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CALL TO ORDER

[Time: 00:00:03]

Mayor Lane: Good evening, everyone. I'm sorry for the bit of delay. We were held up a little bit in our Executive Session conversation. But thank you for holding in. It's good to have you here with us. I'd like to call to order our November 12, 2019, City Council meeting. A regular meeting. It is approximately 5:20.

ROLL CALL

[Time: 00:00:28]

Mayor Lane: Start with the roll call, please.

City Clerk Carolyn Jagger: Mayor Jim Lane.

Mayor Lane: Present.

Carolyn Jagger: Vice Mayor Kathy Littlefield.

Vice Mayor Littlefield: Present.

Carolyn Jagger: Councilmembers Suzanne Klapp.

Councilwoman Klapp: Here.

Carolyn Jagger: Virginia Korte

Councilmember Korte: Here.

Carolyn Jagger: Linda Milhaven.

Councilwoman Milhaven: Here.

Carolyn Jagger: Guy Phillips.

Councilman Phillips: Here.

Carolyn Jagger: And Solange Whitehead.

Councilwoman Whitehead: Here.

Carolyn Jagger: City Manager Jim Thompson.

Jim Thompson: Here.

Carolyn Jagger: City Attorney Sherry Scott.

Sherry Scott: Here.

Carolyn Jagger: City Treasurer Jeff Nichols.

Jeff Nichols: Here.

Carolyn Jagger: City Auditor Sharron Walker.

Sharon Walker: Here.

Carolyn Jagger: And the clerk is present.

[Time: 00:00:54]

Mayor Lane: Thank you very much. We do have cards if you would like to speak on any of the items or for Public Comment. They are available on the table, the white cards city clerk is holding up over her head to my right. Here to assist you with those if you need them. Yellow cards are for written comments, if you want to give us any comments on our agenda items.

The Scottsdale police officers Steve Hash and Tony Wells, as well as a representative from the Scottsdale fire department are here to assist you as needed. Police officer directly here in front of me I believe and

fire as well. So if you have need of their assistance, they're there for you. The areas behind the Council dais are reserved for Council and for staff. We do have facilities, over here to my left, under that exit sign there for your convenience. And if you have any difficulty hearing the proceedings, we do have hearing assist headsets available for you. They're available for you here at the clerk's desk again to my right. You can check with the clerk or her staff to receive one.

PLEDGE OF ALLEGIANCE

[Time: 00:02:02]

Mayor Lane: This evening we have Coronado high school reigning champion soccer team with their coach Nick Barker to lead us in the pledge of allegiance. Gentlemen, would you like to come forward and use the microphone here. Everyone, if you could please stand and whenever you're ready, gentlemen, follow your lead.

Coronado High School Soccer Team: I pledge allegiance to the flag of the United States of America and to the Republic for which is stands, one Nation, under God, indivisible, with liberty and justice for all.
Mayor Lane: Thank you, gentlemen. If you would like to do a quick introduction of yourself. We do know where you go to school. But if there is something other than soccer that you want to let us know you're interested in, please do.

Soccer Coach Nick Barker: Good evening, thank you for having us this evening. My name is Nick Barker, head soccer coach of Coronado Don Soccer. I'll pass the mic and have each player introduce themselves. I'm Christian. I'm Michael Loa. Hector Arredondo. Jonathan Jose Rios. Dawardo Salgado. Cio Santoyo. Gabriel Gonzales Edwin. Miguel. Darren. Raudel. Michael. Ezekiel. Aaron. Johan. Jason Sanchez. Henry. Hector Vail. Christian Perez.

Nick Barker: Thank you. It's an honor to be here and if you'll excuse us, we have to go to practice now.

Mayor Lane: Congratulations for the championship. Thank you.

INVOCATION

Mayor Lane: We have the pleasure of having Father Gregory Schlarb of Our Lady of Perpetual Help. For invocation. Father Greg, welcome.

[Time: 00:04:55]

Father Gregory Schlarb: Thank you, Mr. Mayor. Thank you Council and all of those present. As we prepare for Thanksgiving in three weeks, I offer this thought and prayer. God, you lavish in bestowing all of your gifts, we give thanks for the favors you have given to us. In your goodness you have favored us. You have kept us safe in the past, we ask that you continue to protect us and shelter us in the shadow of your wings. We ask this in your name, amen.

MAYOR'S REPORT

[Time: 00:05:36]

Mayor Lane: Couple things to report tonight. Congratulations that are in order for Scottsdale Economic Development team. They recently received a Silver Award from the International Economic Development Council in recognition of delivering the Cure video promotion of the Cure Corridor. And we've got that video here to show you now. This event is scheduled for December 4th, you can find out more about it at www.chooseScottsdale.com. Please help me congratulate Rob Millar and the Economic Development team for all of their help with this important initiative and well deserved recognition for that terrific video. Rob.

Some more good news this year for Scottsdale Parks and Recreation was recently awarded its fifth reaccreditation certification after demonstrating compliance with rigorous standards to ensure excellence in Parks and Recreation service. Accreditation is recognition of an organization's commitment to quality and improvement. Currently there are only 176 agencies with this designation across the country. And Scottsdale is one of those. Longest standing accredited organization in the nation. Please help me congratulate and welcome Reed Pryor to the front for his great work and his department.

Congratulations to both departments and all of the team that worked toward all of those things. Some great things going on in Scottsdale on a continuing basis, but the recognition is always a nice way to bring it forward and let people know exactly pardon me for putting it quite this way, how great their city is.

PRESENTATIONS/INFORMATION UPDATES

Mayor Lane: We do have a presentation and update of Experience Scottsdale and the presenter is Rachel Sacco, President and CEO. Please come forward.

[Time: 00:10:53]

Experience Scottsdale President & CEO Rachel Sacco: Good evening, Mayor. And thank you, Vice Mayor, members of the Council. Experience Scottsdale's mission is to enhance our local community by promoting Scottsdale as a year round luxury destination. For meetings, events and travel. Tourism is certainly one of Scottsdale's most vital industries. It's a job creator too. As a matter of fact, it is supplying more than 27,000 jobs for our residents.

Also, we have just had an updated study from the city of Scottsdale, measuring our visitors and we have more visitors than ever coming. We now have almost 11 million visitors coming to Scottsdale on an annual basis from around the world. They're important because the millions of dollars generated by these visitors, as a matter of fact 26 percent of the Privilege Tax collections from the city of Scottsdale are coming directly from visitors, \$57 million in tax collections generated by visitors are helping us to keep our property taxes down and services high.

But before they can start coming to Scottsdale and generating that kind of Economic Development revenue of sorts, they have to first choose Scottsdale and that is where Experience Scottsdale comes in. Our job is to create that positive brand for the destination. And we promote Scottsdale nationally and

internationally to audiences that include leisure visitors, tour operators, media, helping to craft stories that get Scottsdale out there so we are present and top of mind when someone is thinking where should I go on vacation or where should I bring my next meeting? Year-to-date, I am really pleased to tell you, with a couple of updates at the close of our first year of this fiscal year that we are well on track to meet and hopefully exceed all of the performance measures that you have put on our behalf.

Generating brand engagements on our website or social media. Securing tour programs, or even generating media that tell the story of Scottsdale and our unique businesses to a worldwide audience. As an example, this is an article that appeared not too long ago in Toronto. Last year, I'm happy to you tell you that our team generated 1100 media articles, seen by 6 billion people worldwide, perhaps something they saw on television or readable form. Those 1100 articles, if we have to pay for the advertising equivalent of that space or network would have cost us over \$48 million.

One of the areas that we focus on all of the time is Old Town, because it is the heart and soul of Scottsdale, what makes us so unique, along with our desert and Preserve. I'm happy to tell you, 44 percent of those had some sort of a focus on Old Town. Be it businesses in the Old Town, the arts district itself, or our museums. And if you had to look at purchasing again, the equivalent of that coverage, it would have cost us \$11 million to talk about Old Town. As many of you were at our annual meeting, I want to thank you so much. Some of you at home, in the audience, thank you for coming to our annual meeting and letting us tell you what we do and what it means to Scottsdale.

[Time: 00:14:16]

As you may have heard, it's been three years since we debuted the Absolutely Scottsdale campaign, we took the advantage to go out and refresh the campaign. What we learned three years ago, we've tested and it still applies. That is when people have seen our ads, they've told us they're 25 percent more inclined to book Scottsdale. With that, we have a brand new suite of ads that I'm going to show you, will be appearing in high end magazines, this February we're going a step further and filming our brand new television commercial and a destination video that will mirror this campaign.

We took misperceptions that people have of the Sonoran Desert and turned it on its ear in the Absolutely Scottsdale campaign. So what we say is yes, the desert is dry, the desert is wild, the desert is hot. The desert is rough. And the desert is fast. And it is absolutely what you need right now. So we're thrilled to partner with the city of Scottsdale, with the arts district and arts community in creating a new event. Because one of our quests is to make sure that Scottsdale is a year round destination. And the fall time is certainly a need time or has been for us. One of the things that we try to do is create the experience out of the content that already exists. So this umbrella, experience if you will, called Scottsdale Contemporary Month. We're going into our second year. It runs from mid-October through November 25th, right up to Scottsdazzle. It's a celebration of some of the things unique to us, art, particularly contemporary art, wonderful experiences like the great Canal Convergence going on right now, what a wonderful signature event that is. Scottsdale Modernism Week, partnership between Taliesin and an Old Town property here that celebrates the unique architecture that we have here. Art auction and many, many other things, including the art walk.

We just had a press group that just left and they were dedicated to talking about arts in Scottsdale. They just left this morning. And when they were here, they went to Canal Convergence to tell that

story, and I see Kim at the back from Scottsdale Arts and Garrett, you all did a marvelous job. Your story is being told now hopefully around the world. The journalists had a chance to go to the art walk, experienced the art district, SMOCA, Museum of the West, to a wonderful, wonderful suite of all sorts of dining experiences, one of a kind experiences in Old Town. Those stories will be told for many, many months to come.

Also a need time period for us is the holiday time period. Remember the time when Scottsdale was really quiet in November through early January, even years ago, we were charged with finding customers that could travel during the holiday time period. And finding the type of customer that we want to come here, the affluent customer. The campaign is to convince people to come for your holiday. Don't go to New York, Hawaii, stop in Scottsdale, here we are seven years later, and our occupancy has increased over 18 percent. The best part about that, not just for your businesses, creating the Economic Development, revenue, during this time, but for our residents, we truly are a holiday destination. We have so many occurring on property, off property, truly people are coming here and it feels like a holiday destination because it is.

More and more destination marketing organizations like Experience Scottsdale are turning to video story telling as a way to capture the attention of potential visitors. Keep in mind that the visitors that come here, that we're inviting to come here, affluent visitor can and does travel anywhere. We are no longer competing in a domestic market against Palm Springs or Orlando, Florida. We are competing with someone going on a safari or river cruise. We have to tell the story to give them the imagination about why they should come here, what's unique about it.

We have partnered with an award winning film maker named Andrew Goy. We've been doing a series of videos called Uniquely Scottsdale. Capturing attractions that are only found in Scottsdale. Each one of those tells a story about perhaps a family business, a one of a kind mom and pop shop. Or a cultural institution. And what we're doing so far is telling stories about the people behind those stories and those businesses like Sphinx Date Company, Fashion by Robert Black, Coach House, Hotel Valley Ho, SMOCA and much more. Hundreds of thousands of viewers have actually looked at the videos, so successful that now our next rendition in the next couple of months is to focus on one of our DNA areas, which is art. We're going to be doing a series of videos on the arts district, on a couple of the galleries and what makes them unique. How the art walk has continued to be a signature for us in Scottsdale.

[Time: 00:19:49]

And I hope you'll take a chance to look at our YouTube channel or website to see how we're positioning the great faces of Scottsdale. So meetings and conventions are an important part of Scottsdale's economy. Last year, we booked over 600 meetings and conferences into Scottsdale, generating over 200,000 incremental room nights. All time high for us. It's important for us to keep our best foot forward. We're looking for ways that we can improve on the experience and our services. We put together a customer advisory board made up of seasoned meeting planners to come out and tell us if you don't book here, why don't you. How can the experience be better.

Based on that feedback, we made a lot of changes. We have a new meetings website. We're doing more social media. And we've completely changed the way that we work with our familiarization programs, but now tell a deeper story about the destination. Not just the property but the destination.

Something that we're proud of. Well, we know that we're one of the city's largest partners. As a result, we know from the standpoint of residents, you see little of what we do. Everything we do is outside of the market. Unless you're in one of our target markets, you don't see our ads, you don't hear our radio pitches. You don't see the out of home billboards or the wonderful train stations that we wrap like the entire Penn plaza in New York City.

Last year we started inviting residents to come to Behind the Scenes with Experience Scottsdale, so they can learn about what we do, why it matters and ask questions. We want you to know about the budget. About the research that drives what we do. What our responsibility is. And frankly, we want you to know exactly what it is that we do that the last research company that we hired basically to look at is what we're doing making a difference, told us something astounding, just for the programs, Experience Scottsdale on an annual basis is conducting that we are driving an annual direct economic impact to our community of Scottsdale of \$250 million annually as a result of our programming.

So we're really excited to share the story of what we do. We want you to be proud of Scottsdale, in a way a visitor is. We want you to know our connection to be in the brand for this destination is something that we want you to feel a part of as well. The next one is November 20th. You have to have an RSVP. But you're welcome to call me or go online and sign up and another one in February and May. With that being said, I want to thank you for the tremendous support that you give Experience Scottsdale on doing the work on our community's behalf. Thank you so much for your support of tourism, for all of our partners, thank you so much for giving us an opportunity to come quarter by quarter and share with you the return on the investment that you've made via the bed tax, how it's working, not just for our community and businesses, but our residents as well. Thank you so much.

Mayor Lane: Thank you. That concludes that presentation and update from the Experience Scottsdale.

PUBLIC COMMENT

Mayor Lane: We have no Public Comment cards at the present time for items not on the agenda. But there is a time that is reserved for citizen comments regarding non-agenda items, with no official Council action taken since they are not on the agenda.

MINUTES

[Time: 00:23:40]

Mayor Lane: So next order of business is a request for us to approve the Special Meeting Minutes of October 1, 2019, October 3, 2019, and October 15, 2019 4:00 P.M. and October 15, 2019 5:00 P.M.; Regular Meeting Minutes of October 1, 2019 and October 15, 2019; Work Study Session Minutes of October 22, 2019; and Executive Session Minutes of October 3, 2019 and October 15, 2019. Do I have a motion to approve?

Councilmember Korte: So moved.

Mayor Lane: Motion has been made by Councilwoman Korte and seconded by Councilwoman Littlefield. All those in favor. It's unanimous. Minutes have been approved.

CONSENT AGENDA

[Time: 00:24:35]

Mayor Lane: Next order of business is Consent Items 1 through 20. I have no cards for comments from the public on that. Unless there is any comment from the Councilmembers, I would ask for a motion to approve the Consent Items 1 through 20.

Councilmember Korte: Mayor, I move to accept Consent Agenda Items 1 through 20.

Mayor Lane: We had a motion made by Councilwoman Korte and seconded by Councilwoman Littlefield. All those in favor please indicate by aye, those opposed with nay. Unanimous, Consent Items 1 through 20 have been passed. If you're here for any of the items on the Consent Agenda, feel free to stay with us or leave quietly.

REGULAR AGENDA

[Time: 00:25:46]

Mayor Lane: We move on to our Regular Agenda items, which are 21 through 24.

ITEM 21 – SOUTHBRIDGE TWO REZONING, ABANDONMENT, AND DEVELOPMENT AGREEMENT (22-ZN-2018, 19-AB-2018, AND 4-DA-2019)

[Time: 00:25:50]

Mayor Lane: And we'll start with the Item 21, Southbridge Two Rezoning Abandonment, I'm sorry. There is a request to continue. And we're ready to make that motion on the continuance.

Councilmember Korte: Mayor, I move to continue cases 22-ZN-2018, 19-AB-2018, and 4-DA-2019 to be, to certain date certain of December 4th.

Mayor Lane: Motion has been made.

Councilwoman Whitehead: Seconded.

Mayor Lane: Seconded by Councilwoman Whitehead. We're all then ready to vote on that motion then to continue to December 4th. Aye. Motion has been passed. And so that is continued to that date certain of December 4th.

**ITEM 22 – SUNDAY GOODS REZONING (5-ZN-2019)
ITEM 23 – SUNDAY GOODS CONDITIONAL USE PERMIT (2-UP-2019)**

[Time: 00:26:59]

Mayor Lane: Moving on to our next item, which is, there will be two items taken together. Item 22 and 23 regarding Sunday Goods Rezoning and Conditional Use Permit. We have a presenter, Brian Cluff here to make a presentation on the subject. But I think that we have a couple of things that we want to consider. And I think that have come forward to us in very recent times. One is a request to continue. And no particular time to return. Nevertheless, a request to continue both of these items to a future date. And I think that is worthy of conversation, if in fact, Councilmembers of anything to consider on that.

Councilwoman Milhaven: Mayor, I would make that motion to continue this item. I know there is a lot of strong feelings on both sides of this issue. I know there has been recent zoning cases by taking more time, we've been able to address the concerns. I would be supportive of the applicant's request for continuance. So I would make the motion to continue Items 22 and 23.

Mayor Lane: Motion has been made.

Councilmember Korte: Second.

[Time: 00:28:23]

Mayor Lane: And seconded. I would like to make a little bit of a comment on this item. This has been particularly interesting in its development and frankly in its response. A couple of days ago we received an indication that we would be sued if we did not vote for this item. Was followed today by someone going to State Representative Cesar Chavez from District 29, that threatens us with withholding of our state share tax revenues on the basis of equity in how we have restricted or zoned our city. They did this several years ago. It was not a problem then.

But suddenly if there is any resistance to a rezone, request to rezone, both these items have come to us. Obviously it changes the equation as far as Councilmembers are concerned. Because it puts us in a position of having to put the taxpayers' resources at great jeopardy, talk about shared tax revenues is the violation that is being alleged, I'm not sure that there really is one, but just the allegation puts things on hold. It's a major consequence to any city that is given this charge. And it's ten scores of millions of dollars. Significant part of the budget that is withheld. So that is what this Council will have to work with, even in a continuance.

I think it's interesting that this is the direction that we had to go and frankly the kind of pressure you might understand that your Council people are under when they have to make a decision on a zoning change. So this is, I am not in favor of this continuance on a number of bases. One is it's not within the zoning that is required for this kind of project. But that is irrespective of anything else. If the Council decides to continue this, the decision will be made sometime in the future. Any case, that is what we're working with. Unless there is any other comments from the Council, I think then ready for a vote. Those in favor please indicate by aye. Those opposed no.

Continuance fails. 4-3 vote. So there is not the continuance. But I will say that there is a choice here now. And I'm going to ask the City Attorney, if you could just tell us exactly what avenues could be taken legitimately as far as moving this forward one way or the other, with either a withdrawal and then seeking another location and/or considering the other issues, or going ahead with this and seeing if it

will pass right now. If it was denied, I should say, if it was denied right now.

[Time: 00:31:37]

City Attorney Sherry Scott: Thank you, Mayor Lane, the applicant surely has a choice to proceed with this hearing, if they so desire. I believe Mr. Cluff is here ready to present the case. The other option that they have is withdraw their application and resubmit at a later time and they can make that decision, they can make that decision tonight.

Mayor Lane: All right. Very good. Well, I'm not sure whether Brian Cluff wants to come forward with any of explanation on any of this from their perspective or if the applicant wants to come forward. Is the applicant here?

[Time: 00:32:27]

Applicant Representative Jordan Rose: Mayor and Vice Mayor, members of Council, I'm Jordan Rose, with Rose Law Group on behalf of Sunday Goods. As we reviewed other big projects in the city's history, we thought at this point because of the heated exchange that a continuance to a date uncertain would make some sense. At the outset in 2016, we started working with your city staff to try to find an appropriate location and were directed in this area. And so now, if the city staff has other ideas, that is something that we're welcoming. We're also welcoming further discussion with our neighbors.

I know in other big cases, I haven't been involved in, Museum Square, you had multiple continuances to try to find a good solution to the problem. You've all been incredible problem-solvers in the past. Today we also want to avoid all of those things that, Mayor, you just suggested, the letters that you've received from other legal counsel and state representatives. We want to find a solution.

And so if we could push pause, if you can reconsider that situation and push pause, then you're not putting taxpayers in any sort of situation because the Council has to decide whether or not the application and when it will come back. We're hopeful that we would be able to work with the neighbors or staff or a combination of both to find something like that. Today we would ask, in the spirit of peace and all of these supporters out here, sea of yellow supporters, 400 supporters who have written in to you, give us a chance. Just give us a chance. We're trying to do the right thing here. We were awarded this license by the state of Arizona. We have to put it somewhere in south Scottsdale. If we can push pause, maybe we can come to a solution. We feel confident that we will.

[Time: 00:34:28]

Mayor Lane: Jordan, the idea that the staff directed you to this spot is something that is contested by staff. It's been told to us numerous times. They deny that is the case. I can't pick a side as far as that is concerned. But I do know where the threats came from. What's disappointing to me, I suppose, most of the people involved in this are respected members of our community. I don't mean the people sitting here in the audience, investors, people promoting and will be seeking this ultimately. To resort to a threat that if we choose to uphold our zoning, you know, is a sorry day as far as I'm concerned.

And the other is, to go to a District 29, Cesar Chavez, who is no friend of Scottsdale, to request that he

more or less threaten us with withholding our state shared revenues on the basis of a departure from state law, which I highly would contest, but the idea that the action was taken is just really very disappointing. So the choice is right now whether you want to withdraw it or go ahead and go forward with it right now.

Jordan Rose: I appreciate that, Mayor. And I would say my law firm has represented medical marijuana clients since the medical marijuana act passed in 2010. I have never ever, I have never stood up at a public hearing to speak for a medical marijuana dispensary. I have never done that myself. Ever. And the reason I'm here today and the reason I agreed to do this, because if this is going to go in our south Scottsdale, I sure want those guys, the guys who are most invested in this community, in that area, I sure want those guys to do it, and not these competitors who are behind this opposition. That is why I'm here, personally, because no one has more to lose if they do it wrong.

Mayor Lane: I understand. Jordan, absolutely. I can understand your passion. They're undoubtedly a client, they're good people. That's why I'm so terribly disappointed that they need to influence this Council into an idea of having forcing us to change to accommodate this change or zoning ordinance or to waive it. I hear what you're saying. I don't know if you've ever spoken in front of it on this subject matter. I know that your firm is heavily invested in it as well. Much of this Council voted for the medical marijuana.

The city did nothing different when the Governor decided to add more licenses into south Scottsdale than were originally called for. So we're a bit between. Calling it out right now, whether we want this group versus another group, that is a hard call. That is not what we're in the business of doing. We're trying to make sure we're consistent in the application of things. So all I would say is we can hear it now, if you would like. And if that is the case, we can make the decision right now. Or we could, you could withdraw it and we can work through the differences. And bring it back.

Jordan Rose: Mayor and Council, we're going to withdraw.

Mayor Lane: All right. I think that is a good choice. And I think we can come back and we can figure out what we need to figure out. But I think right now there are things that need to be worked through and one of them of course is exactly what we were talking about on the zoning.

Jordan Rose: We'll look forward to working with your staff to find a good resolution.

Mayor Lane: Very good. Thank you, Jordan.

ITEM 24 - SCOTTSDALE GENERAL PLAN 2001 NON-MAJOR GENERAL PLAN AMENDMENT (5-GP-2019)

Mayor Lane: The next Item, 24, our General Plan 2001-Non-major General Plan Amendment, 5-GP-2019. And we have Erin Perreault. Our resident and specialist in the General Plan.

[Time: 00:39:15]

Long Range Planning Director Erin Perreault: Good evening, Mayor and Councilmembers. Tonight I'm here to present 5-GP-2019. Non-major amendment to our existing General Plan, 2001 General Plan. As

the Mayor and Council know, Arizona requires communities to have a General Plan and have specific content in that General Plan. They're effective for up to ten years. At which time they're required to be updated. Our existing General Plan was adopted by Council in 2001 and ratified by the voters in March of 2002.

Our first attempt at updating our General Plan was at the ten-year mark and we had two years of extensive community outreach to do that update. It included a 19-member General Plan working group, which was made up of a member from each board and commission at the city. It included two years of citywide outreach. And that draft General Plan also included content that the state legislature had passed since 2001 that are required to be in our General Plan. So it added two new state statute required elements. The Council did adopt that plan, but it was not ratified by the voters in 2012.

Scottsdale wasn't alone, the initial elections, update elections we found other communities had failed General Plans as well. Per state statute requirements, we needed to keep trying to update our General Plan. In 2012, we began a second update of Scottsdale General Plan. That lasted through 2014, in terms of extensive public outreach, as required by state statute. This time we worked with a Council appointed task force, appointment was based on applications that were provided to us by our citizenry, citywide. Those folks had applied to participate in a visioning town hall.

So the task force worked on drafting a new updated General Plan, which is the 2035 draft General Plan. And it included the state statute required elements again that we don't have in our existing General Plan and it also proposed two community created elements that weren't required by state statute and our cultural and creative community element and healthy community element. Between 2014 and 2016, we got direction from Council at that time to continue public outreach. So the task force continued working on their plan and in November of 2014, they released that plan to the public. There was discussion after the plan was released about splitting rural neighborhoods into two separate land use categories.

However, in a Work Study Session, in December of 2016, Council provided direction to staff not to move forward with splitting that rural neighborhoods land use designation, but rather coming back and updating our 2001 General Plan to incorporate the state mandated content. So tonight what we're going to be looking at is two phase process, the first phase is 5-GP-2019 to add the state statute required content to our 2001 General Plan. Phase two will be after the first of the year, we'll begin a full update to the General Plan.

[Time: 00:42:54]

With regard to case 5-GP-2019 specifically tonight, we're looking at adding two new elements required by the legislature. First one is an energy element. Second one is the neighborhood preservation and revitalization element. We're required to include information regarding mining aggregates, which we do not have in Scottsdale. When looking at adding these two new elements, we discovered from a staff standpoint that we should be looking at possibly redoing our neighborhoods element completely because there is neighborhood content in the new element being proposed and then existing element that we already have, which is conservation rehabilitation and redevelopment. So we would have a lot of redundancy.

And then we also looked at the state requirement for having a separate bicycle element. We currently

do not have a separate bicycling element. Certainly bicycling has become important to this community. We've had other updates that Council has approved since 2001 that we needed to add into the General Plan as well. What we're proposing to add is the 2035 elements that were created by that 25 member task force. The reason why we're not recreating the wheel here is because that was a citizen task force that created that content. Not only did 25 members create it, but we took it out citywide and vetted it through the community and vetted it through all boards and commissions as well at that time.

What you have in front of you is a proposal to remove our existing neighborhoods content that we have in the 2001 General Plan and replace it with both state statute required elements that were drafted during that 2035 process. In addition, a new energy element again drafted by that citizen task force and vetted in the community. And stand-alone bicycling element. Because we only have two bicycling policies at this point in our 2001 General Plan. What we're not proposing to touch on anything in the 2001 General Plan and in particular we're not proposing to touch the land use matrix that is important to a lot of community members, which determines how we do major and non-major amendment processes.

We did take 5 GP-2019 out to the community, as required. We did hear misconceptions, the first one was we're doing phase one to avoid a public vote. That is not true. We'll have the public vote as part of the phase two process that we're proposing. The public vote will be targeted for November 2021. And then the other misconception is that we're operating without a General Plan, which isn't the case. Per state statute we're supposed to operate under existing General Plan until we have a new one in place. So with that, staff and Planning Commission both are recommending the approval of this resolution for a non-major amendment to include that state required content in our 2001 General Plan. I'm happy to answer any specific questions you might have about the content or process.

Mayor Lane: Guy, did you have a question?

[Time: 00:46:46]

Councilman Phillips: Yes, I do. You can answer it there. If we adopt this as a motion, maybe I'm not understanding but you know, we're adding all of these required contents, but we haven't talked about them or we don't know what is in them. I would hate to approve it and just let staff put in whatever they want. And I'm just wondering how that process works.

Erin Perreault: Mayor and Council, you do have the content in front of you in your packet. What we provided to you is two things, 2001 General Plan highlighted with the highlights of the areas where we would be putting that new content in. And what that content specifically is. And then the second is basically a legislative edit of that specific content as well for all of those elements that are there.

Councilman Phillips: So you're basically saying this is administrative, this doesn't have to go to the public to see if they agree?

Erin Perreault: This would be a non-major amendment to our existing General Plan, we would not be sending this phase one to vote. We would then be starting on the larger update of the General Plan, which we would have to send to the public vote.

Councilman Phillips: Which would include these items?

Erin Perreault: Yes. We would have to include the state statute required items.

Councilman Phillips: Okay thank you, so that's acceptable. I'll move to adopt Resolution Number 11631.

Mayor Lane: Motion to adopt. Vice Mayor. Councilman Phillips' motion, seconded by the Vice Mayor. I think we're ready to vote.

Vice Mayor Littlefield: Thank you, Mayor. I have been assured that the matrix is not going to be changed in any way shape or form on this. This is simply to add the requirements by the state into our General Plan. Thank you.

Mayor Lane: Thank you. We're ready to vote, please indicate by aye and register your vote. Passes unanimously then. Thank you very much. And thank you for the presentation Erin. We have no further Public Comment. Or otherwise.

MAYOR AND COUNCIL

ITEM 26 - BOARDS, COMMISSIONS, AND TASK FORCE NOMINATIONS (NOTE: INTERVIEWS AND APPOINTMENTS SCHEDULED FOR DECEMBER 4, 2019)

Mayor Lane: We can then move on to our boards and commission and task force nominations. For that purpose, I will turn it over to the Vice Mayor. Vice Mayor Littlefield.

[Time: 00:49:29]

Vice Mayor Littlefield: Thank you, Mayor. This evening the City Council will be nominating Scottsdale residents interested in serving on citizen advisory boards and commissions. The Board of Adjustment, Building Advisory Board of Appeals, Historic Preservation Commission, Human Services Commission, Library Board, Lost Trust Fund Board, Neighborhood Advisory Commission and the Planning Commission. Nominations for the Industrial Development Authority will be held during the first round of boards and commission appointments in 2020.

The Scottsdale City Council is responsible for establishing city policies and enacting laws in support of those policies. The Council relies on volunteers, citizen based boards and commissions to research issues and make the recommendations and support of the Council's commissions and goals. The information and recommendations provided by Council appointed advisory boards is a valuable tool in helping Councilmembers in their deliberations. Individuals nominated will be interviewed at a Special City Council meeting on Wednesday, December 4th, with appointments following each set of interviews. So let's get started.

BOARD OF ADJUSTMENT

[Time: 00:51:01]

Vice Mayor Littlefield: First nomination is for the Board of Adjustment. There is one opening. The Board of Adjustment is a quasi-judicial body that hears variance requests, appeals of the Zoning Administrator's interpretation/decisions, and decides on administrative decisions or zoning requirements, which create unnecessary hardships in the development of property because of exceptional or extraordinary conditions. Paul Garry's term expires on November 28th and he is ineligible for reappointment. The applicant is Jason Chocron. We'll start with Councilwoman Klapp.

Councilwoman Klapp: Jason Chocron.

Vice Mayor Littlefield: We can conclude at this point I think since there is only one applicant. Thank you.

BUILDING ADVISORY BOARD OF APPEALS

[Time: 00:51:57]

Vice Mayor Littlefield: The Building Advisory Board of Appeals has the jurisdiction to recommend that minor variances in the electrical, plumbing and mechanical application of the Building Code be granted and that alternative construction methods or materials be allowed. Ben Freese resigned on October 18, 2019. Milan Kesic and Marcy Kostewa have terms that expire this month. Both are eligible for reappointment, however, only Marcy Kostewa has submitted an application for consideration. There are 3 vacancies and one applicant. The applicant is Marcy Kostewa. Councilwoman Milhaven?

Councilwoman Milhaven: Marcy Kostewa.

Vice Mayor Littlefield: That concludes our nominations for this board.

HISTORIC PRESERVATION COMMISSION

[Time: 00:53:05]

Vice Mayor Littlefield: Our Historic Preservation Commission has one opening. The Historic Preservation Commission oversees the development and management of Scottsdale's Historic Preservation Program. SPECIAL QUALIFICATIONS: As outlined in the Scottsdale City Code, each member shall have demonstrated special interest, knowledge, or experience in at least one of the following: building construction, history, architectural history, real estate, historic preservation law or other historic preservation related field. Blair Schweiger's term expires this month, is eligible for reappointment and has submitted an application for consideration. There is one vacancy and one applicant. The applicant is Blair Schweiger.

Councilwoman Whitehead: I nominate Blair Schweiger.

Vice Mayor Littlefield: That concludes our nominations for this commission.

HUMAN SERVICES COMMISSION

[Time: 00:54:09]

Vice Mayor Littlefield: The Human Services Commission provides advisory recommendations to staff and the City Council on human services priorities and programs; and funding allocations for Scottsdale Cares, Community Development Block Grants, HOME, Human Services Emergency and General Funds. Edmund Portnoy's term expired in September 2019. There is one vacancy and one applicant. The applicant is Emily Reilly. I will now nominate Emily Reilly. And there is only one applicant. So that continues that one.

LIBRARY BOARD

[Time: 00:54:58]

Vice Mayor Littlefield: The Library Board advises the City Council on general policy relating to the programs, services and future development of the Scottsdale Public Libraries. The board oversees the Library special revenue fund, which is made up of donations and funds generated through the sale of used books and magazines. Sheila Collins' term expires this month; is eligible for reappointment and has submitted an application for consideration. There is one vacancy and 4 applicants. The applicants are Sam Campana, Sheila Collins, Freda Hartman, Nicole Huser. I will now entertain nominations for the Library Board. Each Councilmember can nominate one applicant. We'll begin with Councilman Phillips.

Councilman Phillips: Sheila Collins.

Councilmember Korte: Sam Campana.

Mayor Lane: No further.

Councilwoman Klapp: None.

Councilwoman Milhaven: No further.

Councilwoman Whitehead: No further.

Vice Mayor Littlefield: No further. Thank you. That concludes our nominations for the Library Board.

LOSS TRUST FUND BOARD

[Time: 00:56:14]

Vice Mayor Littlefield: The Loss Trust Fund Board is responsible for recommendations to the City Council regarding the administration of the loss trust fund. There are special qualifications: As specified in the Scottsdale City Code, the City Council shall appoint five joint trustees, of whom no more than one shall be a member of the City Council and no more than one trustee may be a City employee. Russell Mosser's term expired in September 2019. Mr. Mosser is eligible for reappointment; however, he did not submit an application for consideration. Richard O'Connor's term expires this month; is eligible for reappointment; and has submitted an application for consideration. There are two vacancies and two

applicants. The applicants are Richard O'Connor and Alan Smith. I will now entertain nominations for the Loss Trust Fund Board. Each Councilmember can nominate two applicants.

Councilmember Korte: I nominate Richard O'Conner and Alan Smith.

Vice Mayor Littlefield: There are no additional applicants. So our nominations are closed.

NEIGHBORHOOD ADVISORY COMMISSION

[Time: 00:57:38]

Vice Mayor Littlefield: The Neighborhood Advisory Commission advises and makes recommendations to the City Council on policies, plans, strategies and programs for the preservation, improvement and revitalization of Scottsdale's housing and neighborhoods. Joe Meli's term expired in September 2019 and is ineligible for reappointment. Carol Miraldi's term expired in September 2019; is eligible for reappointment; and has submitted an application for consideration. There are two vacancies and six applicants. The applicants are Jonathan Budwig, Laurie Coe, Alexandra Duemer, Carol Miraldi, Harold Nidetz, and Michael Wills. Excuse me if I'm mispronouncing names all over the place. I will now entertain nominations for the Neighborhood Advisory Commission. Each Councilmember can nominate two applicants. We'll start with Mayor Lane.

Mayor Lane: I nominate Jonathan Budwig and Carol Miraldi.

Councilwoman Klapp: I'll add Michael Wills.

Councilwoman Milhaven: I have no additional.

Councilwoman Whitehead: I'll add Lori Coe.

Vice Mayor Littlefield: Carol, if she was nominated already. And Lori Coe.

Councilman Phillips: Alexandra Duemer.

Councilmember Korte: No additional.

Vice Mayor Littlefield: Thank you very much. Jonathan Budwig, Lori Coe, Carol Miraldi and Michael Wills have been nominated. Thank you.

PLANNING COMMISSION

[Time: 00:59:34]

Vice Mayor Littlefield: The Planning Commission holds public meetings and makes recommendations to the City Council on all matters relating to the creation of zoning districts, the enforcement of zoning regulations, amendments to all zoning ordinances and any other planning and zoning issue. Prescott Smith's term expires this month; is eligible for reappointment; and has submitted an application for consideration. There is one vacancy and 15 applicants. The applicants are Mathew Avrhami, Bill Barba,

Billy Bisignano, James Bloch, Dana Close, Joseph Cusack, AJ Germek, and Shakir Gushgari. I will now entertain nominations for the Planning Commission. Each Councilmember can nominate one applicant. We'll begin nominations with Councilwoman Klapp.

Councilwoman Klapp: Prescott Smith.

Councilwoman Milhaven: No additional.

Councilwoman Whitehead: AJ Germek.

Vice Mayor Littlefield: Joseph Cusak.

Councilman Phillips: William Scarbrough.

Councilmember Korte: Dana Close.

Mayor Lane: No additional.

Vice Mayor Littlefield: Five nominations. Dana Close, Joseph Cusak, AJ Germek, Prescott Smith, William Scarbrough.

This concludes our nomination process for this evening. City staff will contact those who are nominated and provide them with additional information for the interview process. I would like to take this opportunity to sincerely thank all of you who have applied to serve on a citizen advisory board or commission. Even if you were not nominated, know that your application will remain on file for one year for consideration at a future date, if there are additional vacancies. Mayor, I'm turning the meeting back over to you.

Mayor Lane: Very good. Thank you, Vice Mayor. That does conclude our Regular meeting with the boards and commissions and task force nominations. Nice job. I want to thank everyone who has submitted for that. I look forward to the interviews.

ADJOURNMENT

[Time: 01:02:34]

Mayor Lane: I would ask for a motion to adjourn.

Councilwoman Klapp: Move to adjourn.

Councilmember Korte: Second.

Mayor Lane: All in favor of adjournment. We are adjourned. Thank you.