

SCOTTSDALE CITY COUNCIL  
REGULAR MEETING MINUTES  
TUESDAY, JUNE 7, 2016



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

**CALL TO ORDER**

Mayor W.J. "Jim" Lane called to order a Regular Meeting of the Scottsdale City Council at 5:02 P.M. on Tuesday, June 7, 2016, in the City Hall Kiva.

**ROLL CALL**

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

Also Present: Acting City Manager Brian Biesemeyer, City Attorney Bruce Washburn, City Treasurer Jeff Nichols, City Auditor Sharron Walker, and City Clerk Carolyn Jagger

**PLEDGE OF ALLEGIANCE** – Cub Scout Troop 918; Cubmaster Joe Nesbitt

**INVOCATION** – Rabbi Ariel Shoshan, Avahas Torah and Chaplain for the Scottsdale Police Department

**MAYOR'S REPORT**

Mayor Lane announced that the City Auditor's Office was recently awarded a Distinguished Knighton Award for its October 2015 Scottsdale Road Improvements, Phase 1, Audit Report. He congratulated City Auditor Sharron Walker and her staff on a job well done.

**PRESENTATIONS**

- **The Spirit of Scottsdale Awards**  
**Presenter(s):** Michael Gonzalez and Joe Meli, members of the Neighborhood Advisory Commission

Neighborhood Advisory Commissioners Joe Meli, Michael Gonzalez, and William Lichtsinn presented Spirit of Scottsdale Awards.

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

## **PUBLIC COMMENT**

- Eric Williams submitted a citizen petition (attached) asking the Council to consider passing an ordinance prohibiting the use of a wireless, handheld device, while driving, and making such law a primary enforcement law.
- Ann Morton and Debra Adams spoke about the Scottsdale Museum of Contemporary Art's Peacemakers Project.
- Paul Hughes asked the Council to agendaize a discussion regarding dogs at large.
- Mark Stuart spoke about transparency.

## **MINUTES**

Request: Approve the Special Meeting Minutes of May 3, 2016; 4:00 P.M. Special Meeting Minutes of May 10, 2016; 4:30 P.M. Special Meeting Minutes of May 10, 2016; Regular Meeting Minutes of May 3, 2016; Regular Meeting Minutes of May 17, 2016; Work Study Session Minutes of May 10, 2016; and Executive Session Minutes of May 10, 2016.

## **MOTION AND VOTE – MINUTES**

Councilmember Korte made a motion to approve the Special Meeting Minutes of May 3, 2016; 4:00 P.M. Special Meeting Minutes of May 10, 2016; 4:30 P.M. Special Meeting Minutes of May 10, 2016; Regular Meeting Minutes of May 3, 2016; Regular Meeting Minutes of May 17, 2016; Work Study Session Minutes of May 10, 2016; and Executive Session Minutes of May 10, 2016. Councilman Phillips seconded the motion, which carried 7/0.

## **CONSENT AGENDA**

- 1. Bourbon and Bones Liquor License (36-LL-2016)**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for a new location and owner.  
**Location:** 4200 N. Scottsdale Road  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
- 2. Superpumper No. 4 Liquor License (37-LL-2016)**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 10 (beer and wine store) State liquor license for an existing location with a new owner.  
**Location:** 8990 E. Shea Boulevard  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
- 3. Superpumper No. 6 Liquor License (38-LL-2016)**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 10 (beer and wine store) State liquor license for an existing location with a new owner.  
**Location:** 15752 N. Frank Lloyd Wright Boulevard  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)

- 4. Superpumper No. 11 Liquor License (39-LL-2016)**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 10 (beer and wine store) State liquor license for an existing location with a new owner.  
**Location:** 23609 N. Scottsdale Road  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
- 5. Superpumper No. 12 Liquor License (40-LL-2016)**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 10 (beer and wine store) State liquor license for an existing location with a new owner.  
**Location:** 15550 N. Thompson Peak Parkway  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
- 6. Superpumper No. 15 Liquor License (41-LL-2016)**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 10 (beer and wine store) State liquor license for an existing location with a new owner.  
**Location:** 8646 E. Frank Lloyd Wright Boulevard  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
- 7. Sonata's Restaurant Liquor License (42-LL-2016)**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.  
**Location:** 10050 N. Scottsdale Road, Suite 127  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
- 8. Gus' Pizza Lounge Liquor License (43-LL-2016)**  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an acquisition of control change for an existing Series 12 (restaurant) State liquor license.  
**Location:** 7333 E. Shoeman Lane  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
- 9. Collins Residence GLO Abandonment (5-AB-2015)**  
**Request:** Adopt **Resolution No. 10440** authorizing the abandonment of:

  1. The eastern 13 feet of the eastern 33-foot General Land Office Patent (GLO) easement located along the N. 79<sup>th</sup> Street alignment, and the northern 33 feet of the northern 33-foot GLO easement located along the E. Nimitz Road alignment, adjacent to Parcel No. 212-21-037, located at 27617 N. 79<sup>th</sup> Street, with Single-Family Residential District, Environmentally Sensitive Lands, Foothills Overlay (R1-70 ESL FO) zoning.

2. The 33-foot GLO easements located along the northern and western boundaries of Parcel No. 212-21-036, except the northern 20-foot by 25-foot portion (adjacent to the N. 79<sup>th</sup> Street and E. Nimitz Road intersection alignment) of these subject 33-foot GLO easements, adjacent to 7903 E. Nimitz Road, with Single-Family Residential District, Environmentally Sensitive Lands, Foothill Overlay (R1-70 ESL FO) zoning.

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

**10. Finnegan Abandonment (3-AB-2016)**

**Request:** Adopt **Resolution No. 10439** authorizing the abandonment of the 33-foot General Land Office Patent easement located along the northern (E. Ironwood Drive alignment) and eastern (N. 121<sup>st</sup> Street alignment) boundaries of Parcel No. 217-32-058F with Single-Family Residential District (R1-43) zoning.

**Location:** 12062 E. Ironwood Drive

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

**11. Solid Waste Management Code Amendment**

**Request:** Adopt **Ordinance No. 4263** amending Scottsdale Revised Code, Chapter 24, Article III, Division 2, Section 24-33 (a), Commercial Refuse Roll-Off Containers, to clarify the frequency of solid waste roll-off charges.

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

**12. Fiscal Year 2015/16 Capital Improvement Plan Year-End Budget Adjustments**

**Request:** Adopt **Resolution No. 10462** authorizing FY 2015/16 capital improvement plan year-end budget adjustments.

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

**13. Paiute Neighborhood Center Hirsch Academy Revocable License Agreement**

**Request:** Adopt **Resolution No. 10429** authorizing Agreement No. 2016-055-COS with Hirsch Academy: A Challenge Foundation Academy, to use space at the Paiute Neighborhood Center to operate a public charter school.

**Staff Contact(s):** William Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)

**14. Paiute Neighborhood Center Boys and Girls Club Revocable License Agreement**

**Request:** Adopt **Resolution No. 10430** authorizing Agreement No. 2016-056-COS with the Boys and Girls Club of Greater Scottsdale to use space at the Paiute Neighborhood Center to operate before-school, after-school, and summer youth programs.

**Staff Contact(s):** William Murphy, Community Services Director, 480-312-7954, [bmurphy@scottsdaleaz.gov](mailto:bmurphy@scottsdaleaz.gov)

**15. Human Resource and Payroll Management System Contract**

**Request:** Adopt **Resolution No. 10461** authorizing Contract No. 2016-067-COS with Tyler Technologies, Inc., for a human resource and payroll management system platform and related services to enable the integrated management of payroll, benefits, and personnel data.

**Staff Contact(s):** Donna Brown, Human Resources Director, 480-312-2615, [dbrown@scottsdaleaz.gov](mailto:dbrown@scottsdaleaz.gov); Brad Hartig, Chief Information Officer, 480-312-7615, [bhartig@scottsdaleaz.gov](mailto:bhartig@scottsdaleaz.gov)

- 16. ServiceArizona Kiosk Intergovernmental Agreement**  
**Request:** Adopt **Resolution No. 10465** authorizing Agreement No. 2016-079-COS with the Arizona Department of Transportation Motor Vehicle Division (MVD) for one self-service ServiceArizona Kiosk in the City Court lobby to provide users access to MVD online services.  
**Staff Contact(s):** Joseph Olcavage, Presiding Judge, 480-312-2775, c/o [jdybas@scottsdaleaz.gov](mailto:jdybas@scottsdaleaz.gov)
- 17. Fire Department Command Officers Training Grant**  
**Request:** Adopt **Resolution No. 10456** to authorize:  
1. Acceptance of a FEMA Assistance to Firefighters Grant in the amount of \$438,140 to train Fire Department command officers.  
2. The Fire Chief, or designee, with the concurrence of the City Attorney, to execute, on behalf of the City, agreements with the grantor and each subgrantee to include all necessary instruments and supporting documents.  
3. A budget transfer in the amount of \$438,140 from the FY 2016/17 Future Grants Budget and/or Grant Contingency Budget and the creation of a new operating cost center to record the related grant activity.  
**Staff Contact(s):** Tom Shannon, Fire Chief, 480-312-1821, [tshannon@scottsdaleaz.gov](mailto:tshannon@scottsdaleaz.gov)
- 18. Proposition 202 Grant Applications**  
**Request:** Adopt **Resolution No. 10382** authorizing the Government Relations Director to submit Proposition 202 grant applications to the various local Indian Nations on behalf of City-operated programs during the period of July 1, 2016 through June 30, 2017.  
**Staff Contact(s):** Brad Lundahl, Government Relations Director, 480-312-2683, [blundahl@scottsdaleaz.gov](mailto:blundahl@scottsdaleaz.gov)
- 19. League of Arizona Cities and Towns Annual Membership Dues**  
**Request:** Adopt **Resolution No. 10369** authorizing payment of annual membership dues in the amount of \$93,295 to the League of Arizona Cities and Towns for FY 2016/17.  
**Staff Contact(s):** Brad Lundahl, Government Relations Director, 480-312-2683, [blundahl@scottsdaleaz.gov](mailto:blundahl@scottsdaleaz.gov)
- 20. Scottsdale Sister Cities Association Contract**  
**Request:** Adopt **Resolution No. 10419** authorizing Contract No. 2016-050-COS with Scottsdale Sister Cities Association, Inc., a new two-year agreement in the amount of \$30,000, for the provision of services concerning the City's relationships with its Sister Cities.  
**Staff Contact(s):** Brad Lundahl, Government Relations Director, 480-312-2683, [blundahl@scottsdaleaz.gov](mailto:blundahl@scottsdaleaz.gov)
- 21. Legal Services and Representation Contract**  
**Request:** Adopt **Resolution No. 10469** authorizing Contract No. 2016-081-COS with Engelman Berger, P.C., in the amount of \$35,875, for continued legal representation in the Gila River General Stream Adjudication pursuant to Intergovernmental Agreement No. 2003-145-COS-A3, a joint representation agreement with four other valley cities.  
**Staff Contact(s):** Bruce Washburn, City Attorney, 480-312-2405, [bwashburn@scottsdaleaz.gov](mailto:bwashburn@scottsdaleaz.gov)

**22. Monthly Financial Report**

**Request:** Accept the FY 2015/16 Monthly Financial Report as of March 2016.

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

**22A. 2016 Primary and General Elections**

**Request:** Adopt **Resolution No. 10498** dispensing with the City of Scottsdale's August 30, 2016 Primary/Special Election and calling a Special Election to run concurrently with the November 8, 2016 General Election.

**Staff Contact(s):** Carolyn Jagger, City Clerk, 480-312-2411, [cjagger@scottsdaleaz.gov](mailto:cjagger@scottsdaleaz.gov)

**MOTION AND VOTE – CONSENT AGENDA**

Councilwoman Klapp made a motion to approve Consent Agenda Items 1 through 22A. Councilmember Korte seconded the motion, which carried 7/0.

**REGULAR AGENDA**

**23. Public Hearing on the Proposed Fiscal Year 2016/17 Property Tax Levy**

**Requests:**

1. Solicit public testimony on the proposed FY 2016/17 property tax levy.
2. Approve a motion to levy the proposed property taxes, taxes to be assessed by ordinance on June 21, 2016.

**Presenter(s):** Lee Guillory, Finance Director

**Staff Contact(s):** Jeff Nichols, City Treasurer, 480-312-2364, [jenichols@scottsdaleaz.gov](mailto:jenichols@scottsdaleaz.gov)

Finance Director Lee Guillory gave a PowerPoint presentation (attached) on the proposed Fiscal Year 2016/17 property tax levy.

**MOTION AND VOTE – ITEM 23**

Councilmember Korte made a motion to levy the proposed property taxes, taxes to be assessed by ordinance on June 21, 2016. Vice Mayor Littlefield seconded the motion, which carried 7/0.

**24. Public Hearing on Proposed Fiscal Year 2016/17 Municipal Streetlight Improvement District Expenses and Property Tax Levy (by District)**

**Requests:**

1. Solicit public testimony on the proposed FY 2016/17 Streetlight Improvement District proposed expenses and tax levy.
2. Approve a motion to adopt the proposed FY 2016/17 Streetlight Improvement District tax levy, by district, to be assessed by ordinance on June 21, 2016.

**Presenter(s):** Lee Guillory, Finance Director

**Staff Contact(s):** Jeff Nichols, City Treasurer, 480-312-2364, [jenichols@scottsdaleaz.gov](mailto:jenichols@scottsdaleaz.gov)

Finance Director Lee Guillory gave a PowerPoint presentation (attached) on the proposed Fiscal Year 2016/17 Municipal Streetlight Improvement District expenses and property tax levy.

## **MOTION AND VOTE – ITEM 24**

Councilmember Korte made a motion to adopt the proposed FY 2016/17 streetlight property tax levies by ordinance on June 21, 2016. Vice Mayor Littlefield seconded the motion, which carried 7/0.

### **25. Final Public Hearing on the Fiscal Year 2016/17 Budget**

**Request:** Solicit public testimony on the FY 2016/17 Operating Budget and Capital Improvement Plan, as tentatively approved on May 17, 2016.

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

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

Budget Director Judy Doyle gave a PowerPoint presentation (attached) on the proposed Fiscal Year 2016/17 Budget and Capital Improvement Plan, as tentatively approved on May 17, 2016.

Mayor Lane opened public testimony.

Howard Myers, Scottsdale resident commented on the importance of maintaining City assets.

Mayor Lane closed public testimony.

### **26. One Scottsdale Rezoning (20-ZN-2002#3)**

**Requests:**

1. Adopt **Ordinance No. 4256** to amend the existing Planned Community District (P-C) zoning with comparable Planned Regional Center (PRC) zoning, Development Plan, and Amended Development Standards approved in Case No. 20-ZN-2002 to allow:  
1) building heights up to 90 feet; 2) 1,366 additional residential units; and 3) 1,066,145 additional square-feet of non-residential area, on a 76±-acre site located at the northeast corner of Scottsdale Road and the Loop 101 freeway.
2. Adopt **Resolution No. 10408** authorizing Development Agreement No. 2002-142-COS-A2 with RKCCLL Investments, LLC; BDCCLL Investments, LLC; CCFCLL Investments, LLC; SMCCLL Investments, LLC; and One Scottsdale Investors, LLC.
3. Adopt **Resolution No. 10409** declaring the document entitled "One Scottsdale Amended Development Plan" to be a public record.

**Location:** 19701 N. Scottsdale Road and 20001 N. Scottsdale Road

**Presenter(s):** Keith Niederer, Sr. Planner

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

Senior Planner Keith Niederer gave a PowerPoint presentation (attached) on the One Scottsdale rezoning requests.

Applicant representative Karen Taylor gave a presentation (attached) on the One Scottsdale rezoning requests.

Mayor Lane opened public testimony.

The following spoke in support of the One Scottsdale rezoning application:

- Michael Levenbaum, Scottsdale resident
- Gerald Zipp, Scottsdale resident

The following spoke in opposition to the One Scottsdale rezoning application:

- Howard Myers, Scottsdale resident
- Bob Littlefield, Scottsdale resident

Mayor Lane closed public testimony.

### **MOTION – ITEM 26**

Councilwoman Klapp made a motion to add the following three stipulations and exhibit to the development agreement:

1. Reduce the requested density from 1,366 to 900, 20% of the requested density shall be offered for-sale, and a condo plat will be required for all residential units. All requested and remaining residential units shall only be allowed within Planning Unit II, south of Legacy Drive.
2. All buildings adjacent to Scottsdale Road shall not exceed 60' to the same depth as shown by the 45' height limitation adjacent to Scottsdale Road on the Allowable Building Heights exhibit.
3. Design Quality. Surface parked, garden level type residential developments will not be allowed. Any additional residential development shall be of a quality, mass and design that is consistent with the representative images exhibit titled Residential Architectural Character supplement which shall be included within the updated One Scottsdale Master Environmental Design Concept Plan (MEDCP) for City Staff and Development Review Board (DRB) review.
4. An exhibit for allowable building heights (Schedule E).

Councilman Smith seconded the motion. No vote taken.

### **ALTERNATE MOTION AND VOTE – ITEM 26**

Councilman Smith made an alternate motion to: (1) Approve Ordinance No. 4256, Resolution No. 10408, and Resolution No. 10409, incorporating the three stipulations proposed by Councilwoman Klapp, as well as adding a stipulation regarding traffic counts; and directing staff to return with the final documents and agreement for consideration on June 21, 2016. Councilmember Korte seconded the motion, which carried 4/3, with Mayor Lane, Vice Mayor Littlefield, and Councilman Phillips dissenting.



**27. Scottsdale Executive Villas Non-Major General Plan Amendment and Rezoning (1-GP-2016 and 1-ZN-2016)**

**Requests:**

1. Adopt **Resolution No. 10438** approving a Non-Major General Plan Amendment to the Scottsdale General Plan 2001 Conceptual Land Use Map to change the land use designation from Office to Commercial on a 3±-acre site.
2. Adopt **Ordinance No. 4255** approving a Zoning District Map Amendment from Service Residential (S-R) zoning to Neighborhood Commercial (C-1) zoning on a 3±-acre site.

**Location:** 6320 and 6350 E. Thomas Road

**Presenter(s):** Brad Carr, Sr. Planner

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

Senior Planner Brad Carr gave a PowerPoint presentation (attached) on the proposed Scottsdale Executive Villas non-major general planning amendment and rezoning requests.

Applicant Representative Ben Graff gave a PowerPoint presentation (attached) on the Scottsdale Executive Villas non-major general planning amendment and rezoning requests.

Mayor Lane opened public testimony.

The following spoke in support of the Scottsdale Executive Villas requests:

- Carl Thompson, Golden Keys Homeowners Association
- Shawn Bridges, Scottsdale resident

Mayor Lane closed public testimony.

**MOTION AND VOTE – ITEM 27**

Councilmember Korte made a motion to adopt Resolution No. 10439 and adopt Ordinance No. 4255. Mayor Lane seconded the motion, which carried 7/0.

**28. Desert Discovery Center Architectural Services Contract**

**Request:** Adopt **Resolution No. 10422** authorizing Contract No. 2016-053-COS with Swaback Partners PLLC, in the amount of \$521,090 to provide architectural programming and schematic design services for the Desert Discovery Center.

**Presenter(s):** Daniel Worth, Public Works Director

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

Public Works Director Dan Worth gave a PowerPoint presentation (attached) on the proposed Desert Discovery Center architectural services contract.

Mayor Lane opened public testimony.

The following spoke in opposition to the Desert Discovery Center:

- Jerry Smilack, Scottsdale resident
- Glenn W. Smith, Scottsdale resident
- Larry Schneider, Scottsdale resident
- Mark Singer, Scottsdale business owner
- Ansa Treanor, Scottsdale resident
- Darlene Petersen, Scottsdale resident
- Jeff Schwartz, Scottsdale resident
- Thomas Diederich, Scottsdale resident
- Copper Phillips, Scottsdale resident
- Mark Stuart, Scottsdale resident
- Howard Myers, Scottsdale resident
- Susan Wheeler, Scottsdale resident
- John Stanley, Scottsdale resident
- Bob Littlefield, Scottsdale resident
- John Holmes, Scottsdale resident
- Kate Conway, Scottsdale resident
- Kathy Dreyer, Scottsdale resident
- Stephanie Brown, Scottsdale resident
- Rudy Troisi, Scottsdale resident
- George Frederick, Scottsdale resident
- Richard Breyer, Scottsdale resident
- Lynne Breyer, Scottsdale resident
- Janell Soyster, Scottsdale resident

The following spoke in support of the Desert Discovery Center:

- Ren Hirose, Tourism Development Commission
- Barney Gonzales, Scottsdale resident
- Barry Graham, Scottsdale resident
- Greg Kruzal, McDowell Sonoran Conservancy
- Debbie Shields, Scottsdale Area Association of Realtors
- Diane Veres, Scottsdale resident
- Diana Yazzie Devine, Mesa resident
- Lynne Lagarde, Phoenix, resident
- Mark Hiegel, Scottsdale Chamber of Commerce
- Joan Fudala, Scottsdale resident
- Kurt Brueckner, Scottsdale resident
- Wellington Reiter, Arizona State University
- Melinda Gulick, Scottsdale resident
- Alex McLaren, Scottsdale resident

Mayor Lane closed public testimony.

### **MOTION AND VOTE – ITEM 28**

Councilmember Korte made a motion to adopt Resolution No. 10422 authorizing Architectural Services Contract No. 2016-053-COS. Councilwoman Klapp seconded the motion, which carried 5/2, with Vice Mayor Littlefield and Councilman Phillips dissenting.

**PUBLIC COMMENT** – None

### **CITIZEN PETITIONS**

#### **29. Receipt of Citizen Petitions**

**Request:** Accept and acknowledge receipt of citizen petitions. Any member of the Council may make a motion, to be voted on by the Council, to: (1) Direct the City Manager to agendize the petition for further discussion; (2) direct the City Manager to investigate the matter and prepare a written response to the Council, with a copy to the petitioner; or (3) take no action.

**Staff Contact(s):** Carolyn Jagger, City Clerk, 480-312-2411, [cjagger@scottsdaleaz.gov](mailto:cjagger@scottsdaleaz.gov)

The Council accepted the petition submitted by Eric Williams asking the Council to consider passing an ordinance prohibiting the use of a wireless, handheld device, while driving, and making such law a primary enforcement law. No action was taken on the petition.

### **MAYOR AND COUNCIL ITEMS**

#### **MOTION NO. 1 AND VOTE – MAYOR AND COUNCIL ITEMS**

Mayor Lane made a motion to direct the City Manager to agendize for a future council meeting an initiation of the process to amend our ordinance to include higher standards for structured sober living homes that comply with state and federal laws. Councilmember Korte seconded the motion, which carried 7/0.

#### **30. Request to Agendize a Discussion on a Tax Exemption for Fine Art Sales**

**Request:** At the request of Councilman Smith, direct staff to agendize: "A discussion and possible direction to staff to initiate the process for amending our local transaction privilege tax to conform to the recently signed HB 2536 to exempt sales of works of fine art in Scottsdale when such sale is made to nonresidents of the state of Arizona for use outside the state of Arizona if the vendor ships or delivers the work of fine art to a destination outside the state."

### **MOTION AND VOTE – ITEM 30**

Councilman Smith made a motion to direct staff to agendize: "A discussion and possible direction to staff to initiate the process for amending our local transaction privilege tax to conform to the recently signed HB 2536 to exempt sales of works of fine art in Scottsdale when such sale is made to nonresidents of the state of Arizona for use outside the state of Arizona if the vendor ships or delivers the work of fine art to a destination outside the state." Councilwoman Klapp seconded the motion, which carried 7/0.

**ADJOURNMENT**

The Regular City Council Meeting adjourned at 9:36 P.M.

**SUBMITTED BY:**



Carolyn Jagger  
City Clerk

Officially approved by the City Council on

July 5, 2016

**C E R T I F I C A T E**

I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Regular Meeting of the City Council of Scottsdale, Arizona held on the 7<sup>th</sup> day of June 2016.

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

**DATED** this 5<sup>th</sup> day of July 2016.

  
\_\_\_\_\_  
Carolyn Jagger, City Clerk

# Item 23

## FY 2016/17 Property Tax Rates and Levies



City Council, June 7, 2016

### Property Taxes (\$ in millions, except rate)

Primary	GF			Total GF		Total Primary Levy	Primary Assessed Valuation	Primary Rate
	Primary Levy	Growth	2% Allowance	Primary Levy	Tort Recovery			
FY15/16	\$ 25.7	\$ 0.3	\$ -	\$ 26.0	\$ 1.3	\$ 27.3	\$ 5,161.7	\$ 0.5293
FY16/17	26.0	0.4	-	26.4	1.0	27.4 0.4%	5,398.9 4.6%	0.5071 -4.2%

Secondary	Debt Service	Use of Debt Service Reserve	Total Secondary Levy	Secondary Assessed Valuation	Secondary Rate
FY16/17	34.1	(0.5)	33.6 4.3%	5,398.9 4.6%	0.6219 -0.4%

Total		Total Levy	Total Rate
FY15/16		\$ 59.5	\$ 1.1537
FY16/17		61.0 2.5%	1.1290 -2.1%

## Action

Approve a motion to levy the proposed FY16/17 property taxes,  
taxes to be assessed by ordinance on June 21, 2016

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## Item 24

### **FY 2016/17 Streetlight Improvement District (SLID) Property Tax Levies**

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City Council, June 7, 2016

## Background

	FY 15/16	FY 16/17
Beginning Estimated Fund Balance	\$31,944	\$13,827
Plus: Street Light District Levy	578,400	601,736
Less: Estimated Streetlight Energy Costs	<576,951>	<588,270>
Ending Estimated Fund Balance	\$33,393	\$27,294

355 Streetlight Districts, approximately 33,750 properties



## Action

Approve a motion to consider adoption of the proposed Fiscal Year 2016/17 streetlight property tax levies during Council's June 21, 2016 meeting.

3

Item 25

## **FY 2016/17 Budget Final Public Hearing**

June 7, 2016 City Council Meeting

### **FY 2016/17 Final Budget**

#### **Balanced Budget**

#### **Incorporates Priorities and Policy Direction**

- No Property Tax Increase *(for the legally allowed 2%)*
- Citywide Pay Program
- Fire Compensation
- Focus on Downtown Scottsdale
- Transfer to CIP - 1.1% Food Tax for Home Consumption *(phased in over 3 years)*

## **FY 2016/17 Final Budget**

### **Adjustments from May 17, 2016 Meeting:**

- Include Police Department Positions:
  - *Part-Time Parking Control Checker (0.6 FTE)*
  - *2 Part-Time Dispatchers (1.0 FTE)*
  - *2 Part-Time Records Specialists (1.0 FTE)*
  - *Full-Time ACJIS Records Specialist (1.0 FTE)*
- Exclude the Commercial Recycling Propose Rate and Fee Changes (Revenues)

## **FY 2016/17 Final Budget**

### **Additional Adjustments Included for June 7, 2016:**

- Increased State Shared Revenue Estimates
  - *Income Tax (+\$0.5 million General Fund)*
  - *Sales Tax (+\$0.7 million General Fund)*
  - *Auto Lieu (+\$0.5 million General Fund)*
  - *HURF (+\$0.5 million Transportation Fund)*
- Reduced Tourism & Events Operating Budget
  - *Correct calculation for the 3% increase for the SCC Management Agreement (-\$0.1 million General Fund)*

## **City Council Budget Review Schedule**

### **June 7**

Special Meeting - Final Budget Adoption

### **June 21**

Public Hearing and Final Adoption of Tax Levies

**One Scottsdale Zoning Amendment**

**20-ZN-2002#3**

City Council

June 7, 2016

Coordinator: Keith Niederer

**One Scottsdale**



CONTEXT AERIAL

20-ZN-2002#3

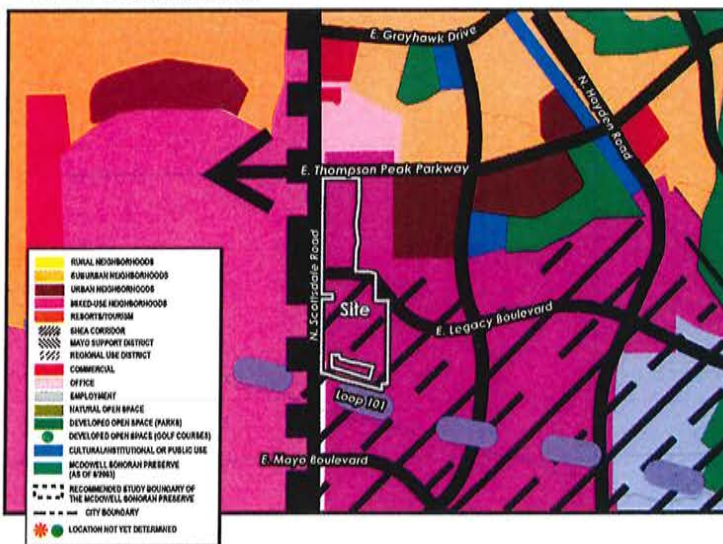
# One Scottsdale



CONTEXT DETAIL

20-ZN-2002#3

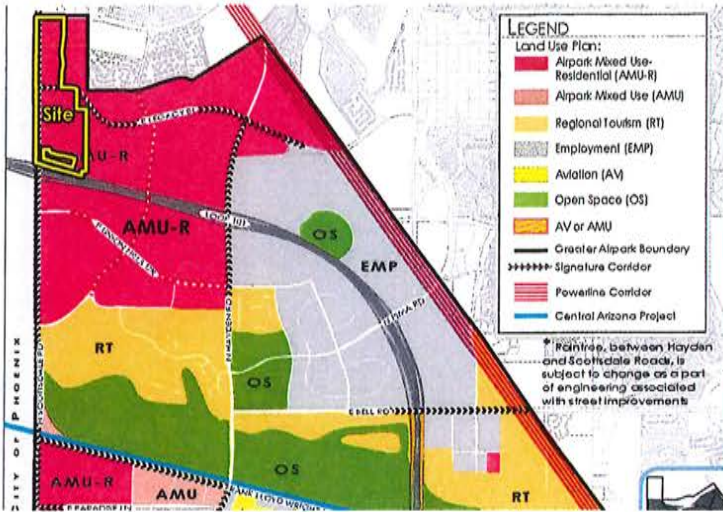
# One Scottsdale



GENERAL PLAN – LAND USE

20-ZN-2002#3

### One Scottsdale



GREATER AIRPARK

20-ZN-2002#3

### One Scottsdale



EXISTING ZONING

20-ZN-2002#3

## One Scottsdale

### History of Site

November 2002: City Council approves rezoning of property to Planned Community District on 120 acres.

Site is currently entitled for 1,100 residential units, 1.8 million square feet of commercial/office space, and 400 hotel rooms.

Building heights ranging between 36 feet and 60 feet are allowed.

Currently, 710 multi-family residential units have been built, all in Planning unit 3.

Dial/Henkel North American headquarters was built in Planning Unit 2

HISTORY

20-ZN-2002#3

## One Scottsdale

### Current Request

CATEGORY	2002 ENTITLEMENT	OVERALL TOTAL	INCREASE
RESIDENTIAL	1,100	2,466	1,366
COMMERCIAL, RETAIL, OFFICE	1,800,000 s.f.	2,866,145 s.f.	1,066,145 s.f.
HOTEL	400 ROOMS	400 ROOMS	NO CHANGE

REQUEST

20-ZN-2002#3



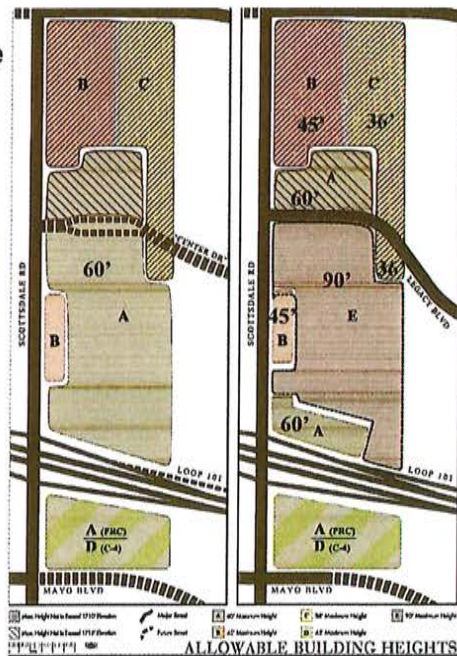
One Scottsdale



LAND USE PLAN

20-ZN-2002#3

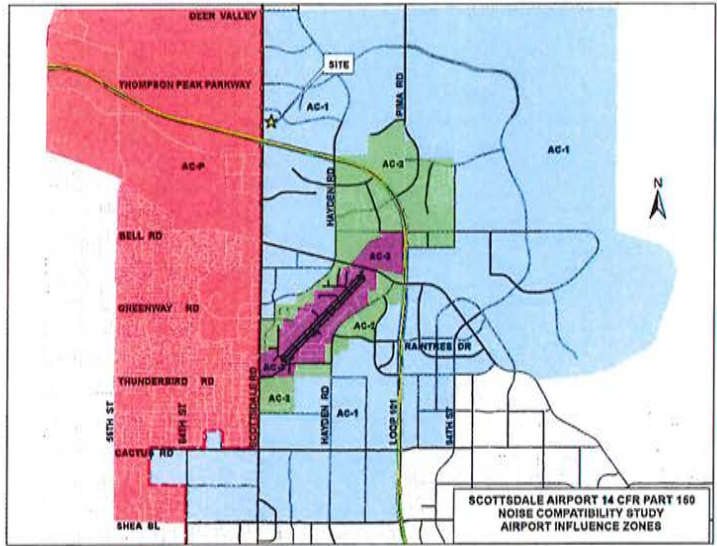
One Scottsdale



BUILDING HEIGHT EXHIBIT

20-ZN-2002#3

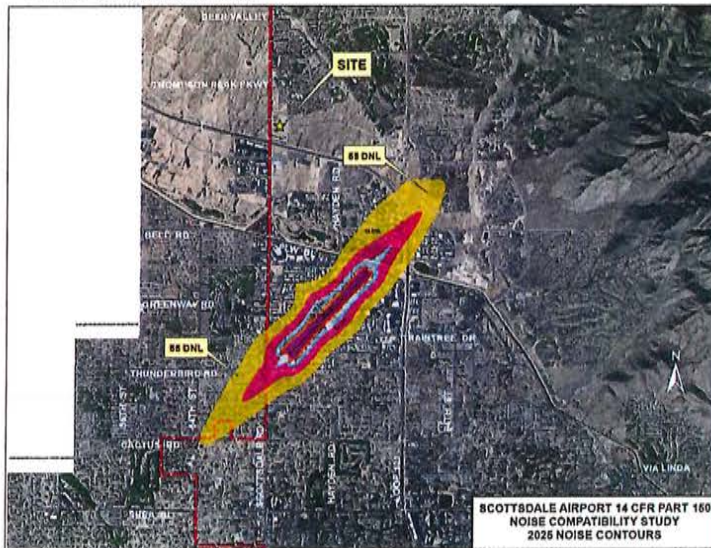
### One Scottsdale



AIRPORT INFLUENCE ZONES

20-ZN-2002#3

### One Scottsdale




AIRPORT NOISE CONTOURS

20-ZN-2002#3

**One Scottsdale**

**20-ZN-2002#3**

**APPLICANT'S PRESENTATION**




ONE SCOTTSDALE™


Amendment to the PCD-PRC Zoning District  
Case # 20-ZN-2002 #3

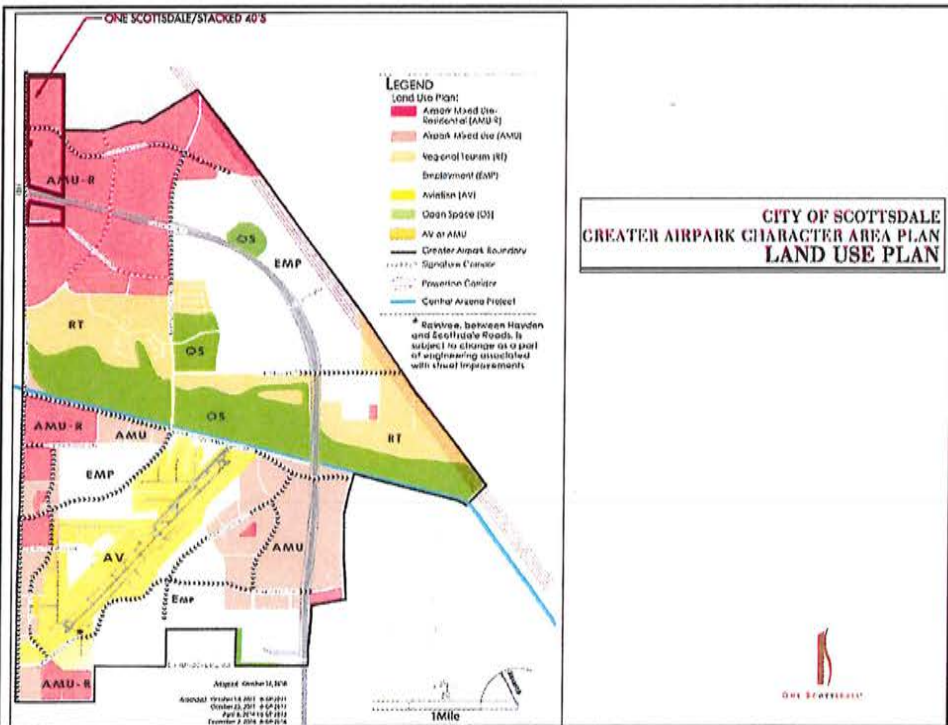
Scottsdale City Council  
June 7, 2016

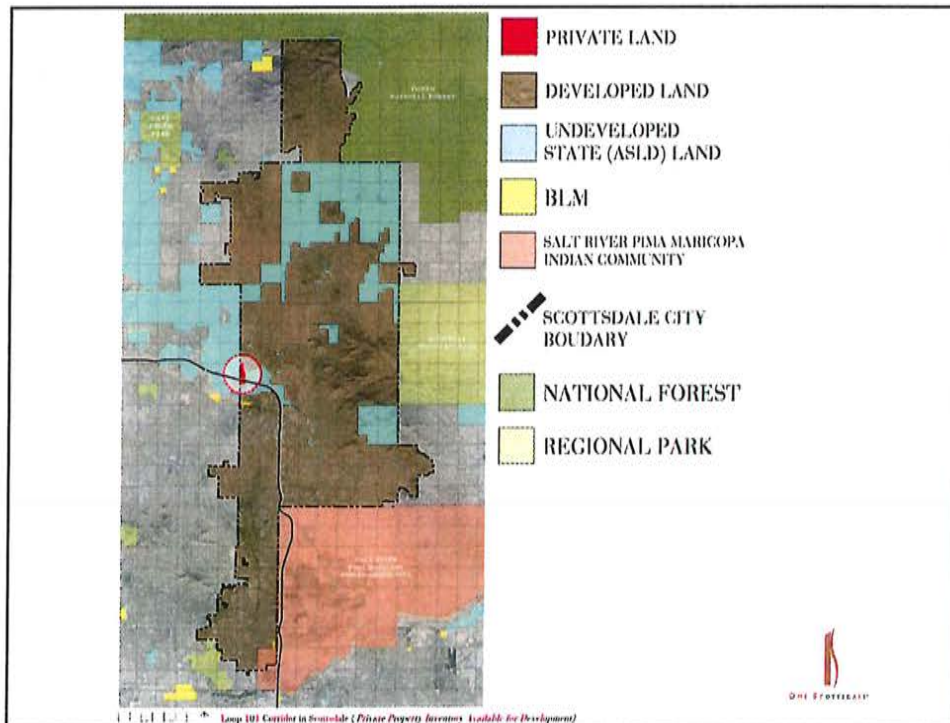
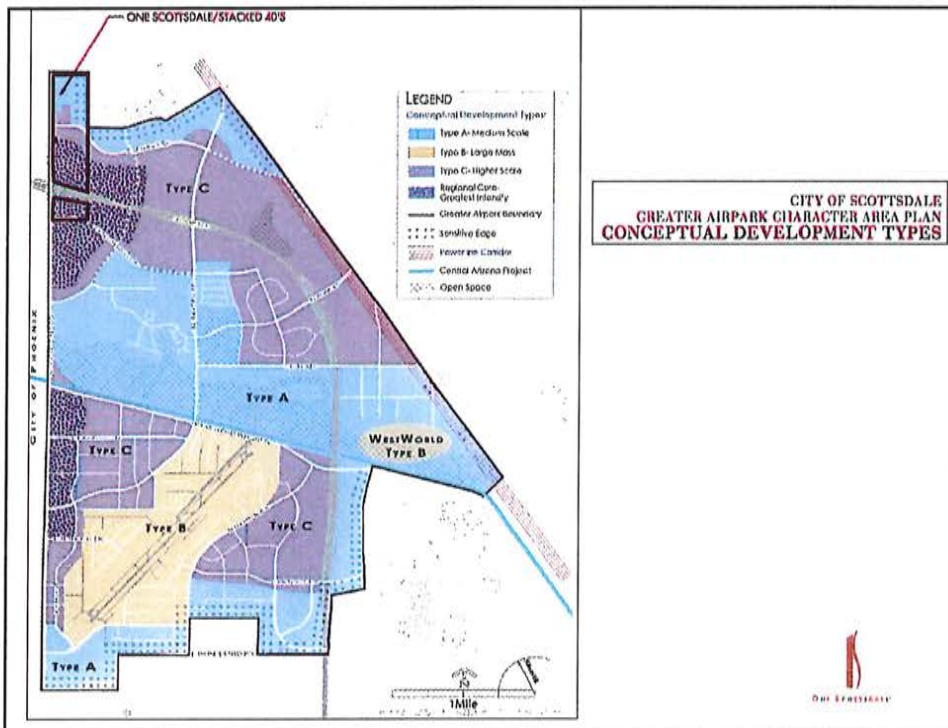
ONE SCOTTSDALE DMB

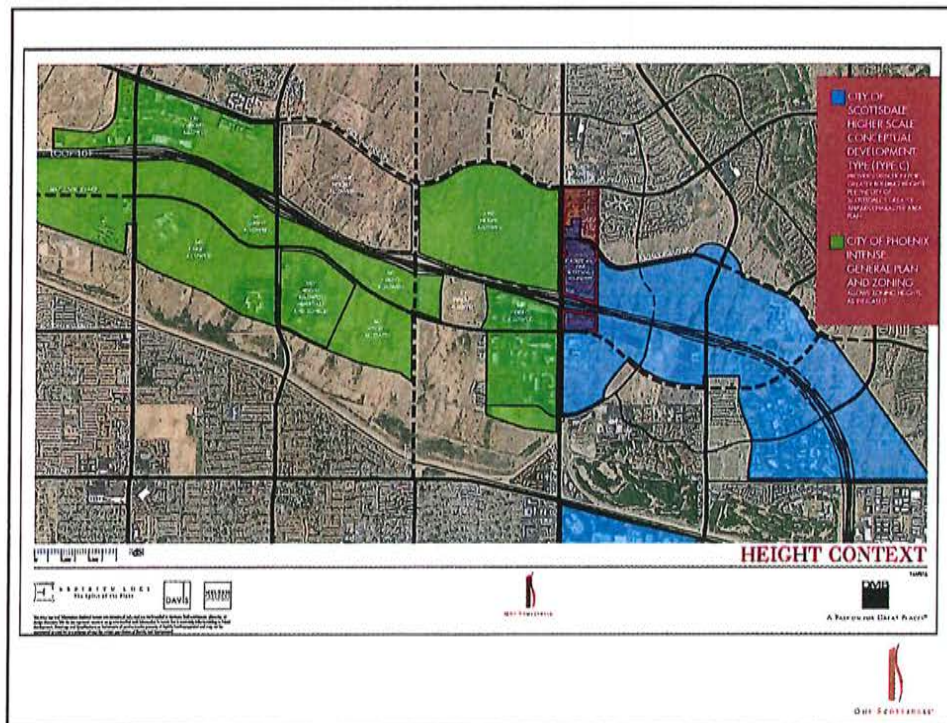
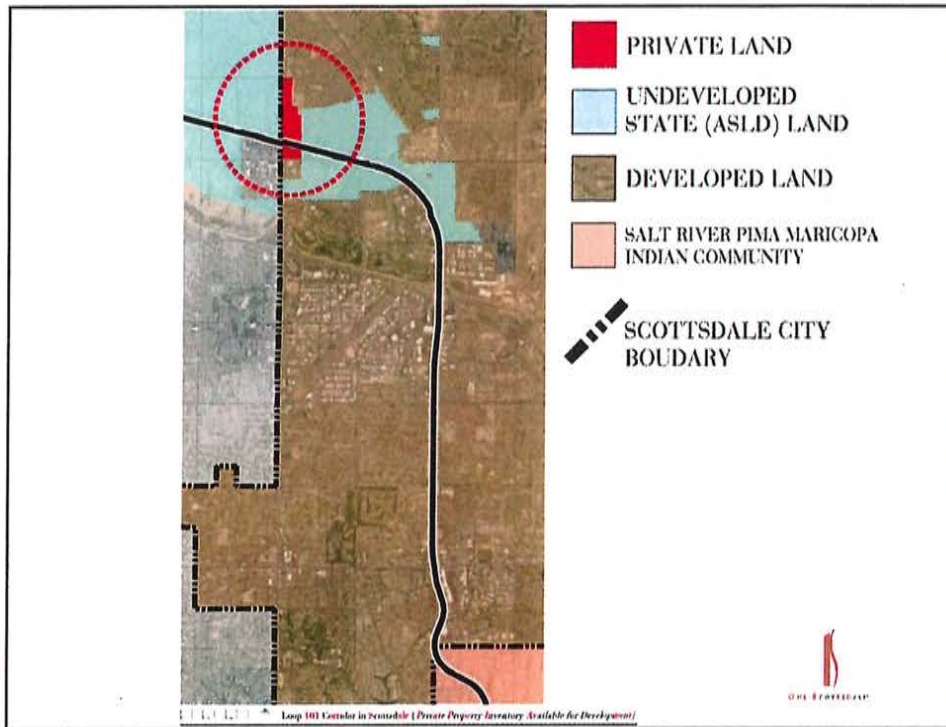


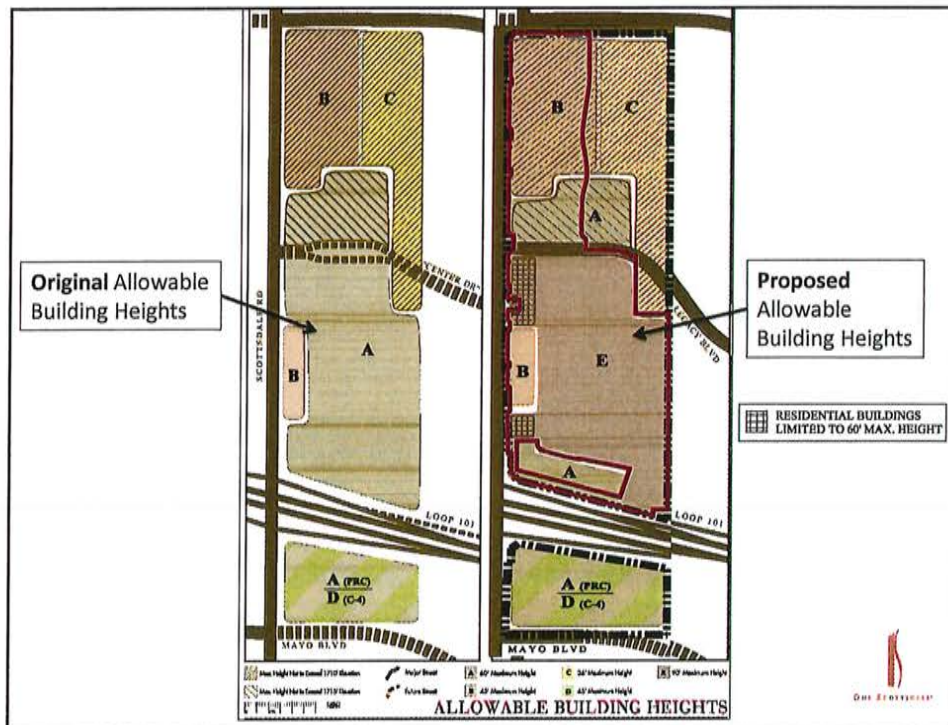
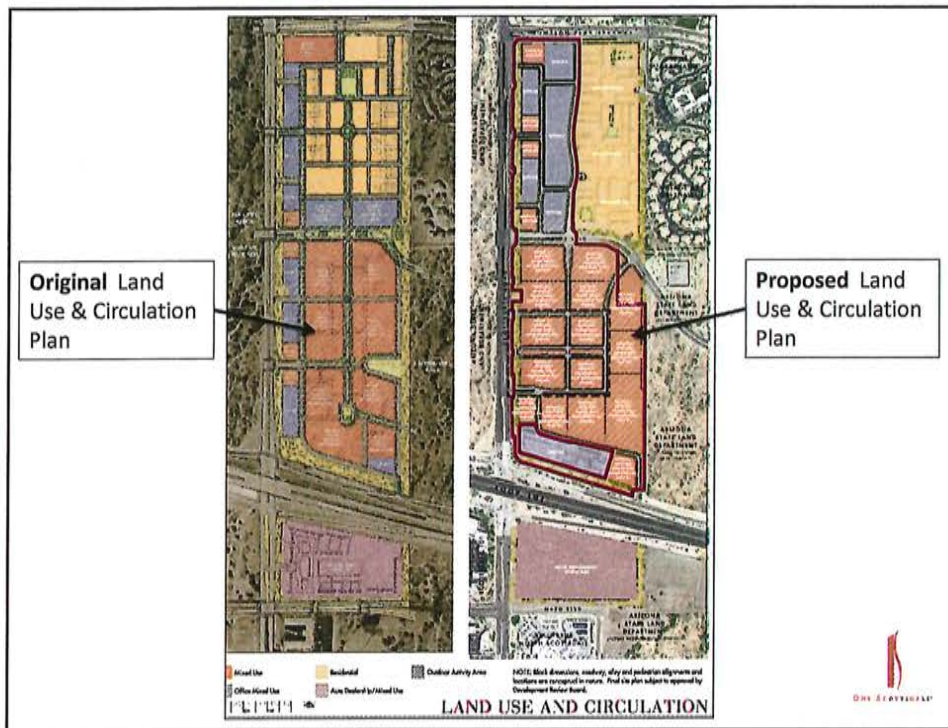
- Partnership with Marley-Corrigan Family and Macerich
- 120 acres in North Scottsdale
- Currently entitled for 1,100 residential units
- Currently entitled for 1.8 million-square-feet of commercial space, including 400 hotel rooms
- Jefferson at One Scottsdale & Jefferson on Legacy 750 luxury multi-family units (710 built)
- Dial/Henkel North American headquarters
- Located at the corner of 101 freeway and Scottsdale Road; close proximity to Scottsdale Airpark













### One Scottsdale Timeline

- **2002** – One Scottsdale (Stacked 40's) zoning case approved
- **2010** – General Plan updated with the adoption of the Greater Airpark Character Area Plan (GACAP)
  - One Scottsdale designated as Airport Mixed Use – Residential (AMU-R) and Regional Core – Greatest Intensity
- **2013** – Zoning Ordinance updated to implement goals and policies of GACAP with Planned Airpark Core Development (PCP)
  - PCP can only be used within GACAP area and allows building heights of 134 feet
- **2014** – Zoning Ordinance updated to increase building height allowances within the Planned Regional Center (PRC) zoning district to 90 feet



### Zoning Amendment Process

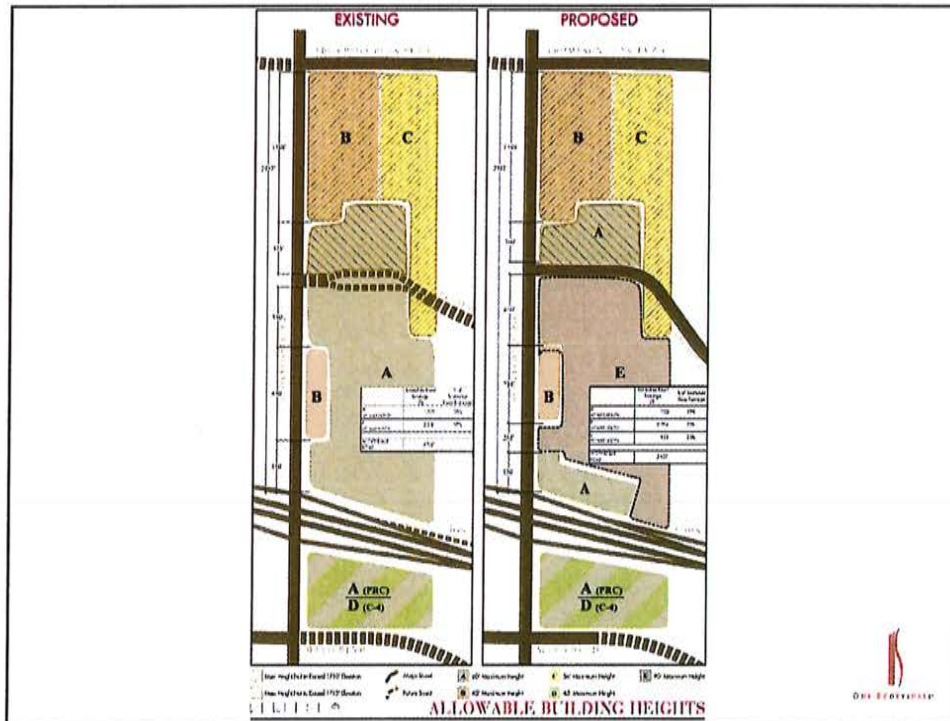
- First Open House – (Prior to case submittal) Handful of attendees; most in favor
- Constant communication with COG's – Dr. Kirtley
- Only non-support letters (5 +/- emails) were sent to the City around the first of the year because of an article in the AZ Republic promoting large scale development. Since then no new opposition.
- Daily support emails and letters arriving at the City
- Agree with City staff stipulations
- Planning Commission – Unanimous approval on their consent agenda
- Continuous communication with City Council
- Support from corporate leaders in community
- Communicated to all surrounding property owners
- Request conforms to City's Greater Airpark Character Area Plan and current height allowances in the PRC zoning district



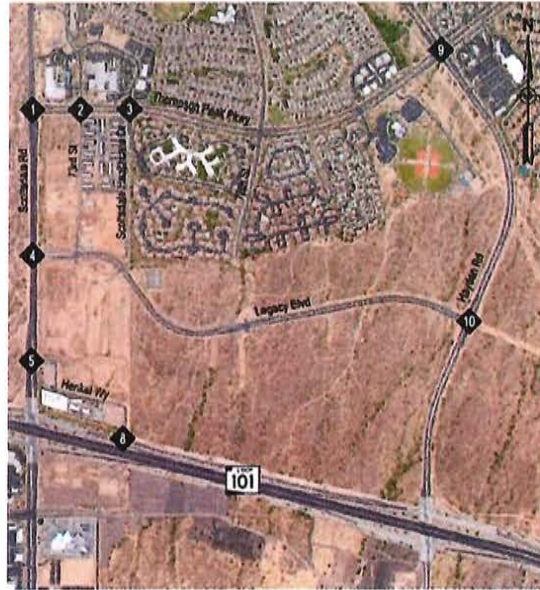


# ONE SCOTTSDALE™

Respectfully Request  
Approval  
20-ZN-2002 #3

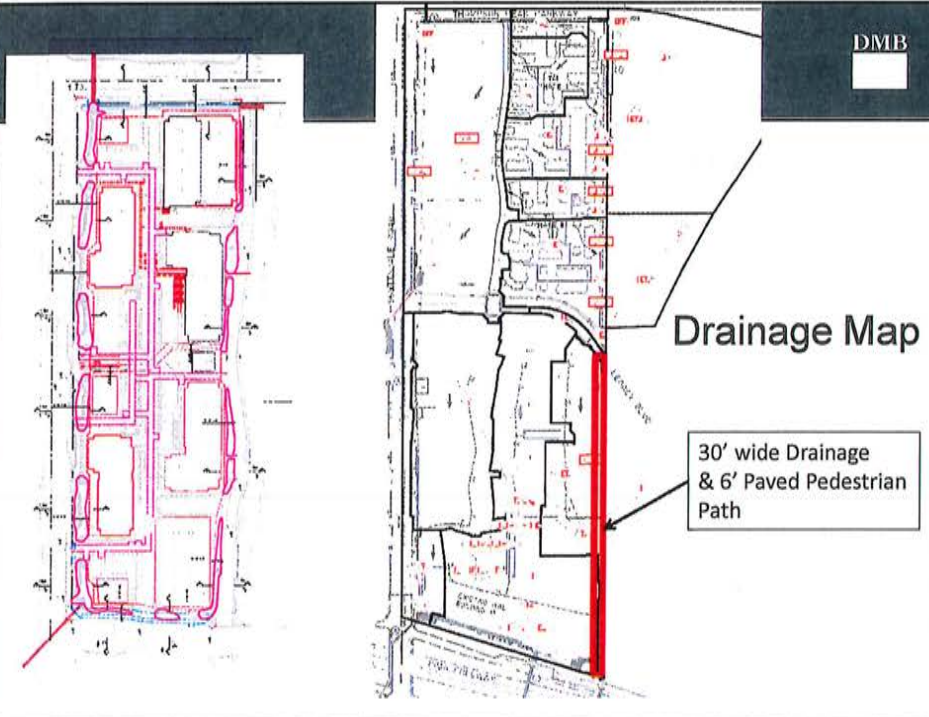


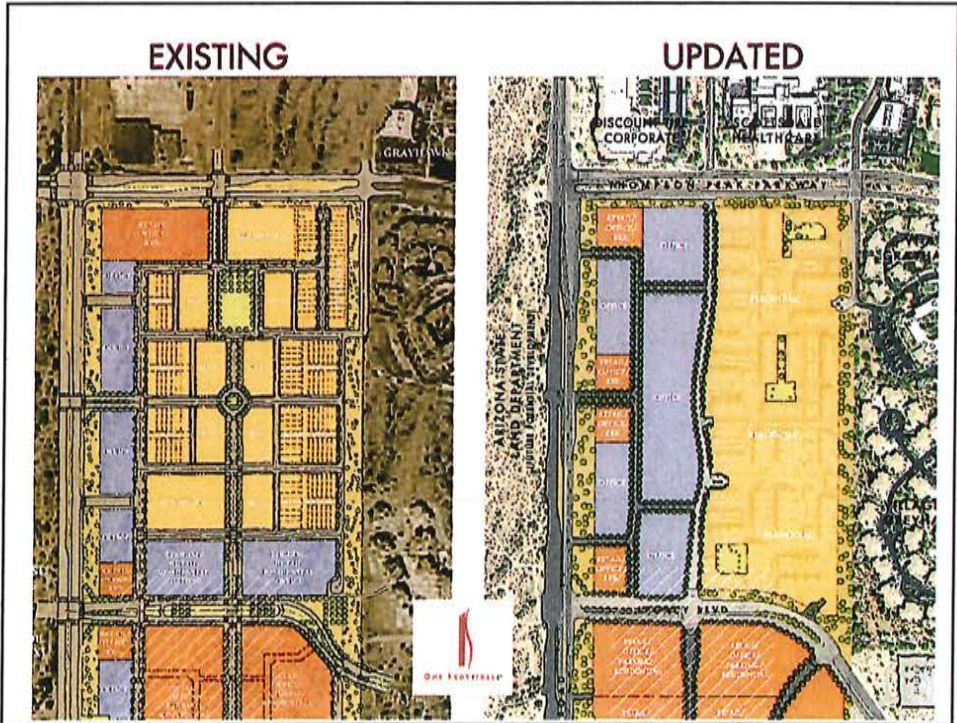
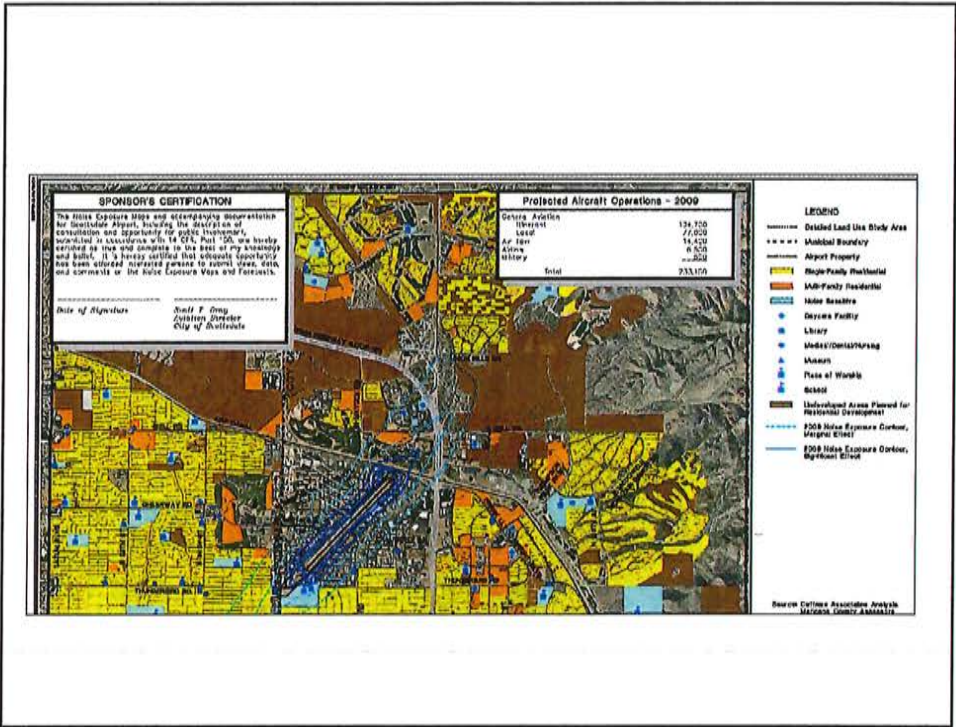
### Traffic Intersections Studied

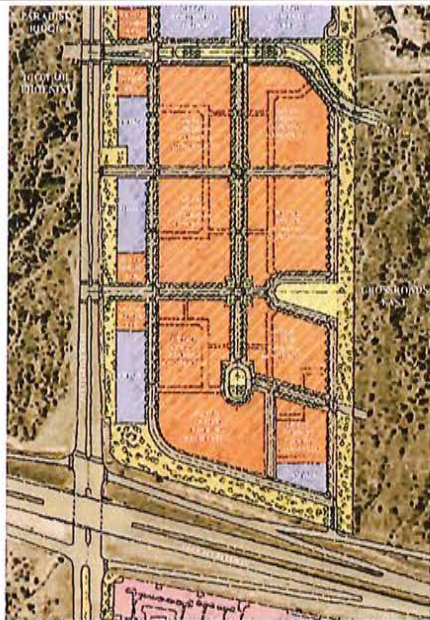


### Drainage Map

30' wide Drainage  
& 6' Paved Pedestrian  
Path



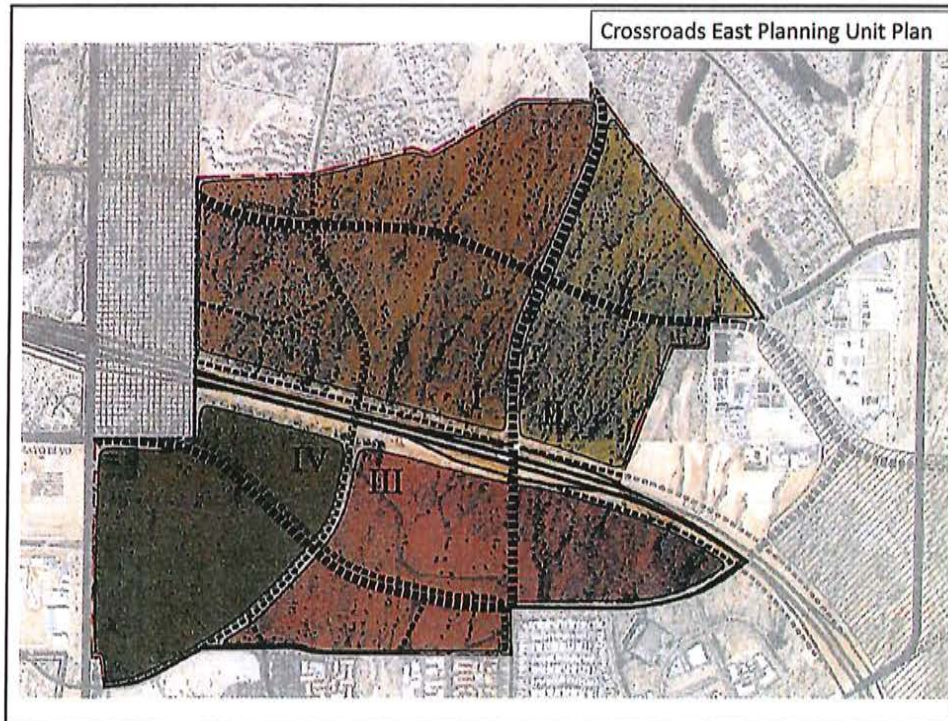




EXISTING



UPDATED





DRB Site Plan Perspective



PERSPECTIVE VIEW FROM SOUTHWEST



One Scottsdale - Phase I







**Scottsdale Executive Villas**

**1-GP-2016 & 1-ZN-2016**

June 7, 2016

Coordinator: Brad Carr, AICP, LEED-AP

**Scottsdale Executive Villas**



CONTEXT AERIAL

1-GP-2016 & 1-ZN-2016

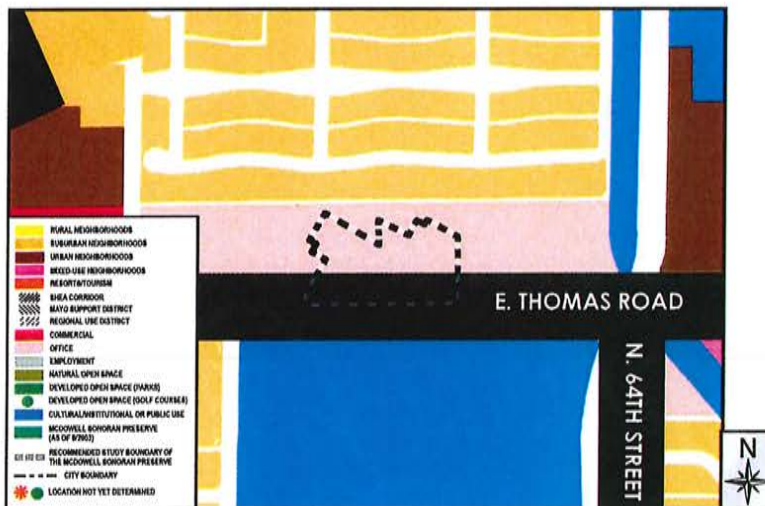
## Scottsdale Executive Villas



DETAIL AERIAL

1-GP-2016 & 1-ZN-2016

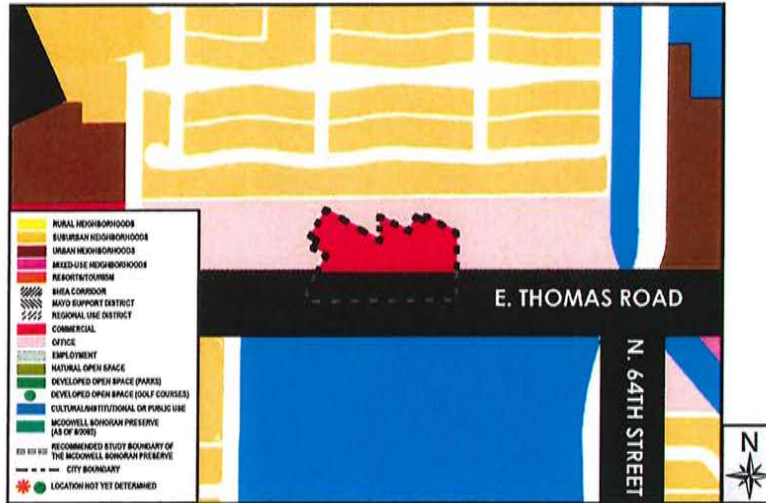
## Scottsdale Executive Villas



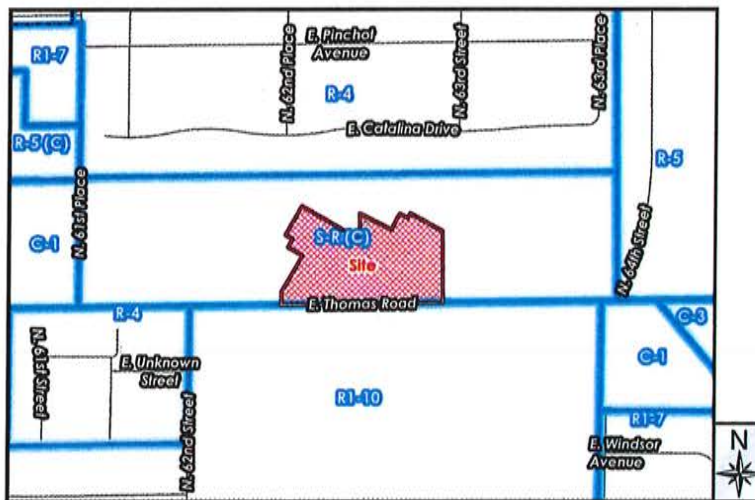
GENERAL PLAN - EXISTING

1-GP-2016

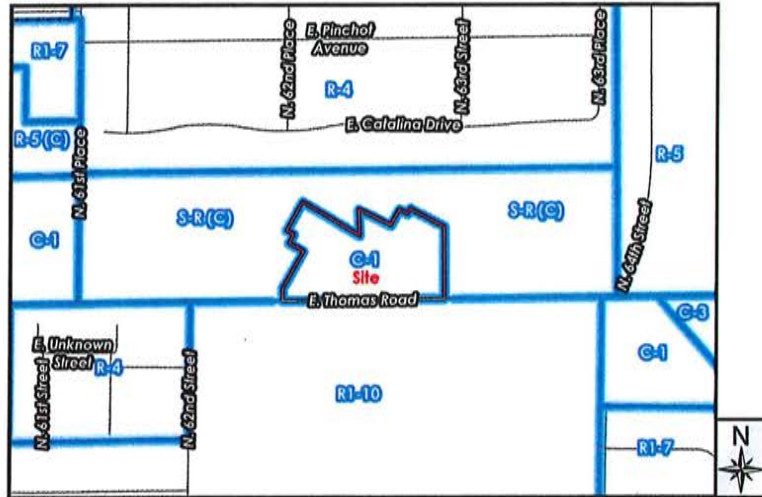
## Scottsdale Executive Villas



## Scottsdale Executive Villas



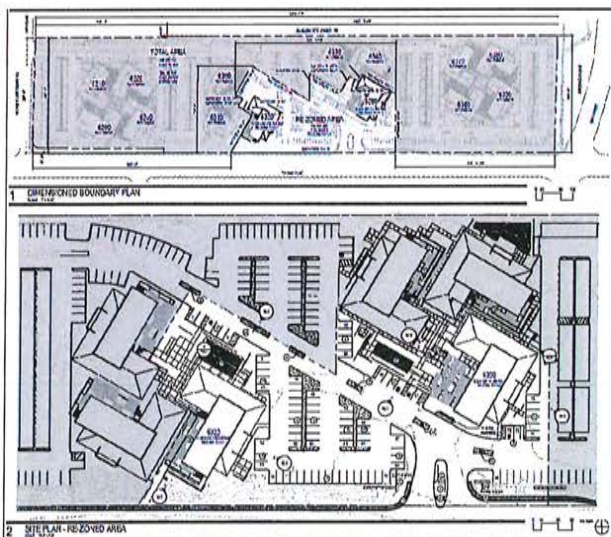
### Scottsdale Executive Villas



PROPOSED ZONING

1-ZN-2016

### Scottsdale Executive Villas



SITE PLAN

1-ZN-2016

### **Scottsdale Executive Villas**

- Existing Use: Office
- Proposed Use: Commercial space and office
- Buildings/Description: Existing buildings to be renovated
- Parcel Size: 3 +/- acres (gross) / 2.5 +/- acres (net)
- Building Height Allowed: 18 feet
- Building Height Proposed: Not to exceed 36 feet
- Parking Required: 85 spaces
- Parking Provided: 92 spaces
- Open Space Required: 14,278 square feet
- Open Space Provided: 38,739 square feet
- Floor Area: 17,773 square feet

\*\*\* Planning Commission recommended approval 7-0 on 4/20/2016. \*\*\*

**DEVELOPMENT INFORMATION**

**1-GP-2016 & 1-ZN-2016**

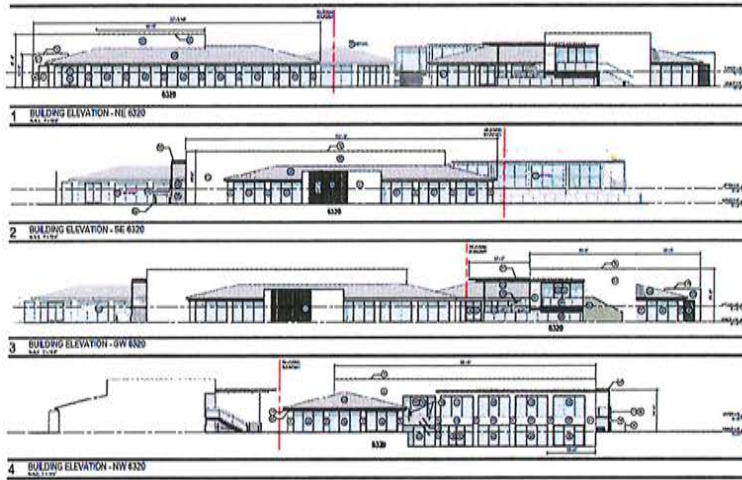
### **Scottsdale Executive Villas**

**1-GP-2016 & 1-ZN-2016**

June 7, 2016

Coordinator: Brad Carr, AICP, LEED-AP

# Scottsdale Executive Villas



CONCEPTUAL BUILDING ELEVATIONS

1-ZN-2016

Scottsdale City Council – June 6, 2016

Case No. 1-GP-2016 & 1-ZN-2016  
Northwest Corner of Thomas & 64th Street

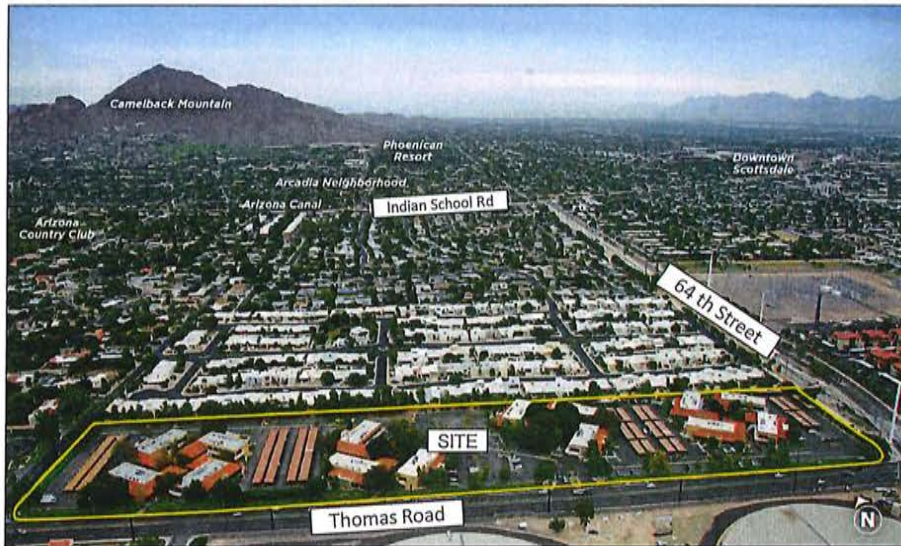
*Non-major GPA from Office to Commercial  
Rezoning Less Than 3 acres from S-R to C-1*

*SCOTTSDALE EXECUTIVE VILLAS*

Benjamin Graff  
Withey Morris, P.L.C.



Project Location



Existing Conditions



Existing Conditions



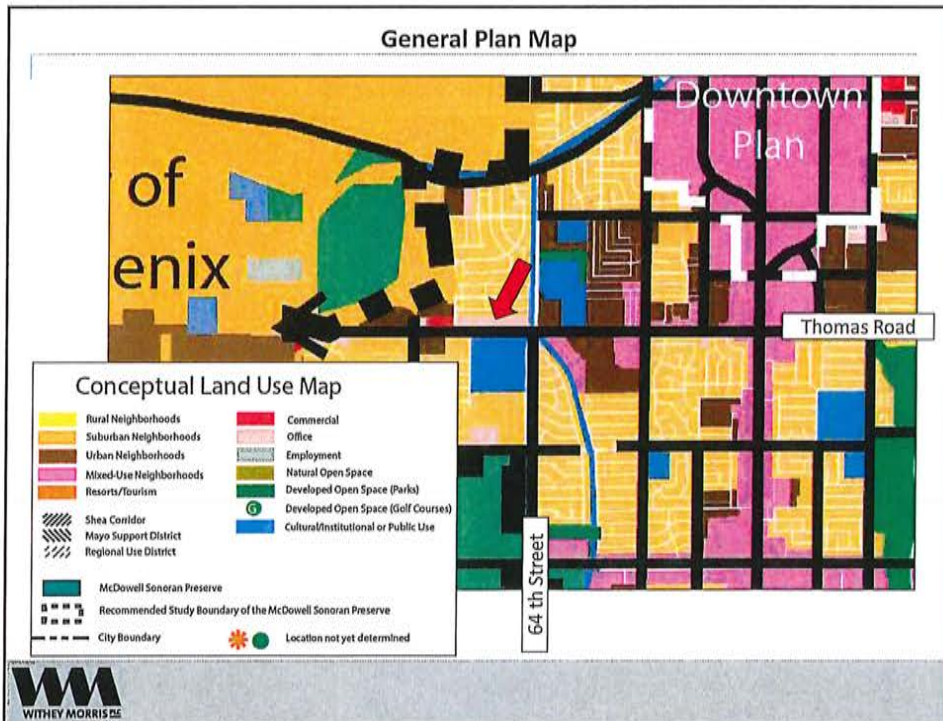
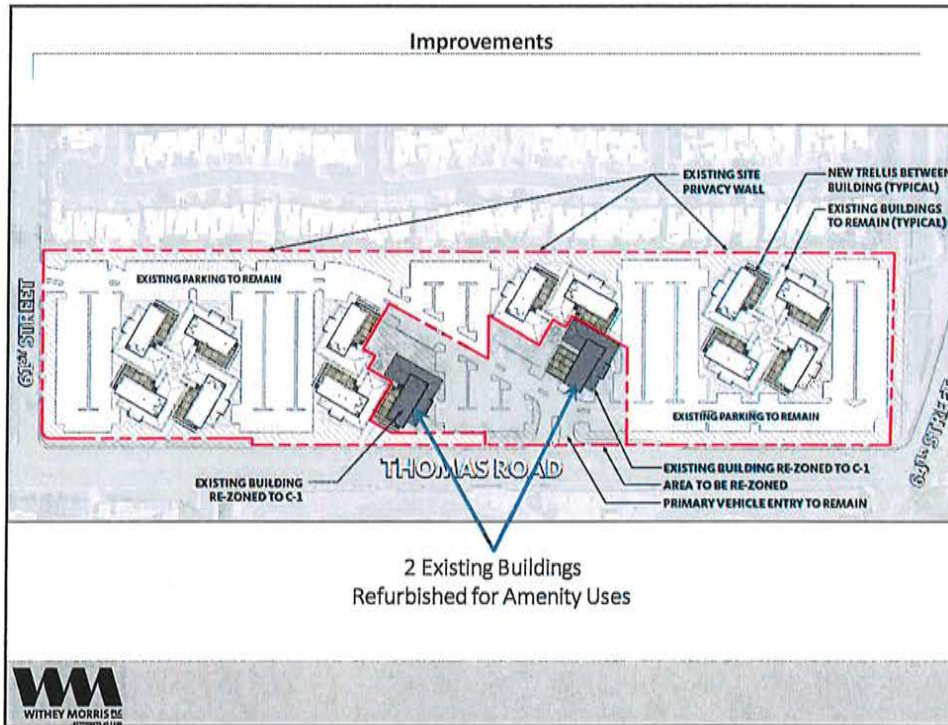


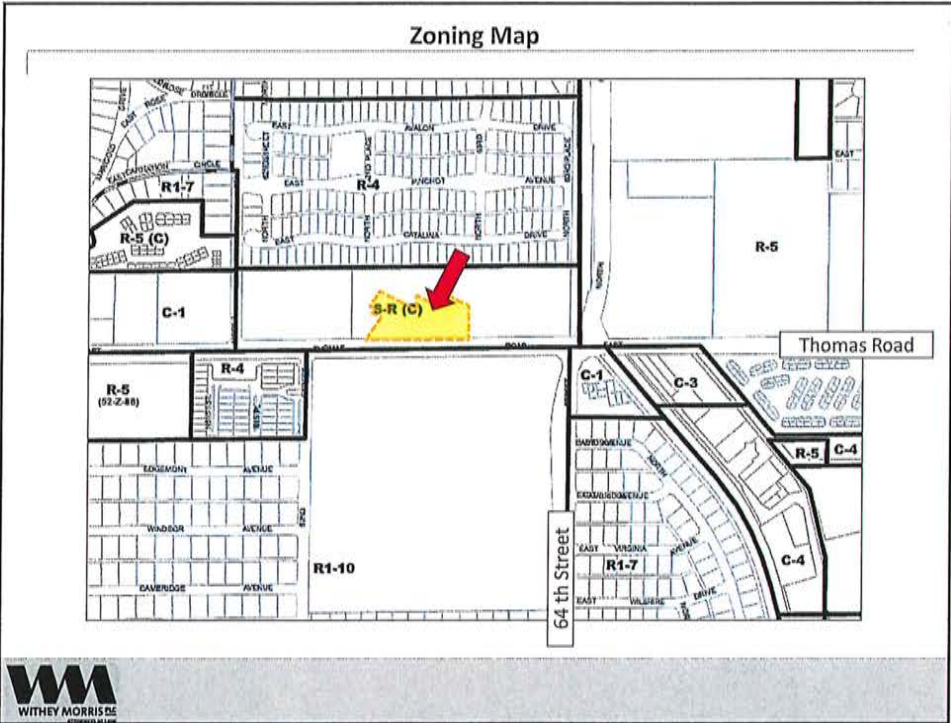
### Project Location



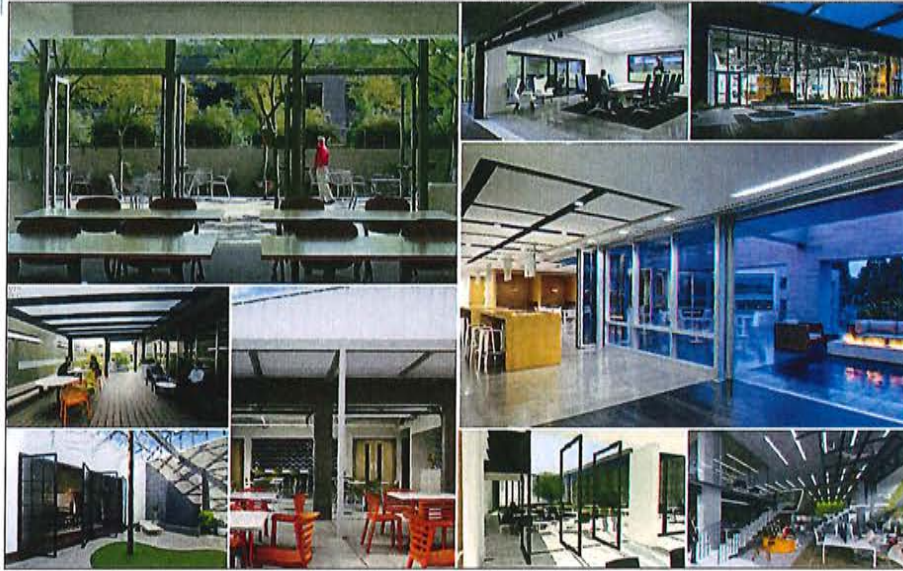
### Project Location







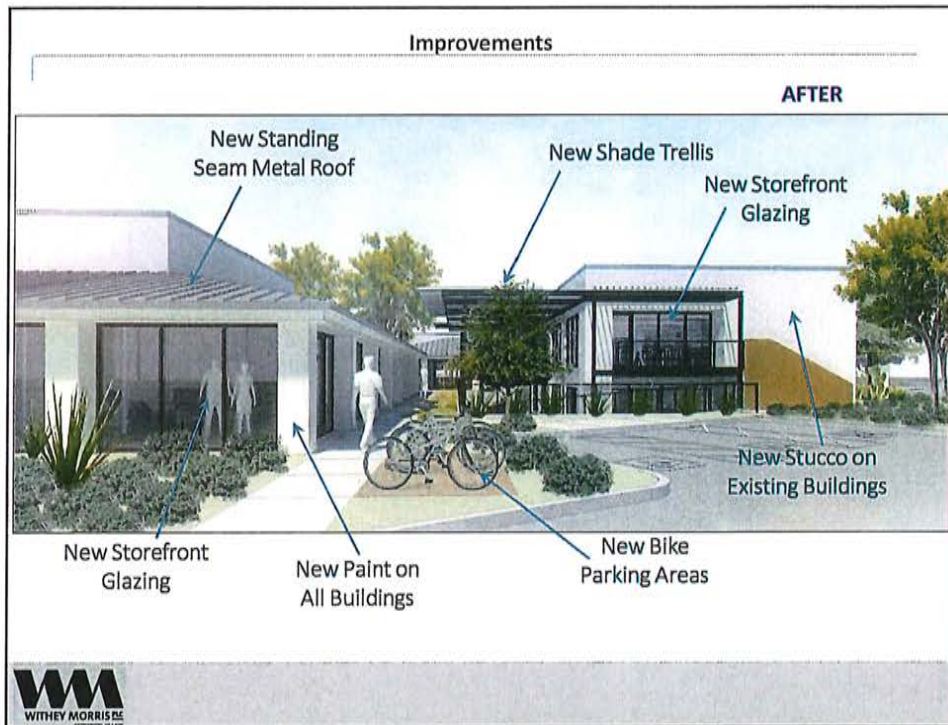
Collaborative and Creative Office Space



Existing Conditions

BEFORE





### Public Outreach

- 2015 Oct-Dec: Calls / in-person meetings with numerous surrounding residents
- 2015 Dec 15th: Present project at formal Golden Keys HOA meeting
- 2015 Dec 29th: Notification Letter to surrounding property owners and HOA's
- 2015 Dec 30th: Sign Posting on-site
- 2016 Jan: Neighborhood Open House Meeting
- 2016 Jan: Submit formal application
- 2016 Jan-Jun: Ongoing dialogue with surrounding residents
- 2016 Apr 14: On-site meeting with several Golden Keys residents
- 2016 Apr 19: 2nd Presentation at formal Golden Keys HOA
- 2016 Apr 20: Planning Commission Meeting
- **2016 June 07: City Council Hearing**



### Project Benefits

- Save, improve and maintain existing buildings
- No increase in building height, square feet, or developed area
- Better and more vested tenants. (30 days vs. 5 year leases)
- Maintain quality office tenants in Scottsdale
- 100% tenancy. Improved security and sense of community
- Positive effect of large financial investment and improvements to property
- Positive effect of quality amenity within walking distance for neighbors
- Exceed Parking Requirements
- Improved ADA access for office users



# QUESTIONS?

Benjamin Graff  
Withey Morris, P.L.C.



## Refuse Location



Refuse Location





Item 28

## **Desert Discovery Center**

**Architectural Programing & Schematic Design  
Services**



**City Council  
June 7, 2016**

## **Proposed Action**

Adopt Resolution 10422 authorizing  
Architectural Services Contract 2016-053-  
COS with Swaback Partners in the amount  
of \$521,090 to provide Architectural  
Programming and Schematic Design  
Services for the Desert Discovery Center



## Background

- January 11, 2016 - Council approved:
  - Creation of CIP project “DDC Business Plan & Feasibility Study” with \$1,696,900 budget
    - \$726,900 for contract with DDCCS
    - \$700,000 for future award of architecture contract
  - Contract with DDCCS to develop business plan
  - Initiation of amendment to existing MUMSP

3



## Anticipated Steps

Step 1: Prepare Vision and Preliminary Plan (*current work*)



Step 2: 30% Project Development (*partial*)



Step 3: 100% Project Development (*future*)



Step 4: Construction and Operation (*future*)

4



## Step 1 Schedule

- April 20 & 21, 2016: Public meetings to solicit input
- Summer 2016 – begin Programming and Schematic Design work
- Fall 2016 – public meetings
- Winter 2016/2017 – continue Schematic Design work
- Spring 2017 – additional public meetings
- Summer 2017 – Municipal Use Master Site Plan process & delivery of Business Plan and Feasibility Analysis (completion of authorized work)

## Architect Selection Process

- February 9, 2016: Issued RFQ
- March 22, 2016: Received 11 responses to RFQ
- April 15, 2016: Interviewed 4 design teams

## Proposed Action

Adopt Resolution 10422 authorizing  
Architectural Services Contract 2016-053-  
COS with Swaback Partners in the amount  
of \$521,090 to provide Architectural  
Programming and Schematic Design  
Services for the Desert Discovery Center

7



## Questions/Discussion

8

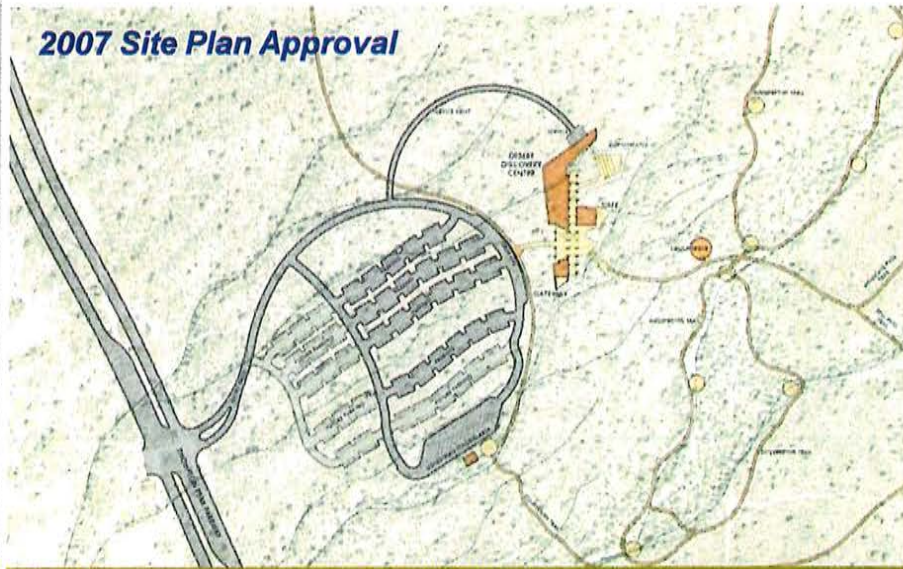


# Additional Slides

9

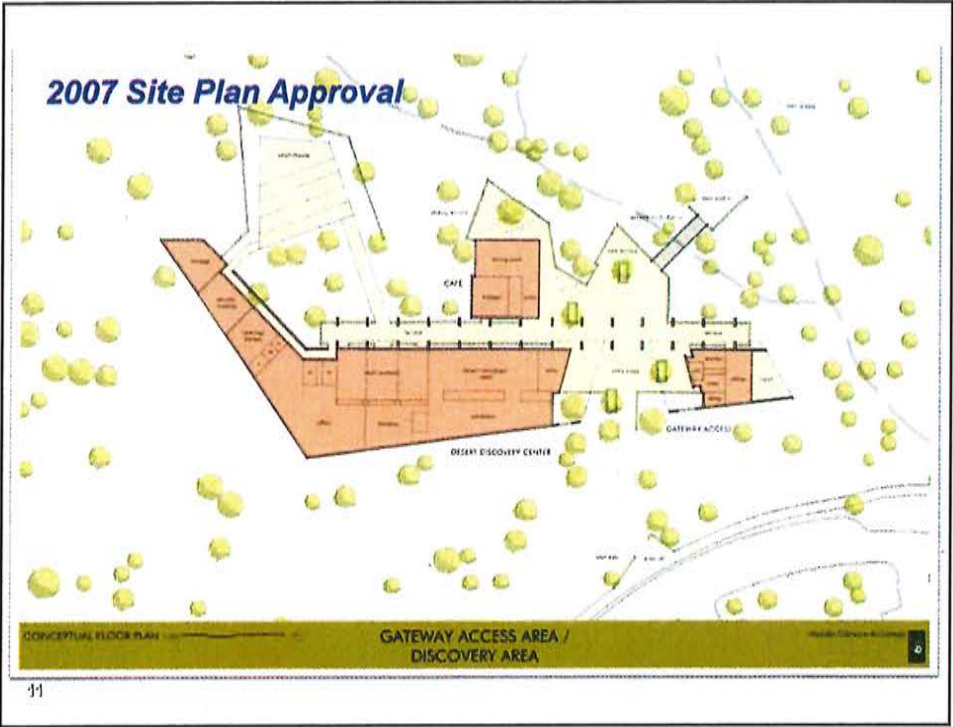


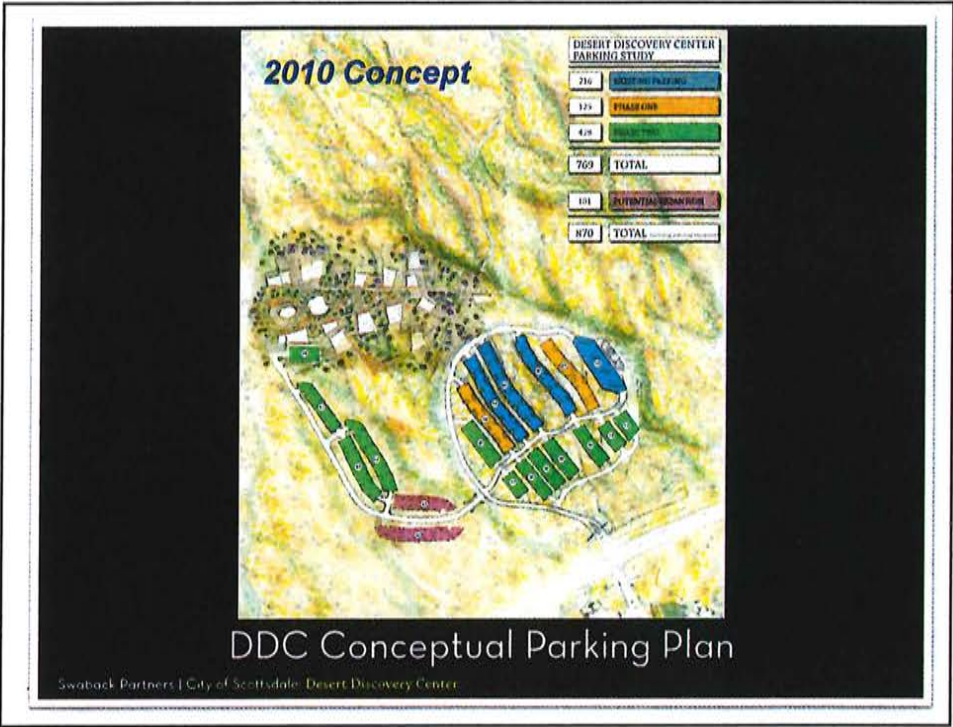
## 2007 Site Plan Approval



CONCEPTUAL SITE PLAN GATEWAY ACCESS AREA / DISCOVERY AREA

10





# PETITION

OFFICE OF THE  
CITY CLERK

## PETITION TO PROHIBIT HANDHELD WIRELESS DEVICE USAGE WHILE DRIVING

2016 JUN -7 PM 4: 12

June 7, 2016

To the Mayor and City Council of Scottsdale:

I, the undersigned, petition the City Council of the City of Scottsdale, Maricopa County, Arizona, to at least consider passing an ordinance prohibiting the use of a wireless, handheld device while driving, and making such law a primary enforcement law.

PETITIONER:

Petitioner's Name	Address	Signature
Eric M. Williams	7126 E. Osborn Rd., #1004; Scottsdale, AZ, 85251	