

SCOTTSDALE CITY COUNCIL
REGULAR MEETING MINUTES
TUESDAY, JANUARY 14, 2020



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

CALL TO ORDER

Mayor W.J. "Jim" Lane called to order a Regular Meeting of the Scottsdale City Council at 5:02 P.M. on Tuesday, January 14, 2020, in the City Hall Kiva.

ROLL CALL

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

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

PLEDGE OF ALLEGIANCE – Kaitlyn Cai, Scottsdale Mayor's Youth Councilmember and Miss Arizona's Outstanding Teen.

INVOCATION – Luke Douglas, Humanist Society of Greater Phoenix. Mayor Lane requested a moment of silence in remembrance of City employee Michelle Pasarella, a Communications Supervisor with the Police Department.

MAYOR'S REPORT

Mayor Lane congratulated the design and construction team for the Aviation Business Center and Executive Hangars at the Scottsdale Airport. The redevelopment project was named the 2019 Best Project in the Engineering News-Record Southwest airport/transit category.

PRESENTATIONS/INFORMATION UPDATES

- **Thunderbirds Presentation of EMT Cart**

Presenter(s): John Bridger, Thunderbirds Executive Director; Tom Shannon, Fire Chief

Fire Chief Tom Shannon, Police Chief Alan Rodbell, and Mayor Lane expressed their appreciation to Thunderbirds' Executive Director John Bridger for 18 years of service.

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.

- **American Heart Association**

Presenter(s): Kerrin Kleinschmidt, American Heart Association Vice President, Health

American Heart Association Vice President Kerrin Kleinschmidt presented the City with the Silver Recognition for All Workplace Health Achievement Index award.

PUBLIC COMMENT

- Allison Colwell gave a brief presentation on Canal Convergence 2019.
- David Ortega spoke about real estate transactions along the Scottsdale canal.

MINUTES

Request: Approve the Regular Meeting Minutes of November 25, 2019, December 3, 2019, and December 4, 2019, and Special Meeting Minutes of December 4, 2019.

MOTION AND VOTE – MINUTES

Councilmember Korte made a motion to approve the Regular Meeting Minutes of November 25, 2019, December 3, 2019, and December 4, 2019, and Special Meeting Minutes of December 4, 2019. Councilman Phillips seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Littlefield; and Councilmembers Klapp, Korte, Milhaven, Phillips, and Whitehead voting in the affirmative.

CONSENT AGENDA

1. Habaneros Mexican Grill & Tequila Liquor License (60-LL-2019)

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: 14601 N. Scottsdale Rd., Suite 110

Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

2. Terroir Wine Pub Liquor License (80-LL-2019)

Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 7 (beer and wine bar) State liquor license for an existing location with a new owner.

Location: 7001 N. Scottsdale Rd., Suite 157

Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

3. Marriott Residence Inn Liquor License (91-LL-2019)

Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 7 (beer and wine bar) State liquor license for an existing location with a new owner.

Location: 17011 N. Scottsdale Rd.

Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

- 4. Crust Brothers Liquor License (92-LL-2019)**
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: 7342 E. Shea Blvd., Suite 111
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 5. La Jit Spirits Liquor License (93-LL-2019)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 4 (wholesaler) State liquor license for a new location and owner.
Location: 14795 N. 78th Way, Suite 600
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 6. Blazer Beverage Liquor License (94-LL-2019)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 4 (wholesaler) State liquor license for a new location and owner.
Location: 7301 E. Acoma Dr., Unit 3037
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 7. Americano Liquor License (95-LL-2019)**
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: 17797 N. Scottsdale Rd.
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 8. Sol Mexican Cocina Liquor License (96-LL-2019)**
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: 15323 N. Scottsdale Rd., Suite 195
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 9. Euro Café 71 Liquor License (97-LL-2019)**
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: 8700 E. Pinnacle Peak Rd., Suite 106
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 10. Kin Dai Kin Dee Liquor License (99-LL-2019)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor License and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 8260 N. Hayden Rd., Suite A100
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

- 11. Permanent Extension of Premises for Prep & Pastry (6-EX-2019)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor License and Control for a permanent extension of premises for a Series 12 (restaurant) State liquor license for an existing location to add a new patio.
Location: 7025 E. Via Soleri Dr., Suite 175
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 12. Site 42 Reservoir Expansion (7-UP-2019 and 1-HE-2019)**
Request: Find that the Municipal Use Master Site Plan criteria have been met and adopt:
1. **Resolution No. 11682** approving a Municipal Use Master Site Plan to expand an existing City potable water facility on a 4.0±-acre site, with Single-Family Residential, Environmentally Sensitive Lands, Foothills Overlay (R1-43 ESL FO) zoning.
2. **Resolution No. 11681** approving a hardship exemption to increase the building height from 24 feet to 40 feet on a 4.0±-acre site, with Single-Family Residential, Environmentally Sensitive Lands, Foothills Overlay (R1-43 ESL FO) zoning.
Location: 26602 N. Pima Rd.
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
- 13. Verizon PHO Dynamic Conditional Use Permit (8-UP-2014#2)**
Request: Find that the conditional use permit criteria have been met and adopt **Resolution No. 11679** approving a Conditional Use Permit for an existing Type 4, Alternative Concealment, Wireless Communication Facility located on a 55-foot-tall artificial palm tree, with associated ground-mounted equipment.
Location: 1525 E. Hayden Rd.
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
- 14. Verizon PHO Macjack Conditional Use Permit (10-UP-2014#2)**
Request: Find that the conditional use permit criteria have been met and adopt **Resolution No. 11678** approving a renewal of a Conditional Use Permit for an existing Type 4 Alternative Concealment Wireless Communication Facility located on a 65-foot-tall artificial palm tree, with associated ground-mounted equipment.
Location: 4251 N. Hayden Rd.
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
- 15. Phoenix Herpetological Sanctuary Abandonment (6-AB-2019)**
Request: Adopt **Resolution No. 11680** authorizing the abandonment of five feet of fee-simple right-of-way and eight feet of General Land Office Patent Easement along the western boundary of parcel 212-21-020A, and five feet of fee-simple right-of-way and 13 feet of General Land Office Patent Easement along the southern boundary of parcel 212-21-020A, on a 2.5±-acre site, with Single-Family Residential, Environmentally Sensitive Land, Foothills Overlay (R1-70 ESL FO) zoning.
Location: 28011 N. 78th St. (northeast corner of N. 78th St. and E. Antioch Way)
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

16. Sereno Canyon Phase 2A Final Plat (16-PP-2017#8)

Request: Approve the final plat to replat portions of Sereno Canyon Phase 2 on 43± acres of a 350-acre site, as per Phase 2 of the Sereno Canyon Community Phasing Plan and Final Plat, to establish 22 single-family units within the Single-Family Residential District, Environmentally Sensitive Lands (R1-130 ESL) zoning portion of the site.

Location: Between E. Alameda Road and E. Pinnacle Peak Road

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

17. Scottsdale Airport Lease Agreement

Request: Adopt **Resolution No. 11617** authorizing Contract No. 2010-166-COS-A4, the fourth amendment to the airport land lease agreement with SDL Holdings, LLC, dba Ross Aviation.

Staff Contact(s): Gary Mascaro, Aviation Director, 480-312-7735, gmascaro@scottsdaleaz.gov

18. Maricopa Association of Government Grants

Request: Adopt **Resolution No. 11637** to authorize acceptance of:

1. Maricopa Association of Governments Congestion Mitigation and Air Quality grant in the amount of \$615,243, with a local match requirement of \$281,994 funded with operating transportation sales tax, for a total program cost of \$897,237, to fund bicycle lane improvements, median modifications, restriping, and bicycle/pedestrian intersection improvements on 68th Street from Indian School Road to Thomas Road.
2. Maricopa Association of Governments Transportation Alternatives Program grant in the amount of \$3,681,972, with a local match requirement of \$1,127,353 funded with operating transportation sales tax, for a total program cost of \$4,809,325, to fund bicycle lane improvements, median modifications, drainage improvements, and bicycle/pedestrian intersection improvements on Thomas Road from 56th Street to 73rd Street.

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

19. Citywide Electrical Construction Services Job Order Contracts

Request: Adopt **Resolution No. 11673** authorizing the following job order contracts in a total amount not to exceed \$5,000,000 for the first two years of each contract for citywide electrical (Water Resources electrical systems) construction services:

1. Contract No. 2020-008-COS with Keller Electrical Industries, Inc.
2. Contract No. 2020-009-COS with Rosendin Electric, Inc.

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

20. Salt River Valley Users Association Agreement

Request: Adopt **Resolution No. 11665** authorizing Contract No. 2020-003-COS, an amended and restated agreement with Salt River Project for water transportation services.

Staff Contact(s): Brian Biesemeyer, Water Services Director, 480-312-5683, bbiesemeyer@scottsdaleaz.gov

21. Scottsdale Jazz Festival

Request: Adopt **Resolution No. 11664** to authorize:

1. Funding not to exceed \$30,000 from the portion of the FY 2019/20 Tourism Development Fund that is allocated toward event retention and development for the Scottsdale Jazz Festival.
2. Event Funding Agreement No. 2020-002-COS with the International Jazz Day AZ Foundation.

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

22. Council Capital Improvement Plan Subcommittee

Request: Confirm Mayor Lane's recommendation to dissolve the Council Capital Improvement Plan Subcommittee.

Staff Contact(s): Rachel Smetana, Mayor's Chief of Staff, 480-312-7806, rsmetana@scottsdaleaz.gov

23. Fox v. City of Scottsdale Settlement Agreement

Request: Adopt **Resolution No. 11693** authorizing settlement in the amount of \$80,000 of Roberta Fox's negligence lawsuit against the city titled *Fox v. City of Scottsdale*, Case No. CV2018-005444, currently pending in Maricopa County Superior Court.

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

24. National Wildlife Federation Mayors' Monarch Pledge

Request: Adopt **Resolution No. 11687** authorizing the City to enter into the National Wildlife Federation Mayors' Monarch Pledge.

Staff Contact(s): Kelly Corsette, Communications and Public Affairs Director, 480-312-2336, kcorsette@scottsdaleaz.gov

Mayor Lane opened public testimony.

Brad Newton, Keep Scottsdale Beautiful, expressed support for the pledge.

Mayor Lane closed public testimony.

25. Monthly Financial Report

Request: Accept the FY2019/20 Monthly Financial Report as of October 2019.

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

MOTION AND VOTE – CONSENT AGENDA

Councilmember Korte made a motion to approve Consent Agenda Items 1 through 25. Vice Mayor Littlefield seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Littlefield; and Councilmembers Klapp, Korte, Milhaven, Phillips, and Whitehead voting in the affirmative.

REGULAR AGENDA

26. STR Ventures McKnight Rezoning (26-ZN-2018)

Request: Adopt **Ordinance No. 4433** approving a Zoning District Map amendment from Service Residential, Downtown Overlay (S-R DO) to Downtown/Downtown Mixed-Use Type 2, Downtown Overlay (D/DMU-2 DO) zoning on a 7,539±-square-foot site.

Location: 7531 E. McKnight Ave.

Presenter(s): Ben Moriarity, Planner

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

27. STR Ventures Main & 1st Rezoning (27-ZN-2018)

Request: Adopt **Ordinance No. 4435** approving a Zoning District Map amendment from Service Residential Downtown Overlay (S-R DO) to Downtown/Downtown Mixed-Use Type 2, Downtown Overlay (D/DMU-2 DO) zoning on a 34,555±-square-foot site.

Location: 7505 E. Main St, 7504 and 7510 E. 1st St.

Presenter(s): Ben Moriarity, Planner

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

MOTION AND VOTE – ITEMS 26 and 27

Councilwoman Klapp made a motion to continue Items 26 and 27 to February 4, 2020. Vice Mayor Littlefield seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Littlefield; and Councilmembers Klapp, Korte, Milhaven, Phillips, and Whitehead voting in the affirmative.

PUBLIC COMMENT - None

CITIZEN PETITIONS

22. 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 agendaize 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

No citizen petitions were received.

MAYOR AND COUNCIL ITEMS - None

ADJOURNMENT

The Regular City Council Meeting adjourned at 5:32 P.M.

SUBMITTED BY:



Carolyn Jagger
City Clerk

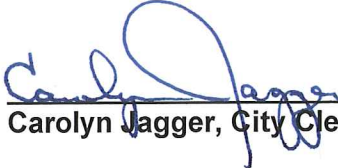
Officially approved by the City Council on February 4, 2020

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 14th day of January 2020.

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

DATED this 4th day of February 2020.



Carolyn Jagger, City Clerk