundabout that was rated A in safety. in safety in exchange for a signalized intersection that is rated D. in safety. So, Adam either you don't really care about public safety or you only care about some people's public safety. I don't know whether you are being disingenuous, hypocritical or really deplorable in thinking some life is worth more than another. Thank you.

Mayor Borowsky: Thank you, Dan.

Vice Mayor Kwasman: Is that okay? Quick response.

Mayor Borowsky: You are welcome to do that. That's certainly acceptable. Do you want to wait until after or do you want to do that right now.

Vice Mayor Kwasman: It will be 15 seconds. Thank you Madam Mayor. I love being called the fantastic four. It's great and I would like to make than four. I think we should have a super seven of as many votes as possible. But I want to remind everybody here and at home, that I'm proud alongside Councilwoman Dubauskas to have been awarded the Champion of Public Safety Award by POSA, our police officers this past year and I know that there will be more Councilmembers and the Mayor will be able to receive that award as well. I'm rooting for them in the future. Thank you.

Mayor Borowsky: Thank you. All right, Jason Alexander will wrap up this public speaker section.

[Time: 00:50:42]

Jason Alexander: Thank you, Mayor. Jason Alexander, address on record. Can I get the overhead. Zoom in on my phone here. I have some stuff I would like to show. Okay. That ought to do it. Thank you.

Vice Mayor Kwasman: Point of order. I believe Mr. City Attorney, I believe that live video is we changed the procedure here, live video.

Mayor Borowsky: Jason, can you stop that for a minute? So, we can have Vice Mayor Kwasman repeat his point of order.

Vice Mayor Kwasman: Thank you Madam Mayor. I believe, Mr. Parliamentarian, that we have ceased live video as part of the Council as part of the non-agendized comments for Council meetings and while this is on the Elmo, this clearly is a way to get around the the video production that the rule change implied.

Luis Santaella: Vice Mayor and I'm sorry, Mayor and Vice Mayor, members of the Council, Vice Mayor raises an interesting question. We ceased the use of video through our own system, and you're correct in the sense we did not anticipate what Mr. Alexander is doing with the Elmo. And the we don't have a specific rule against it at this point.

Vice Mayor Kwasman: I move that, I move to overrule the parliamentarian and say that the vote that we took to change the rules implied that no video at all was part of the was what we wanted and allowing the Elmo was for static media only. And call for a vote on that.

Jason Alexander: Mr. Santaella, when that rule was passed it was specifically to prevent copyright or trademark or obscenities. None of that has happened here and with Adam objecting within 5 seconds of playing the video, he certainly has no basis to claim either of those issues.

Mayor Borowsky: You know, the parliamentarian has taken his position. So, you know it doesn't have to be agendized. It's just as good as you saying it. We hear from people all the time. I don't have a problem with...

Luis Santaella: Mayor, the booth is telling us that we could be violating YouTube's rules by allowing him to play the video.

Mayor Borowsky: It's on YouTube.

[Time: 00:53:50]

Jason Alexander: This video was given to me by the person who wrote it.

Luis Santaella: We are on YouTube right now. We may be violating their rules by allowing them to play it.

Jason Alexander: It was produced under the GPL, the general public license, it's an open-source creation and I was given permission by the person who wrote it to use it.

Mayor Borowsky: Well, I will defer to Luis, he's our attorney. He's now given us legal advice, I will defer to Luis, if we need to tweak the rules, whatsoever, we can do that. Luis, can you give us a final answer on this.

Luis Santaella: So, at this point in the interest of caution, because the booth who is responsible for broadcasting this show via YouTube is telling me via the city clerk that it could violate their rules, I will ask that it not be played.

Mayor Borowsky: Okay, Jason, that's a separate issue than what Vice Mayor Kwasman brought up. Let's table it for now and you can do your research, and we can have further discussion, and you are free to come back in the event that there's a different interpretation or we can resolve that.

Jason Alexander: So, I apologize, I couldn't hear Mr. Santaella very well. Are we saying that something that was given to me by the permission and broadcast across social media, I'm not allowed to show here, even though the Council rules and proceedings done specifically mention that?

Luis Santaella: What we're saying Mr. Alexander is that we have been informed by the people that are responsible for broadcasting this on YouTube, they are concerned that by playing that, whether you have permission or not, may violate the YouTube rules. So, we don't want to risk violating those rules. So, what we're asking you to do in the interest of caution is not to play it tonight. We can research it and like the Mayor said, you can research it, and you can play it at the next Council meeting. If we determine the rules are not being violated. That's the issue, sir.

Jason Alexander: I understand that but I'm a little confused given the tight collaboration between YouTube, Facebook, Instagram, TikTok, the frequent sharing across all of these platforms how something that was created and already exists on them could be a violation of any YouTube broadcast.

Vice Mayor Kwasman: Point of order. We have a ruling by the parliamentarian.

Mayor Borowsky: And all due respect, Vice Mayor, our city attorney was having a dialogue. I don't think that's a point of order, an appropriate point of order.

Jason Alexander: I mean, Santaella, I guess I would ask, could you cite YouTube's rules so that I can research it?

Luis Santaella: You've heard me, Mr. Alexander. You heard what I said that the booth informed us and in the interest of caution, I'm asking you to hold off playing this to next time so we can be on the right page and you can be on the right page. You can say what you need to say.

Mayor Borowsky: Excuse me, Luis, you made your point. I think to Vice Mayor's point, I think we're done with this conversation. I don't think it's the end of the conversation, Jason. Let's just table it for now. Did you want to use the rest of your time?

Jason Alexander: I would love to use the rest of my time.

Mayor Borowsky: Okay. Thank you.

[Time: 00:57:09]

Jason Alexander: Thank you. I think what we're seeing here is an example of peevish, immature petulant behavior and by Mr. Kwasman and I think if Mr. Graham was here, he would be point of order, point of order, alongside Mr. Kwasman. They have done everything to stifle public comment and criticisms. I want to present the facts here. This is a self-created video that is by someone who created it themselves, created the music, created the graphics. Gave me explicit permission to do it. Has already shared this video by various social media channels, Mr. Kwasman is having a moment of fragility about accepting criticism, and certainly, we have seen that's nothing new for Adam. For him to come out five seconds into the video, make an objection on a rule that doesn't exist. There's nothing to prevent videos from being played on the overhead here. And then accept Mr. Santaella's ruling, which is actually not directed at Mr. Kwasman's point of order. While I respect Mr. Santaella's ruling, I want to show here

that Mr. Kwasman has attempted to leverage a peevish, immature complaint and sensitivity to criticism to turn this into a different issue. Mr. Kwasman, since the moment I walked in, you have been on your device.

Mr. Kwasman, now since the moment I walked it, now I have two teenaged daughters, and you seem to be texting more than they do. And whether you are texting your wife to pick up groceries, or whether you are checking your Only Fans account or whether you are placing bets, it is disrespectful to the...

Councilman Graham: Point of order. Point of order.

Vice Mayor Kwasman: He's out of control.

Councilman Graham: Madam Mayor, I would kindly ask if we can...

Mayor Borowsky: Go ahead, Councilman Graham.

Councilman Graham: Thank you Mayor. Everybody on this Council has agreed rules of procedure and that includes indecorous language. It asks that participants follow those same rules and so for the citizen to be casting such despicable aspersions to our colleague.

Mayor Borowsky: What is the point of order? Can you articulate the point of order, so we can consider it.

Councilman Graham: The point of order that we can try to enforce the rule that we all agreed on about ourselves and members of the public trying to avoid indecorous language and these speculative offensives, assertions cast against one of our leagues is one called for. So, thank you.

Mayor Borowsky: I'm not sure what the point of order exactly was, except for you were offended by his comment. With that, Jason, please continue and try to walk the line of not offending. Please.

[Time: 01:00:27]

Jason Alexander: Thank you. Getting back to my teenaged daughters and their friends, they seem to spend less time on their devices than Mr. Kwasman does and the offense is whether Mr. Kwasman is engaged in city business or personal business, it is fundamentally disrespectful and unprofessional to disregard the meeting that is taking place. It betrays the trust of the voters to sit up there and not pay complete attention to the proceedings. Mr. Kwasman this would not stand in a professional work environment. People turn their devices off. They put their devices on. Now a text comes in from a family member, that's an exception but you are not acting under exceptions, sir. You are on your device constantly every meeting and it's shameful. Thank you very much. Thank you, Mayor Borowsky.

Mayor Borowsky: Thank you. All right. That concludes the public, oh, Melissa Kemp is here. Would you like to speak?

Melissa Kemp: I would.

Mayor Borowsky: All right. Welcome.

[Time: 01:01:25]

Melissa Kemp: Thank you for that. I was running late but I'm glad to be here. Thank you for calling me out again Melissa Kemp, McCormick Ranch. Two weeks ago, I spoke about conflicts of interest. I made simple points that conflicts of interest are normal. They happen in business, they happen in families and they happen public life. There's no shame in having a conflict of interest. The only place where there's shame is if you can't manage conflict of interests. It's not what is technically legal. They are principle based. They do what a reasonable person, a careful official would do to protect the public confidence. No what is merely permissible under a narrow reading under the rule.

Consider the structure in front of us that I tried to point out last week and the defense was that the Council was asked and they said no rule was technically in violation. Well, Bob Littlefield leads TAAAZE. Councilwoman Littlefield has participated in Axon-related votes. TAAAZE is involved in advocacy and litigation related to Axon. She's term limited this year and her husband is running for her seat. Those are structural facts when household political advocacy and it intersects with your official decision-making reasonable people can see that this raises public just questions even if no rule is technically violated. We heard that the city attorney said there is not legal violation, but I just want to point out, legal clearance is a floor. Judgment is the standard. That we as citizens would expect and deserve from our Councilmembers.

Recently the city itself cited the importance of avoiding even the appearance of impropriety when evaluating a member of the Mayor's staff. That appearance was cited as reason and evidence toward dismissal. If that standard is appropriate for city staff, why on earth would a lesser standard be appropriate for elected Councilmembers. Why do we reduce the standard. Conflict of interest management is not about moving someone would vote another way because their husband tomorrow them or not too. It's about recognizing that the public interest and the public trust and the public confidence depends on avoiding situations that call into question your availability to avoid even the appearance of impropriety. Thank you for letting me speak late.

Mayor Borowsky: Thank you. No problem, Melissa. Appreciate it. All right. That concludes the public comment on non-agendized public items.

CITIZEN PETITIONS

And we are going to move right along to item number 17. Oh, citizens petitions. We do have a citizen petition and that is Mark, I just had your name. Mark Rentz, SBC Global, in case anyone is trying to reach him. We are going to direct you over here to the new podium. Thank you.

Mark Rentz: Good evening, Madam Mayor and Councilmembers and city of Scottsdale staff, my name is

Mark Renz and for the record, I am the author of the petition which I submitted last Friday. And in less than a week, I obtained 125 signatures in support of this petition. Those signatures were also handed off to your clerk. And I never encountered someone who did not support my petition.

This petition is a little more mundane topic. It's about water. And by way of qualification, I was the Director of Regulatory Affairs for the Association of California Water Agencies for more than five years. That association all the public water agencies in California which made up 90% of the water that was distributed agriculturally, residentially, et cetera, throughout the state of California.

Anyways, it's without a doubt that Scottsdale, like the rest of the southwest region is in a water drought. This one is significant. 27 years and going. The drought that we are experiencing now. Also is overly reliant on the sole source of water, and that's the Colorado River. My understanding is 70% of our water comes from the Colorado River. And the Colorado River starting all the way up in Colorado, actually Wyoming is in crisis.

The Federal Bureau of Reclamation is considering major cuts to the supply of water that moves down from Lake Powell to Lake Mead which becomes our source and many below us, source of water. They're looking at 1.48 million-acre feet just to put that in perspective, one acre foot can be the equivalent of the amount of water consumes by one to three residents but residences, depending on its location. Here I would say it's probably closer to the one than the three because of the dry desert.

Scottsdale currently has shifting gears, Scottsdale currently has a strategic water plan. They also have the knowledge and infrastructure tools and skilled staff to address this challenge.

[Time: 01:09:13]

Mayor Borowsky: Mr. Rentz, your time is up. I will give you a little bit of time to wrap up.

Mark Rentz: If I can just have one more minute at the discretion of the Mayor.

Mayor Borowsky: Sure, let's get to your request. We have the petition.

Mark Rentz: This petition requests that the Council direct the city manager and staff to continue to implement Scottsdale's previously approved water strategic plan. This requested action requests that you re-instate water conservation and operations and staff positions eliminated in the preliminary 2026-2027 capital improvements budget. And it encourages you to restore funding for some very successful one very successful project, the advanced purified recycling project and allow that to expand and to look towards funding of infrastructure improvements to increase water storage capacity at Bartlett Dam.

Sorry I went a little over time, but the issue is pretty timely and pretty significant to all of us.

Mayor Borowsky: It's a complicated topic. Thank you very much for that. And no problem at all. And so

with that, we have received the petition, and we have three action choices, action actions we can direct the city manager or charter officer to agendize the petition for further discussion, direct the city manager or other charter officers to officer to investigate the matter and prepare a written response, or take no action. Let me see if I have any questions. Councilwoman Whitehead.

[Time: 01:11:03]

Councilwoman Whitehead: Well, I guess I would like to thank the petitioner for I guess your public service in water and also for this petition. Water is something that the city is our most important obligation is to deliver water. And public discussions help public understanding and public trust with the issue.

I move to direct the city manager and other responsible charter officers to agendize so the public can hear the staff and the members of the Council discuss this issue and how we will move forward and make sure water comes out of your taps. Thank you.

Councilwoman McAllen: I will second that motion.

Mayor Borowsky: So, I would like to make an alternate motion. I think you raise excellent points and I had a discussion with the city manager very recently about scheduling, putting on the agenda and if someone else isn't going to, I will. I think we should have a more robust discussion about water and where we stand. And so, in the interest of time and not setting this for an upcoming meeting, I would like to expand what you have touched on into a work study that involves all the moving parts and components of Scottsdale's water present and future.

And so with that my alternate motion is that the city manager please direct the city direct the city manager to please respond specifically to the items raised in this petition and we can move forward with ideally getting a water meeting discussion on the Council agenda.

Councilwoman Dubauskas: Second.

Councilwoman Whitehead: So, it's a work study session? I just want to clarify.

Mayor Borowsky: We haven't gotten there. But the alternate motion discusses having the city manager respond to this petitioner on these specific issues and everybody said that I'm looking to get a work study on the agenda. So go ahead, Councilwoman Whitehead.

Councilwoman Dubauskas: Second.

Councilwoman Whitehead: I want clarification. Is this motion, number one, directing the city manager or other responsible charter officer to agendize the petition for further discussion or just not...

Mayor Borowsky: My alternate motion was number two.

Councilwoman Whitehead: Number two. I think this Council has a really whether for the right reasons or the wrong reasons, bad habit of not allowing public discussion.

Councilman Graham: Point of order. Point of order.

Councilwoman Whitehead: I I think this is a mistake.

Mayor Borowsky: Vice Mayor Kwasman.

Vice Mayor Kwasman: I know this was already seconded. We will discuss the topics and broaden then further, bigger than just what the petition is and have a more holistic approach in terms of addressing the issue at hand and it achieves all the goals of the petition and the petitioner and more so.

Mayor Borowsky: Hold on, Councilwoman Dubauskas, did you have something so say? Last word.

Councilwoman Whitehead: I want to be very clear; we are voting that we are not going to have a public discussion with a promise of perhaps a future public discussion. I want to be very clear about that.

Mayor Borowsky: Councilwoman McAllen.

[Time: 01:14:46]

Councilwoman McAllen: Thank you, Mayor. As part of number two, directing the city manager to discuss this, to make it a public forum. Maybe report back but then also bring it to a Council agenda or report by the water department so the public knows exactly where we stand because you did just rearrange the water department, some people may not be aware of that. It might be a way to inform the public of actually what you have done recently. And then we can discuss what we need to do further. I'm saying I'm encouraging the city manager to have a public meeting.

Mayor Borowsky: Okay. One step at a time. Councilwoman Dubauskas is next up to the mic and if we could keep the interruptions to keep the interruptions to a minimum, that would be helpful.

Councilwoman Dubauskas: Thank you, Madam Mayor. In the fervor of campaigning, Councilwoman Whitehead has lost the tenor of the conversation. What the Mayor has suggested is more robust than what Councilwoman white is requesting but that we have an open public meeting that discusses the items in here, as well as the discussion of water generally. So, this is going to more than satisfy the petitioner's request. And I think it's going to be very, very helpful for the community. So, I appreciate the Mayor making the suggestion.

I appreciate that Councilwoman Whitehead is very passionate about this topic but she must recognize that she's not the only person who is passionate about water in Scottsdale. And this is not a campaign issue. This is a very serious issue for every single homeowner, every single resident of the city of Scottsdale. I would urge her to set her campaign ambitions aside and to focus on what the Mayor

actually requested, which is very robust and will be wonderful for every resident. And I appreciate the city manager being open to doing this and to educating our residents. Thank you.

[Time: 01:16:49]

Mayor Borowsky: Thank you very much. Last word?

Councilwoman Whitehead: Clearly some people are thinking of politics. And Solange Whitehead is not one of them. I have spent eight years protecting your water security. The request was to agendize a public meeting for a public discussion. I respect that the Mayor is suggested or made an alternate motion that has the support of my colleagues not to have a public meeting with the possibility of a future public meeting. And I reject the suggestion that this is a more robust path. The budget is coming before us very quickly and we are not following, we are not funding the projects that are in the Council-approved strategic plan. With that I will respectfully vote against the motion presented by the Mayor. Thank you.

Mark Rentz: Madam Mayor.

Mayor Borowsky: Thank you Mr. Rentz, your time has concluded.

Mark Rentz: As the petitioner, can I ask your attorney and the city manager if I can respond to this discussion about...

Mayor Borowsky: No. The answer is no. I'm sorry. And we thank you very much for your petition. It was very well-written and very well present and the discussion has been had. And in terms of putting this on a Mayor and Council item to get this on the next agenda foreseeable agenda, I will do that on the next regular immediately. And to the point of budget discussion, I'm not sure who made that point. I think it was the city manager. This is definitely budget and some of these issues might be time sensitive. So be sooner rather than later.

Councilman Graham: Mayor?

Mayor Borowsky: I'm sorry, Councilman Graham.

Councilman Graham: May I make some comments?

Mayor Borowsky: And I didn't mean to overlook.

Councilman Graham: Because I'm not there, I can't press the request button to speak. First, I have a question for the parliamentarian. When we have citizen petitions, Luis, we're allowed to have discussions like this; is that correct?

Luis Santaella: Mayor and members of the Council, and Councilman Graham, each member of the

Council has one opportunity to speak about the petition. There are not supposed to be multiple weigh-ins. Like I said, one opportunity. That's the way it's currently agendized.

[Time: 01:19:50]

Councilman Graham: That's what, Mayor you mentioned earlier I was trying to call point of order because I was trying to uphold the rules of procedure that we agreed to. I wanted to make sure that everything was in order for the conversation. I also want to second Councilwoman Dubauskas' comments that this is a very serious conversation. This is a conversation that has real world impacts. This is a conversation that requires a serious a seriousness probably second to almost none that we do in the city except for public safety. And this should not be a flippant campaign season type decision. And I see Vice Mayor Kwasman nodding his head and I agree with the Mayor and I agree with Councilwoman Littlefield that we should have a discussion about this, broader. And in a timely fashion.

The one thing else that I want to point out to my colleagues is Councilwoman Whitehead made several references and she's been doing this recently where she's referring to the strategic water plan. That's what happens with these plans this Council did not pass the water plan to my knowledge. A water plan was passed by a prior Council and everything that she says is seen through the prism passed by a prior Council, but a past one. She's using it against you. I'm just thinking extemporaneously that maybe we need to look at that water plan. We need to get serious about our water security, our water portfolio and that is also relevant to the domains. And for her to keep weaponizing the water plan against her colleagues, I think it feels improper. With that, I will be voting for the alternate motion. Thank you.

Mayor Borowsky: With that we conclude and please indicate your vote.

Councilman Graham: Aye.

Mayor Borowsky: Has everyone voted. I don't see Councilwoman Whitehead up there. I think you're broke. She's a no. All right. Now that concludes our agenda items.

WORK STUDY

[Time: 01:22:28]

We have a Work Study Session which allows a less formal setting for Mayor and Council to discuss specific topics for Council and staff, and staff to receive direction. We received how many, and no public comment speakers, right? No? Is that a yes? No? All right it's a no.

Ben Lane: No comments.

Mayor Borowsky: All right. And therefore, I'm going to invite, let's see who is going to speak on the city boards. That's you, Ben Lane, right?

Ben Lane: Yes, thank you Mayor, I will kick it off. I think Luis and Greg might join in.

Mayor Borowsky: Okay. And this topic involves city boards and commissions processes and city code sections. Go right ahead.

[Time: 01:23:30]

Ben Lane: Thank you, Mayor. Mayor and members of the Council, tonight we're seeking feedback on some of our policies code sections and also board composition for our boards and commissions. What we're hoping to do is get specific feedback from you all on several topics hasn't then take that feedback and possibly come back at future meetings with some possible code revisions. If the Council so desires.

So, with that, the first topic that we want to discuss with you tonight is the annual report presentations. As you all may remember, last year we tried something new that I think was well received, but 18 of our boards and commissions presented over a several-month period to the Council. They basically presented highlights of their accomplishments and also current items they are working on future items. This was really an opportunity to highlight the work that our boards and commissions are doing and also to have some interaction between the boards and the Council.

So, with that, these were the 18 boards and commissions that presented to the Council. And basically, these boards fell in three major categories. We had our land use and building review bodies such as the Board of Adjustment, the Preservation Commission. We also had human and social service bodies such as the Human Services Advisory Commission and the Veterans Advisory Commission and then we had our parks and neighborhood and infrastructure bodies. So, for example, the Environmental Advisory Commission and the Parks and Recs Commission. So, 18 total boards presented to you all.

We then did have several boards that did not present and these were mainly boards that were either quasi-independent, such as the Industrial Development Authority or boards that had a personnel focus such as our Personnel Board and Judicial Appointments Advisory Board. Those boards did not present to the Council.

So just very briefly, about the timeline for this process, the presentations started in July of last year. About three boards presented to the Council at each meeting and then we wrapped up in September, at the end of September, and then as we do every year, all those reports were presented to the Council in October for their acceptance.

And so with that, what we're hoping to do is get some feedback from the Council related to the annual report presentations. And so, the first kind of bit of feedback we were hoping to get is for future presentations, whether you possibly wanted to discontinue this practice, continue it on annual basis, or possibly move it to every other year. And with that, it would be basically the nonelection years, so that would be basically an opportunity for one or more new Councilmembers to get a better understanding in their tenure or maybe some other time increment or maybe three to four years or whatever you see

fit. We were hoping for some feedback on that initially as the first talking point.

Mayor Borowsky: Councilwoman, go right ahead.

[Time: 01:26:56]

Councilwoman McAllen: Thank you, Mayor. I think it's very important with the amount of hours that our citizens, our residents put in to volunteer, that would become staff time if we had to pay them to do all the work they did, we should take the time to listen to them. Whether it's annually or biannually, maybe we do half the commissions at one point in the year and half the commissions at another point of the year. They should be able to speak to us annually about what they do on our behalf. Because we could not do it without them. Thank you.

Mayor Borowsky: Thank you, Councilwoman McAllen. I agree with what Councilwoman McAllen. I think at a minimum annually, that's helpful and maybe that's when they are developing their agenda or somewhere about that time. I don't know. Each board liaison could probably pick the right timing for the boards. Councilwoman Littlefield.

Councilwoman Littlefield: Thank you, Mayor. I think it's important that the Councilwoman McAllen. It's important that we hear what the boards and commissions are, and what their conclusions are. If we are not going to listen to them, there's no point in having them. We need to be aware of what they say and what they decide and also how they come to those conclusions. I think it's we have important to have a review what they have decided and what they have concluded in their discussions. Thank you.

Mayor Borowsky: Thank you, Councilwoman Whitehead.

Councilwoman Whitehead: I also agree. I also want to point out two different ribbon cuttings I went to two in the last couple of weeks involved the preservation of historic buildings that were set to be demolished in both cases it was our Historic Commissioners that came forward and identified them as having historic value and so these commissions are very important. I want to hear from them.

[Time: 01:29:05]

Mayor Borowsky: Thank you. Mr. Kwasman.

Vice Mayor Kwasman: I don't disagree with my colleagues at all. I believe we should change the annual nature of it. Just in terms of real execution, here's what I could tell you as a freshman Councilmember, it's really hard when we have these big votes and it's a late night and all of a sudden we have three hours of boards and commissions. I recommend that we do it as a special meeting twice a year, where we just start at three or 2:00 P.M., and we are able to hear from everybody and the public isn't just exhausted by the time they hear this because I agree, these are important people, they work hard, they are volunteers they are part of our citizenry. They deserve our full attention and frankly as a voting as a voting member, I'm more focused beforehand to prep for a vote that's gonna come on and I'm

exhausted to hear it. With that, I recommend we do twice a year, one in the spring, one in the fall, and just go through 18 boards, nine and nine. And we have board day.

Mayor Borowsky: I second that motion.

Councilman Graham: Mayor.

Mayor Borowsky: Oh, Councilman Graham.

[Time: 01:30:16]

Councilman Graham: Yeah, thank you Mayor, if I can chime in. So, the boards and commissions is a really it's a really big deal to me and it's a big deal to all of us, not just me. I served on three commissions myself. I served on them for over ten years. I probably served I may have served on boards and commissions more than anybody else on the Council combined. Maybe not. But because I know that I know that Maryann has served on a lot okay, that's probably not true. I want to I kind of want to set the tone for the conversation on boards and commissions because the ordinance, the city ordinance says that they serve at the pleasure of the City Council. I just want to remind my colleagues of that. And so when I was a commissioner, my goal was not to you know, you received the topics and you deliberate and you discuss them and you hear the public and it's good are to the public to be involved and good for transparency, but it's ultimately solely for the assistance of the City Council and because and the reason why is because the City Council is the only set of members accountable to the voters.

I also want to remind my colleagues they know this, but when we do city commissions because I was on three of them, even though we are getting we are getting a lot of very valuable volunteer time from our citizens and we should never take that for granted. We are very blessed with how many citizens offer to serve, and the amount of skill that they offer us and bring to the table. But we also need to remember that significant staff time does go into everything the commission does, as far as planning meetings, all the A.V., audio, coordination that goes on, meeting minutes, meeting agendas, every single meeting item has to have a presentation prepared for it, and we're also taking our the staff members that we pay, away from their jobs to do this. I want to remind we shouldn't take our commissioners for granted but we should remember the constraints that we are dealing with.

And so, every commissioner serves at our pleasure. I want to remind our colleagues because sometimes we there's confusion about what the point of commissions is. And commission is to help the members of the City Council who are accountable to the public to do their job. So, I and just to talk about this issue, personally, I think we could do it every other year for each of these. I think that would be satisfactory. Would you get a once a session type thing. I did also like Vice Mayor Kwasman's idea. Thank you, Mayor.

Mayor Borowsky: Thank you and with that, I don't see any other speakers on this motion. We have a motion to do it annual at a unique time that's not combined with the regular or special meeting. So, with that, please indicate your vote. Thank you.

Okay, proceed right along. Well, everyone's a little off tonight. Councilman Graham?

Councilman Graham: Yes.

[Time: 01:34:58]

Ben Lane: Yeah, the agenda placement. I think we have direction on that to move it to a special meeting, so we'll do that. We will go to the next slide. So, in terms of the some other things to consider are the presentation length. We did ask the boards last year to keep it around five minutes just seeing if y'all are still good with that time length or if you would like another time. And then also we have already gotten direction on the number of presentations. We will do nine. Finally, the topics. We focus on key accomplishments and current and future items. If you would like to stick with those topics or add others. Any feedback would be appreciated.

Mayor Borowsky: Thank you, Ben. I personally think that five minutes is too short. I think many of them went over five minutes any way which is probably necessary. I would be fine with ten minutes. I think that's a fair...

Councilwoman Littlefield: That's good.

Mayor Borowsky: It's an hour and a half, give or take. I mean, twice a year. Some will have less. Some will have you know. With that I will make a motion on that. Do you want us to go through all of these, the number of presentations per meeting. I think we can do two times a year.

Ben Lane: And then the presentation topics if y'all are good with those.

Mayor Borowsky: Yeah, that makes sense. So, do you need a motion for all of this? No, you got it.

Ben Lane: So, these were the and I apologize, I realize this is a little bit hard to see. These were the boards that presented. There was a request about possibly excluding the quasi-judicial boards which is the Building Advisory Board of Appeals from the process and Luis, I don't know if you want to speak a little bit more about that.

Luis Santaella: Mayor, members of the Council, the request to exclude the Board of Adjustment and BABA is they are quasi-judicial. The concern would be just simply that since they're supposed to make decisions on various things and BABA is Building Board of Appeals and BOA is Board of Adjustment. Since their decisions they are supposed to be neutral, the thought was to not have them report because it could affect their objectivity. We don't have strong feelings on it one way or the other, but that was the concern.

Mayor Borowsky: Councilwoman Dubauskas.

Councilwoman Dubauskas: Thank you, Madam Mayor. Maybe the word report should be different, but

discuss, talk about where they are at and what they are doing. Have an opportunity to tell us what they have been doing, rather than reporting. I think the sentiment that you are hearing from Council is we like to have the interaction and we would like for them to have the opportunity to tell us if they think we need to know something but also for the public to also be able to hear what is going on with the boards so that we can be a better educated community. Maybe it's a different format for the presentations and then remind us why it's a different format, please.

Mayor Borowsky: No other speakers on this one.

Ben Lane: Very good. These were the boards excluded, quasi-judicial boards such as the Industrial Development Authority or our boards that deal with personnel issues such as the Personnel Board and the Judicial Appointments Advisory Board. I will say for the Budget Review Commission, we excluded them last year because they weren't formed until 2025 but they also already present to the Council in May. So, they are already giving a presentation to the Council but if you all would like to include any of these boards in the process moving forward, that would be helpful to know.

Mayor Borowsky: Councilwoman Whitehead.

Councilwoman Whitehead: I think the Industrial Development Authority if they have any projects. I know they have been struggling for years to have projects. It's a very interesting board and the I've had a number of property owners ask me about working with the IDA to get some projects done. So, I would like to hear from that board or commission, whatever they are, authority with the others thanks.

Mayor Borowsky: I think that's a great idea. It's a little off topic. I would like to see them interact with the Economic Development Subcommittee of the Council, and food for thought I think that's a great place for them to start before they meet with the Council, but I agree with Councilwoman Whitehead on that. So that's the only one by the way, they are dormant. Councilwoman Whitehead, if they are dormant, I think they should still come and spawn some ideas.

Ben Lane: So, we will add the IDA to the presentation list as well then. Thank you.

[Time: 01:40:02]

Vice Mayor Kwasman: Madam Mayor. Can we, is there a oh, Madam Mayor. Is there a way to I think this may be something we agendaize just for Exec Session at the end of this presentation. I'm going to let that go. Withdraw my comment.

Ben Lane: So, thank you all very much on the feedback for the annual report presentations. That was extremely helpful. The next section to go over is possible code changes. And so, the first one involves the use of electronic devices. I won't read this verbatim. This is a code section that applies to our boards and commissions that basically does not allow them to utilize electronic devices from the dais. During their meetings. The Council had a similar prohibition in their Council Rules which was struck from the Council Rules in January of 2025. And so, we just wanted feedback from the Council about whether to

retain this section in the code, to possibly solidify it, repeal it, or take some type of other action.

Mayor Borowsky: I'll start. This falls squarely under the category of do as I say, not as I do. So, I think if the rules apply to us, they should apply equally to the boards and commissions. And as I stated when we took this up, I think if you if you are misbehaving on the dais, that will come it haunt you. We're responsible adults. We assume they are too. I would say, let's make, let's get rid of that. Most of us, Kathy, Councilwoman Littlefield says. No other questions on that. Does anyone have an objection to that?

Ben Lane: Okay. Thank you. The next one, this was a Mayor and Council item from Councilman Graham, related to bylaws so our current process related to bylaws is that the boards, it's in various sections in their code sections that they have the ability to achieve their own bylaws and modify those bylaws. This was a request from Councilman Graham for the Council to consider possibly having the Council approve new bylaws and also amendments to bylaws and so I wanted to get some feedback on that. Whether you would like to keep it with the with the boards and commissions or possibly have the Council approve either new bylaws and/or amended bylaws or some other action.

Mayor Borowsky: Councilwoman McAllen.

[Time: 01:43:04]

Councilwoman McAllen: Thank you Mayor. I guess my question is for the city attorney. In the past, what has been the rules for the commission and their bylaws?

Luis Santaella: So, Mayor and members of the Council, right now pretty much each commission has an ordinance section that authorizes them to pass their own bylaws. Under this proposal, if the Council decided that the Council had to authorize the bylaws, we would have to make amendments to the to the ordinance. And there are various things that the Council could do, where they propose the bylaw changes, and then the Council has to basically ratify them. The Council could keep it the same way it is now and leave the bylaw changes to each commission or board. So those are a couple of different possibilities.

Councilwoman McAllen: So, my question for you city attorney is, so we have never done this before, the City Council as a sitting body has never micromanages the commissions in this manner?

Luis Santaella: As far as I know, the Council has never required that the bylaws be approved at the Council level.

Councilwoman McAllen: Thank you.

Mayor Borowsky: Councilwoman Whitehead.

Councilwoman Whitehead: I will follow up on that. Have there been any issues ever associated with

these bylaws approved by and I also we have all I think a lot of us have served on commissions. Have there been issues caused by this practice?

Luis Santaella: I'm consulting with my colleague Mr. Lane, we're not aware of particular issues that we are dealing with currently.

Councilwoman Whitehead: So, we are fixing something that is not broken. I guess, you know, these commissions are pretty varied and there may be reasons that come up that might make these volunteer professionals want to adjust their bylaws. As long as we are not having problems, it seems like a lot of bureaucracy for no particular benefit. So yeah, okay. Thank you for the answer.

Mayor Borowsky: The city manager wants to chime in.

[Time: 01:45:27]

City Manager Greg Caton: Thank you Madam Mayor. I will just add to the discussion as referenced earlier by Councilmembers, it's really the boards and commissions that advise City Council and from my perspective, it makes sense to have modifications in bylaws roll up in the spirit of transparency to City Council, as far as a consent or something like that, we talk a lot about transparency, and I think this is a way to ensure that boards and commissions when they are making bylaw modifications that City Council is aware and a ratification, if you will. Thank you, Madam Mayor.

Mayor Borowsky: Thank you, Councilwoman Littlefield and then I have a question about what you just said.

Councilwoman Littlefield: Yeah, I'm looking at this, and I thought about it quite a bit. It seems to me if it's not broken, we shouldn't fix it. I think I would leave it as now until a problem occurs that we need to look at and to fix. As far as I know, boards and commissions are doing just fine. They are doing exactly what they are supposed to do and we should leave them to it. Thank you.

Mayor Borowsky: So, I just want to chime in on the comments that were made and what you said, city manager. I'm really surprised we don't have a uniform template for bylaws. That seems like we should be doing. If it's not broke, why fix it? Well, it's not broke until you don't know it's broken until it's broke, right? And then what, right? And I'm not it's not a solution looking for a problem. In almost every universe that's structured like this, there's a template or pretty standard bylaw structure. So, I'm super surprised that that is not the case. So, I would say where appropriate, unless there's some unique situation I can't think of a board or commission that would not benefit from the same set of bylaws that we have approved by the Council. So, unless I'm missing something. Vice Mayor Kwasman.

Vice Mayor Kwasman: No, I can't agree with you more. This is a, listen, the Council is the people. The Council is the people. We are grateful for all the volunteers to be on these commissions, but the people should make the bylaws here. Let's standardize this across the board, no surprises and if we need to change it, then we change it. And provide we could bring bylaws and standardize it that allows

temporary changes in a single meeting if necessary to provide flexibility, in case something really needs to happen. I'll give you an example. Like, for example, we have a Council rule of needing a it's not a majority vote of the not the caucus of the roll. We have a majority vote of the roll, but of the Council to pass something here. And that might not always be the case if there are members of a commission that with members falling off. And members are falling off. If they have a bylaw that says they put themselves in a situation where they can't make a vote because there's not enough members, but they can't change a bylaw because they can't make a vote because there's not enough members then they are stuck, right? So let's, I want to create an outlet for success.

I understand we want to give independence. This is not hamstringing commissions. Let's remember, we are the people, this body is the people, and the commissions are there to help us. Let's make it easy for them, provide a standardized bylaws, and give them ability and in the standardized bylaws, give them the ability to maneuver on a temporary basis to allow them to do what they need to do and then we would approve and we would approve an amendment.

With that, I move to approve the Mayor's suggestion where we standardize where the Council will standardize bylaws with appropriate with appropriate ability for the for independent amendments made by the commission to best suit them.

[Time: 01:50:12]

Mayor Borowsky: Second. I want to speak to my second for just a bit. As a side effect of this, it will probably relieve them of the obligation to even worry about it. I think that's a, you know, unforeseen benefit to this approach. Councilwoman McAllen.

Councilwoman McAllen: I just want to clarify the motion. Are you asking that the City Council make the bylaws or the city clerk along with the city attorney and we ratify what those bylaws are.

Vice Mayor Kwasman: The latter. The city clerk and the city attorney would present that to the Council, the Council would ratify it, and then those would be applied. So yeah. Sorry. Thank you for allowing me to illustrate, explain.

Mayor Borowsky: Great questions. Did you want to speak, Councilwoman Littlefield. We are ready to vote.

Councilman Graham: Wait. Mayor?

Mayor Borowsky: Yes, Councilman Graham.

Councilman Graham: I know this is up with the disabilities of not being there. I acknowledge that. Just so I can clarify the motion, because I think the Vice Mayor articulated it well. You are saying at that time city clerk would kind of look at it and then bring stuff before the Council to give a thumbs up or down?

Vice Mayor Kwasman: Madam Mayor, just to answer Councilman Graham, no, no, the city manager and the city attorney and the city clerk will present a standardized bylaws for all commissions to be ratified by us. To present for all that will apply to all commissions. If commissions suggest an amendment, those amendments can be suggested and brought forth for any rule change, like we would have a rule change for us.

[Time: 01:52:04]

Councilman Graham: Okay. So, we would approve any amendments, the City Council would ratify. Yeah, so when I brought this up, it was this is just the kind of thing that I would see an up or down vote from the Council as being perfunctory, it would be a consent agenda. Like the Mayor says, this takes burden off of the commissions and boards from doing this. The reason I brought this up is the boards and commissions serve the City Council and that body is accountable to the people. You have different rules for different commissions. Some of them have different rules for how they remove a chair. There were there was an issue in the recent past where there were only, I think, four or five members present of them and I think it was four members present, and three or four voted for something that was approved and, obviously that that doesn't comport with the way the City Council operates and so it's the kind of thing where it's just simply a standardization and taking the burden off the commissions and boards from having to find sort of MacGyver solutions to their problems. I will support the Vice Mayor's motion as I understand it.

Mayor Borowsky: Okay, thank you Councilman Graham. You cast your vote and now everyone else cast your vote. There we go. It registered. I think we have one final item on tourism, TDC.

Ben Lane: We actually have a handful of more things.

Mayor Borowsky: Oh, we do.

Ben Lane: Sorry, there we go. So, this next one, honorable Mayor and Council, it's I'm seeking initial feedback on this, basically seeking the ability to dive further into it, but it relates to something that Councilman Graham just brought up related to the affirmative vote count. So, in our Charter, basically it states that the Council for most of its motions requires four affirmative votes and there are a few that require a super majority, but for most things it requires four affirmative votes. Just as a quick example, if the Council if a member was sick on the Council for a meeting and then a member declared a conflict of interest and so the Council was down to five members, if something was I will put this in quotes, approved on a 3-2 vote, it would actually veil because the our Charter, which is our Constitution, says that it's a majority of the entire Council is required to pass something. So, it takes four affirmative votes for us to pass for the Council to pass something. There is no similar provision for all boards and commissions.

There is one board and commission I found, it's a Human Relations Commission. They actually have something in their code section that does say that it does require four affirmative votes that is required to pass that. They are the only ones I could find that have that. There might be some exceptions needed

for certain boards.

So, for example, our Planning Commission, or our planning-related boards, we want them we want all of our board members when they have a conflict to declare a conflict of interest, but it seems to happen more on the planning-related boards and so there may be instances where two members on the Planning Commission declare a conflict and they're down to five members, and the item would pass on a 3-2 vote.

That might never change and so I think there might be some exceptions put in for some of our boards that are basically making recommendations to the Council to allow them to pass something with less than four members, but that would be the exception rather than the rule.

Vice Mayor Kwasman: Madam Mayor.

Mayor Borowsky: Vice Mayor?

[Time: 01:56:42]

Vice Mayor Kwasman: I think this can be put into the rule package that will be presented to the Council and with recommendations of different ordinance changes that we need to accordingly as a suite of rule changes for the boards and commissions.

Mayor Borowsky: I don't know. I think you are trying to get the answers right here. I want to speak to this real quick and hold that thought. I see what you are saying, but my concern about clanging this to the same high standard which we use here, which is good is these are volunteers that are, you know, doing business and I would hate to have a real stalling impact or chilling effect on doing anything or getting anything through. Because there is a frequency of issues. I don't know if I like this one. Does anyone want to chime in? I think we're almost done with these. We only have two more left. So, we might as well get hash 'em out.

Councilman Graham: Mayor.

Mayor Borowsky: We have someone on the board here, Councilwoman McAllen.

Councilwoman McAllen: Thank you, Mayor. I want to clarify with the city clerk and the city attorney. I understand what you are saying Mayor but I'm thinking what Ben is the city clerk is saying is that the Planning Commission would not be able to do their job if we didn't allow this rule change because a lot of them I was under the impression when you were saying, so the Planning Commission has six members, and if two of them have to recuse themselves, then and someone is absent, that only leaves three people and they wouldn't be able to take a vote or accomplish it. Is that correct or...

Ben Lane: The idea would be for most of our boards; they would need four affirmative votes. There would be a handful of boards that would be exempted, starting with some of the planning-related

boards because they seem to have recusals or conflicts more than others. They could pass sums on a 3-2 vote. But maybe not for the 'm throwing this out there, maybe not for the Veterans Advisory Commission, maybe we say, no, they need four affirmative votes to pass something or it's already in the Human Relations Commission ordinance and some of those other boards, those non-planning-related boards to have them need four affirmative votes to pass something.

[Time: 01:59:41]

Councilwoman McAllen: I understand that most of the planning commissioners are experts on anywhere field and some of them work on contracts that come before the board and that's why they have to recuse themselves and there's a higher rate of recusal. So, thank you for the clarification.

Mayor Borowsky: So maybe a compromise would be to not require the four-vote rule to apply to boards and commissions but highlight that when that information comes before the Council, how many people voted for it. I think that could be a good promise, but I'm concerned that there's probably more people that there's more times than at least on this body that all seven people are not there. So that would really cause problems, I think. But on the other hand, that would put pressure on people to show up, but I'm kind of one way or the other, I don't know. I don't know that honestly, I don't know that it really is critical to make the change, but go ahead, Councilwoman Dubauskas.

Councilwoman Dubauskas: I was going to go on with your thought that it's important that they come and provide their feedback, and then requiring four votes, like what we have. In order for something to pass and come to us, that might require them to sit down and work it out and really come to a solution that they can all get on board with. It might be an opportunity to gain greater consensus. When it comes to us and it was six people voted on this and it was a 4-2, that tells us something different, you know, or it was five people voted on it and it was a 4-1 and that tells us they really felt strongly about it. And so, it might create more opportunities for consensus building.

Mayor Borowsky: Yeah, just to parlay off of that. I could see it both ways where it could be a benefit and a hinderance, so with that, I don't know that I have a definite I think it could improve attendance, and maybe if we will require that, the next thought is that occurs to me, we require people to attend and if they are not going to, to be subject to replacement what is the number of misses?

Ben Lane: Mayor, if a board member misses three member meetings in a row or four meetings in a six-month period, that's our current policy.

Mayor Borowsky: That's pretty lenient. I don't have anything else to say, but I'm go with either way. I can both sides of it, honestly.

Vice Mayor Kwasman: Madam Mayor, how about the direction for the charter officers can we give the chance to for Luis and Ben to find a great solution and present it to us.

Mayor Borowsky: There you go.

Vice Mayor Kwasman: That's great.

Mayor Borowsky: I wish we could do that. Can we do that more? That was brilliant!

[Time: 02:02:50]

Ben Lane: Thank you for the direction. So, I believe this is the last major topic for the night and thank you for all the direction. This was a request from Councilwoman Dubauskas and I think another Councilmember may have brought this up. I apologize. But this relates to the Tourism Development Commission membership. Right now, the way the membership is laid out for the Tourism Development Commission, it's a minimum so it's seven members, four of the members are Scottsdale hoteliers and, again, for all the boards and commissions, you have to be a Scottsdale resident. But for this particular body, in addition to being a Scottsdale resident, you have to work at a Scottsdale hotel.

We do have one member that's recommended by Experience Scottsdale, to the Council, and then the balance which is two other members, from other elements of tourism industry and that's the makeup of the board right now and I want to get Council feedback on whether to keep those designations or refine them or something else. Thank you.

Mayor Borowsky: Councilwoman McAllen.

Councilwoman McAllen: Thank you Mayor. I will state for public record that I sit on the Board of Directors for Experience Scottsdale. I attend the TDC meetings. I have for over a year. The expertise that the hoteliers bring to the TDC is beyond measure. I understand that with have citizens that are interested in it. But their expertise is what we want. They are deciding almost \$1 million worth of bed taxes and greater for events that come to Scottsdale. And their expertise is beyond and at these monthly meetings I know the city manager is also on the Board of Directors on Experience Scottsdale and knows that the information that happens in these meetings is way beyond the average citizen who may be interested in tourism or have an events background. But the need for this has always been the standard from what I understand. We have not ever had residents of interest but residents that are experts and I would like to continue that we have the same standard that we have always had. Just my input. Thank you.

Mayor Borowsky: Councilwoman Whitehead.

[Time: 02:05:29]

Councilwoman Whitehead: I agree, it has been a challenge. I want hoteliers. This is a commission that does require people in the industry. The challenge has always been Scottsdale hotel which I think is more important than Scottsdale residents, but they are required to be a resident and working for a Scottsdale hotelier. Did they just say that? Sorry, it's getting late. Just remind me.

Ben Lane: Yes, Councilwoman Whitehead, they are required to be a Scottsdale resident and work at a

Scottsdale hotel.

Councilwoman Whitehead: I don't think there's a way to allow I mean, I don't know if there's flexibility there or if it makes any sense. I know that that has been the challenge, is finding a Scottsdale hotelier that also resides in Scottsdale and a lot of times what we have done is we appointed someone who already served six years. I mean that's over my years that's what I have seen. I would like to keep the hoteliers on there.

Mayor Borowsky: City attorney.

Luis Santaella: Mayor, members of Council, you could consider obviously the residency is required by the City Charter. What happens sometimes is you have someone that works at a particular hotel, they leave that job, but their expertise is certainly there within within them. So instead of requiring them to work at a particular hotel, perhaps they have the experience, the background in it, versus actually being currently employed. That's just a suggestion.

Councilwoman Whitehead: Okay. Thank you.

Mayor Borowsky: Councilwoman Dubauskas.

[Time: 02:07:02]

Councilwoman Dubauskas: Thank you, Madam Mayor. This was an issue that was brought to my attention by the past Chair of the commission. She says it's just very, very difficult to find enough hoteliers and it's been one the biggest challenges that she had as Chair. And so, her recommendation was that we consider changing not removing all hoteliers but just changing the number. So maybe it's a minimum of three and we could have one that could be a hotelier or a member of the tourism industry. Not eliminating it entirely but making it providing a little more flexibility so that if we don't have someone on deck right away, or as the city attorney suggests someone who was a hotelier, and is now working in another space within tourism, so that we still retain the expertise but we also have a little bit more flexibility so we can find more folks within the community. That was my thought.

Mayor Borowsky: Thank you, Vice Mayor Kwasman.

Vice Mayor Kwasman: Yes, this could be in the rules presented to us by the city staff and say some words suggests expertise is required in this field as Scottsdale residency and expertise could be current or former and blah, blah, blah, blah. But it could easily be part of that suite.

Mayor Borowsky: I actually think that loosening it up a little bit, because for Scottsdale hoteliers and residents of Scottsdale is like a needle in a haystack. That's a very limited criteria. I think we should loosen it up a little bit. I would love to talk to the Chair of the T.D.C., that's current and also Experience Scottsdale while you bring the rule changes back to us. That would be my direction. I think I agree with that, that we should loosen it up a little bit. Councilwoman Littlefield.

Councilwoman Littlefield: Thank you, Mayor. Yeah, I agree with the Council comments that have been made here. I think we need to loosen it up. I think Councilwoman Dubauskas and has the right idea; it could be past or present experience in this area. I think we need experienced people on this commission, but I think it doesn't have to be this tight. Loosening it up will be much better and give us more variety and more options in our selections. Thank you.

Councilman Graham: Mayor.

Mayor Borowsky: I'm sorry, Councilman Graham, if I may say one more word. And we all know we are the ones that approve them. So, you know, we get to interview them and it's helpful if we can have more options too. Go ahead, Councilman Graham.

[Time: 02:10:01]

Councilman Graham: Just for clarify, tonight is a work study where we are kind of giving head nods, but we will bring it back for a final vote.

Mayor Borowsky: Based on our direction in this work study, we are going to get a draft of revisions or no revisions.

Councilman Graham: Okay. Can someone bring back up on the screen this subject matter that we are discussing. The membership shall consist of representatives of four Scottsdale hoteliers, one member of the SCCVB. Yeah. So, this is extremely restrictive. Like the Mayor said and Councilwoman Dubauskas and Littlefield and Kwasman said, it's finding welcome residents would are active hotel years is very difficult. You could just be instead of four Scottsdale hoteliers, I mean, it can just be again, I agree with my colleagues. Let's loosen it up. Let's be more flexibility. So, thank you.

Mayor Borowsky: Thank you. That concludes our Council comments. Was that the last one? One more?

Ben Lane: Mayor, so that concludes the main feedback for tonight. These were just future looking items for possible future discussion. Just to see if y'all would like us to explore these things. So, the first one is if you wanted us to look at the boards and commissions to make sure that they have the right areas of expertise for their particular boards. I think there was some feedback about possibly looking at some of the planning-related boards to make sure that we had the correct number of, like, individuals with architectural background or development background and so forth, so that was one thing we were looking to do.

Also, If you want us to look at how we compare to our peer cities in terms of the total number of boards and commissions that we have, as compared to our peer cities, and then finally, if there were any if you want us to bring back more information about boards or specific member categories that are difficult to recruit. So, for example, the Building Advisory Board of Appeals, as you all know, we had a very hard time recruiting for that board. Additionally, on the Judicial Appointments Advisory Board, we have a member that's a member of the Scottsdale bar. So, you have to be a Scottsdale resident. You have to be

a member of the Arizona Bar, and then you have to be a member of the Scottsdale Bar which is completely voluntary, and it's hard to recruit for that position. So if you want us to look at stuff like that, we can do that. Thank you.

Mayor Borowsky: Vice Mayor Kwasman.

[Time: 02:13:30]

Vice Mayor Kwasman: I think that's great. 100% for it, bring it back to us. There are many attorneys that I know in Scottsdale who should be part of the Scottsdale Bar.

Mayor Borowsky: Well, they should be.

Vice Mayor Kwasman: I should be. I want to apologize to the Scottsdale Bar; I am not currently a member but will change that. Thank you for that expensive statement for me Madam Mayor.

Mayor Borowsky: I think you should join it, I'm serious.

Vice Mayor Kwasman: I will join.

Mayor Borowsky: All right. I just want to add I want you to look at I will raise the topic, I have raised in at least a year and three months. Direct appointments. I think we should take a serious look at that, and whether or not we take a serious look, I would like to see if any of the peer cities do that. I think it would address a lot of these issues too. Thank you.

All right. I don't see any other comments. Are we done?

Councilwoman Littlefield: Move to adjourn.

COUNCILMEMBER REPORTS

Mayor Borowsky: Move to adjourn, gladly. Council Reports. Council Reports. Thank you. Thank you. All right, Councilwoman McAllen has a report.

Councilwoman McAllen: Thank you, Mayor. Sorry, everyone. This week I attended numerous activities, but the one I want to point out more than anything, is Scottsdale Leadership. The city of Scottsdale has had a long-standing relationship with Scottsdale Leadership. Scottsdale Leadership was founded by first female Mayor of Scottsdale, Sam Campagna and the city has the biggest supporter because the city is the biggest benefactor of Scottsdale Leadership.

That being said, since 2008, 83 projects they are pulled blip, projects play it forward have occurred in the city of Scottsdale which is more than 66,000 volunteer hours. That would have been costly to the city. Just this past weekend, I attended five events. I attended the Family Resource Center playground

which was the the benefactor was Paiute Neighborhood Center. These were all items that the city would have had to paid for, but the Scottsdale Leadership members have done the time and put the effort in to have these things donated. I attended the Walter Hive, which is a new photography and computer lab that costs more than almost \$100,000 that the city did not have to pay for. I attended Horse Help, where they received a new garden area which has eight tables and seating for 40, for a therapeutic horse ranch. That's in the very north part of Scottsdale.

Cattle Track, artist collective which is down the street which the city is a benefactor of toured over 1,600 residents went through the Cattle Tracks tours this past weekend. And that was all volunteers from Scottsdale Leadership and the community that ran those tours to bring people to that nonprofit in Scottsdale.

And the final one is Lexi Ranch, which is right off Cactus and 73rd Street, and that was started by a Scottsdale resident whose daughter is now an adult with a developmental disability and so it is now home to a garden for these adults with developmental disabilities. So, these five items, again I tended all of them because I'm a past alumni of the Scottsdale Leadership. I went through it in 1998. I was class 12 in the city of Scottsdale, again, paid for it. It allowed me during work hours to attend. I appreciate the city manager and your dedication to Scottsdale Leadership. I know our former Police Chief, Jeff, he was I was, I was his mentor when he went through, our current police chief went through it. Our two deputy city managers went through it. It's a valuable resource for our city and I want to give kudos to our city manager and the city of Scottsdale along with Scottsdale Leadership. Thank you for the time.

Mayor Borowsky: Thank you, Councilwoman Whitehead.

[Time: 02:18:09]

Councilwoman Whitehead: Okay, well, there's so much going on in the city. I want to thank the Veterans Commission for their Imprints of Honor event this past weekend. The best way to connect history is those who make the history with youth. That's what Imprints of Honor do. And that's one way to not repeat the worst parts of history. It included a World War II veteran, all the way up to present day. It was very nice.

Also shout out to the Parks Department, they had 130 people that did Cycle the Arts. You don't go pretty star and you go pretty slowly but you see a lot of art and it was fantastic. And then three of us attended the volunteer lunch because as most of us know, we have more volunteers than employees. As a fellow volunteer, I got to speak. And we all got to serve food because anyway, it was pretty fun. That's thanks to the Human Services for that.

Mayor Borowsky: Thank you. And finally, Councilwoman Dubauskas.

[Time: 02:19:13]

Councilwoman Dubauskas: Thank you, Madam Mayor. We had an opportunity on Saturday to highlight a

wonderful grant that the city, from Senator Carine Werner. She said she would love to reach out and help do something for the city of Scottsdale. So, the city manager and I got together, and we presented her with a variety of options and as a mom who raised kids and went to the train park. She provided a \$100,000 grant to the McCormick-Stillman Railroad Park, particularly when we were on the roundhouse project, with the splash pad, we wanted to provide some adaptive use playground equipment, but the budget just wasn't there and so Senator Warner stepped in and we have received the funds from the state. We are in the process of putting that playground together and we are expecting to have the ribbon cutting in the fall. I hope everyone has an opportunity to come join us for that ribbon cutting. Really a huge shout out to Senator Werner for that \$100,000 grant to the city of Scottsdale.

And then Councilman Littlefield and I are continuing with our office hours. Our next office hours will be on May 4th from 4 to 6 p.m., as well as May 18 from 4 to 6 p.m. We look forward to seeing you there. Thank you.

Mayor Borowsky: Thank you. And Councilwoman Littlefield.

Councilwoman Littlefield: Just to add to what Councilwoman Dubauskas just said. The office hours are here in the Kiva right downstairs in front. And you just walk in the door and sign in and come in and talk to us about something that's concerning yourself or the city of Scottsdale. Thank you.

Mayor Borowsky: Thank you. All right. Without further ado, motion to adjourn.

Vice Mayor Kwasman: So moved.

Councilwoman McAllen: Second.

Mayor Borowsky: Thank you, everybody.

ADJOURNMENT

[Time: 02:21:17]