

**SCOTTSDALE**

# **CITY COUNCIL MEETING**

## **MEETING NOTICE AND AGENDA**



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### **COUNCIL**

W.J. "Jim" Lane, Mayor  
Suzanne Klapp  
Virginia L. Korte  
Kathleen S. Littlefield

Linda Milhaven  
Guy Phillips  
Solange Whitehead

**Tuesday, November 10, 2020**

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*Until further notice, City Hall is closed to the public during Council meetings and these meetings are being held electronically. While physical facilities are not open to the public, City Council meetings are televised on Cox Cable Channel 11 and streamed online at [ScottsdaleAZ.gov](http://ScottsdaleAZ.gov) (search "live stream") to allow the public to virtually attend and listen/view the meeting in progress. Unless an exception is made, or unless otherwise noted, the Council will not begin discussion on any new items after 10:00 p.m. Items that are not heard will be continued to the next scheduled Council meeting (November 23, 2020).*

*Spoken comment is being accepted on items on the Consent and Regular Agenda (Items 1 through 20). To sign up to speak on these items, please click [here](#). Request to speak forms must be submitted no later than 90 minutes before the start of the meeting.*

*Written comments on any of the items on tonight's agenda that are submitted electronically at least 90 minutes before the meeting will be emailed to the Council and posted online prior to the meeting. A written public comment may be submitted electronically by clicking [here](#), or on the "click here to submit a written comment on an item" link located at the top of each page of the agenda.*

**5:00 P.M.**

**MARKED AGENDA**

### **CITY COUNCIL MEETING**

Meeting will be held electronically.

**Call to Order – 5:02 P.M.**

**Roll Call – All present**

*One or more members of the Council may be attending the Council Meeting by telephone, video, or Internet conferencing, pursuant to A.R.S. § 38-431(4).*

**Mayor's Report – None.**



PERSONS WITH A DISABILITY MAY REQUEST A REASONABLE ACCOMMODATION BY CONTACTING THE CITY CLERK'S OFFICE AT (480-312-2412). REQUESTS SHOULD BE MADE 24 HOURS IN ADVANCE, OR AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE ACCOMMODATION. FOR TTY USERS, THE ARIZONA RELAY SERVICE (1-800-367-8939) MAY CONTACT THE CITY CLERK'S OFFICE (480-312-2412).

FOR ADDITIONAL INFORMATION VISIT: [WWW.SCOTTSDALEAZ.GOV/COUNCIL/MEETING-INFORMATION](http://WWW.SCOTTSDALEAZ.GOV/COUNCIL/MEETING-INFORMATION)

## Presentations/Information Updates

- **Announcement of Appointment to Judicial Appointments Advisory Board**

Mayor Lane will announce the Arizona Superior Court's appointment of Judge Joseph Kiefer as a member of the Judicial Appointments Advisory Board to serve a three-year term beginning October 1, 2020, and ending September 30, 2023, as stated in Arizona Superior Court Administrative Order No. 2020-144. – **Mayor Lane announced the appointment of Judge Joseph Kiefer to the Judicial Appointments Advisory Board effective October 1, 2020.**

## MINUTES

**Request:** Approve the [Work Study Session Minutes of October 6, 2020](#); [Regular Meeting Minutes of October 6, 2020](#); [Special Meeting Minutes of October 20, 2020](#); [Regular Meeting Minutes of October 20, 2020](#); [Work Study Session Minutes of October 20, 2020](#).

– **Councilmember Korte made a motion to approve the Work Study Session Minutes of October 6, 2020; Regular Meeting Minutes of October 6, 2020; Special Meeting Minutes of October 20, 2020; Regular Meeting Minutes of October 20, 2020; and Work Study Session Minutes of October 20, 2020. Councilwoman Littlefield seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.**

## CONSENT AGENDA **ITEMS 1-16**

**How the Consent Agenda Works:** The Council may take one vote to act on all of the items on the Consent Agenda or may remove items for further discussion. Items not removed from the Consent Agenda will be considered in one motion. Items removed for clarification or discussion by the Council will be acted on as appropriate.

– **Councilmember Korte made a motion to approve Consent Agenda Items 1 through 16. Councilwoman Littlefield seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.**

1. [Atlas Wines Liquor Licenses \(78-LL-2020 and 79-LL-2020\)](#) – **Approved on Consent.**  
**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 and a Series 7 (beer and wine bar) State liquor license for an existing location with a new owner.  
**Location:** 2515 N. Scottsdale Road, Suite 17  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
2. [TK & Drinks Distribution LLC Liquor License \(82-LL-2020\)](#) – **Approved on Consent.**  
**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 Drive, Suite 3021  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
3. [North 90<sup>th</sup> Street Smoke Shop & Convenient Store Liquor License \(84-LL-2020\)](#) – **Approved on Consent.**  
**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 a new location and owner.  
**Location:** 9393 N. 90<sup>th</sup> Street, Suite 105  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)

4. **[Airport Lease Agreements – Approved on Consent.](#)**  
**Request:** Adopt **Resolution No. 11943** authorizing the lease of hangar space at the Scottsdale Airport under the following lease agreements:
  1. Lease Agreement No. 2020-169-COS with Jet Aviation of America, Inc.
  2. Lease Agreement No. 2020-170-COS with Sean Armstrong.**Staff Contact(s):** Gary Mascaro, Aviation Director, 480-312-7735, [gmascaro@scottsdaleaz.gov](mailto:gmascaro@scottsdaleaz.gov)
5. **[North General Aviation Executive Box Hangar Project Construction Phase Services Contract – Approved on Consent.](#)**  
**Request:** Adopt **Resolution No. 11944** to authorize:
  1. CM@Risk Contract No. 2020-171-COS with Sun Eagle Corporation in the amount of \$3,822,571 to conduct construction phase services for the North General Aviation Executive Box Hangar Project at Scottsdale Airport. The total contract price for this project is \$3,972,571, to include a City contingency in the amount of \$150,000.
  2. The following FY 2020/21 Capital Budget Appropriation budget transfers totaling \$4,300,000 to the Design/Construct North General Aviation Box Hangar (AF01) capital project to be funded by the Aviation Fund funding source:
    - a. \$2,873,000 transfer from the Aviation Future Grants Capital Contingency Budget
    - b. \$1,427,000 transfer from the General Fund Capital Contingency Budget**Staff Contact(s):** Gary Mascaro, Aviation Director, 480-312-7735, [gmascaro@scottsdaleaz.gov](mailto:gmascaro@scottsdaleaz.gov)
6. **[Ashler Hills Park Architectural Services Contract – Approved on Consent.](#)**  
**Request:** Adopt **Resolution No. 11955** to authorize:
  1. Contract No. 2020-179-COS with Floor Associates in the amount of \$509,800 to provide design services for Project 55 – Build a 17-Acre Neighborhood Park at Ashler Hills Drive and 74<sup>th</sup> Way (Whisper Rock).
  2. The City Manager, or designee, to initiate a Municipal Use Master Site Plan.**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)
7. **[Maricopa Association of Governments Uniform Standard Specifications and Details for Public Works Construction, with the 2020 Revisions, and the 2020 Scottsdale Supplement – Approved on Consent.](#)**  
**Requests:**
  1. Adopt **Resolution No. 11961** declaring the documents titled “*Uniform Standard Specifications and Details for Public Works Construction*” and “*City of Scottsdale 2020 Supplement to MAG Uniform Standard Specifications and Details for Public Works Construction*” to be public records.
  2. Adopt **Ordinance No. 4475** authorizing the adoption of the Uniform Standard Specifications and Details for Public Works Construction, with the 2020 revisions, and the 2020 Scottsdale Supplement.**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [daworth@scottsdaleaz.gov](mailto:daworth@scottsdaleaz.gov)
8. **[Underground Fuel Storage On-Call Engineering Services – Approved on Consent.](#)**  
**Request:** Adopt **Resolution No. 11969** authorizing Contract 2017-160-COS-A2 with Gannett Fleming, Inc., for a one-year extension in an amount not to exceed \$1,000,000, for permanent underground fuel storage tank closures and new fuel system design related services.  
**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)
9. **[Architectural Services Contracts for Capital Improvement and Facilities Projects – Approved on Consent.](#)**  
**Request:** Adopt **Resolution No. 11970** authorizing the following one-year contract extensions in an amount not to exceed \$750,000 per contract for on-call architectural services:
  1. Contract No. 2018-177-COS-A1 with Fucello Architects, LLC
  2. Contract No. 2018-178-COS-A1 with Weddle & Gilmore Architects, LLC
  3. Contract No. 2018-179-COS-A1 with DWL Architects-Planners, Inc.**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)

10. **Crossroads East Drainage and Public Works Infrastructure Construction Phase Services Contract – Approved on Consent.**  
**Request:** Adopt **Resolution No. 11987** authorizing CM@Risk Contract No. 2020-189-COS with Haydon Building Corp. in the amount of \$1,581,222.25 to provide preconstruction phase services for the Crossroads East sewer lift station project.  
**Staff Contact(s):** Daniel Worth, Public Works Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)
11. **Arizona Site Steward Program Intergovernmental Agreement – Approved on Consent.**  
**Request:** Adopt **Resolution No. 11940** authorizing Agreement No. 2020-167-COS with the Arizona State Parks Board for training and administration of Scottsdale McDowell Sonoran Preserve volunteers under the Arizona Site Steward Program.  
**Staff Contact(s):** Kroy Ekblaw, Preserve Director, 480-312-7064, [kekblaw@scottsdaleaz.gov](mailto:kekblaw@scottsdaleaz.gov)
12. **Transit Services Intergovernmental Agreement – Approved on Consent.**  
**Request:** Adopt **Resolution No. 11939** authorizing Agreement No. 2018-126-COS-A3, the third amendment to the agreement with the Regional Public Transportation Authority, for FY 2020/21 transit services.  
**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)
13. **Proposition 202 Grant Funds Acceptance – Approved on Consent.**  
**Request:** Adopt **Resolution No. 11954** to authorize:
  1. The City to accept \$75,128 in Proposition 202 Tribal Gaming funds from the Gila River Indian Community.
  2. The Government Relations Director, or designee, to execute any necessary documents to facilitate the receipt or transmittal of the specified grant money.
  3. A budget transfer in the amount of \$75,128 from the FY 2020/21 Future Grants Budget and/or Grant Contingency Budget to a newly created cost center to record the related grant activity.**Staff Contact(s):** Brad Lundahl, Government Relations Director, 480-312-2683, [blundahl@scottsdaleaz.gov](mailto:blundahl@scottsdaleaz.gov)
14. **State Library Grant Acceptance – Approved on Consent.**  
**Request:** Adopt **Resolution No. 11962** to authorize:
  1. Acceptance of the State Library, Archives and Public Records State Grants-in-Aid grant in the amount of \$25,000 to support enhancements for satellite and contactless library services at Rio Montana Park to provide library materials collection access to the public.
  2. A budget transfer in the amount of \$25,000 from the adopted FY 2020/21 Future Grants Operating Budget and/or the Grant Contingency Budget to a newly created cost center to record the related grant activity.
  3. The City Manager, or designee, to execute any other documents and take such other actions as are necessary to carry out the intent of Resolution No. 11962.**Staff Contact(s):** Kira Peters, Library Director, 480-312-2691, [kpeters@scottsdaleaz.gov](mailto:kpeters@scottsdaleaz.gov)
15. **SOHO Phase 2 Public Art Budget Transfer – Approved on Consent.**  
**Request:** Adopt **Resolution No. 11973** authorizing a FY 2020/21 Community and Economic Development, Planning and Development Department Special Programs Fund Operating Budget Transfer in the amount of \$231,000 to a newly created Capital Improvement Project to be titled “SOHO Phase 2 Public Art” and funded by the Airpark Cultural Trust and installed within the greater Airpark area.  
**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)

16. [North Corporation Yard Garage Budget Transfer – Approved on Consent.](#)  
**Request:** Adopt **Resolution No. 11975** authorizing the following FY 2020/21 Capital Budget Appropriation budget transfers totaling \$3,800,000 to a newly created project to be titled “North Corporation Yard Garage” and funded by fleet rates funding sources:
1. \$1,480,000 transfer from Fleet South Corporate Yard Compliance (BG02)
  2. \$2,320,000 transfer from Fleet Fuel Site Upgrade (BE03)
- Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)

## **REGULAR AGENDA ITEMS 17-20**

**How the Regular Agenda Works:** The Council takes a separate action on each item on the Regular Agenda.

17. [Seventh Day Adventists Non-Major General Plan Amendment and Rezoning \(4-GP-2019 and 14-ZN-2019\)](#)  
**Requests:**
1. Adopt **Resolution No. 11935** to:
    - a. Approve a Non-Major General Plan Amendment to the Scottsdale General Plan 2001 Conceptual Land Use Map from Employment to Mixed-Use Neighborhoods on 5± acres of a 75±-acre site.
    - b. Approve a Non-Major General Plan Amendment to the Greater Airpark Character Area Plan Future Land Use Map to change the land use designation from 47± acres of Airpark Mixed-Use Residential (AMU-R), 13± acres of Airpark Mixed-Use (AMU), and 15± acres of Aviation (AV), to 23± acres of Airpark Mixed Use-Residential (AMU-R), 24± acres of Airpark Mixed Use (AMU), 15± acres of Aviation (AV), and 13± acres of Employment (EMP) on a 75±-acre site.
  2. Adopt **Ordinance No. 4470** approving a Zoning District Map amendment from Single-Family Residential (R1-35) and Industrial Park (I-1) zoning to Planned Airpark Core Development, Airpark Mixed Use Residential (PCP/AMU-R) on 23± acres; Planned Airpark Core Development, Airpark Mixed Use (PCP/AMU) on 24± acres; Planned Airpark Core Development, Aviation (PCP/AV) on 15± acres; and Planned Airpark Core Development, Employment (PCP/EMP) on 13± acres, including approval of a development plan, all on a 75±-acre site.
  3. Adopt **Resolution No. 11934** declaring the document titled “Arizona Conference Corporation of Seventh Day Adventists Development Plan” to be a public record.
- Location:** 7440 and 7410 E. Sutton Drive; 7301, 7401, 7501, 7509, and 7511 E. Redfield Road; and 13405 N. Scottsdale Road
- Presenter(s):** Bryan Cluff, Principal Planner
- Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)
- Principal Planner Bryan Cluff and Applicant Representative Kurt Jones presentations.**  
**– Councilmember Korte made a motion to adopt Resolution No. 11935, Ordinance No. 4470, Resolution No. 11934, and Ordinance No. 4471. Councilwoman Milhaven seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.**
18. [Seventh Day Adventist Planned Airpark Core Text Amendment \(5-TA-2019\)](#)  
**Request:** Adopt **Ordinance No. 4471** approving a text amendment to the City of Scottsdale Zoning Ordinance No. 455 for the purpose of amending Sections 5.4006, Table 5.4006.A (Use of Regulations), to remove the Use Limitation of 50% of the ground floor building area of the development plan (Note 4), as it pertains to the Office land use in the Airpark Mixed-Use subdistrict of the Planned Airpark Core Development zoning district.
- Presenter(s):** Bryan Cluff, Principal Planner
- Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)
- Items 17 and 18 were considered and approved together.**



19. [Axon Rezoning \(13-ZN-2020\)](#)

**Requests:**

1. Adopt **Ordinance No. 4474** approving a zoning district map amendment from Planned Community (P-C) District to Planned Community District with the P-C comparable Industrial Park District (P-C I-1), including a development plan and an amendment to the maximum building height for the Axon building only from 52 feet (exclusive of rooftop appurtenances) to 82 feet (exclusive of rooftop appurtenances) on a 30±-acre portion of a 60±-acre site.
2. Adopt **Resolution No. 11950** declaring the document titled “*Axon Scottsdale Campus Development Plan*” to be a public record.

**Location:** Southeast Corner of North Hayden Road and Loop 101

**Presenter(s):** Greg Bloemberg, Senior Planner

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

– Senior Planner Greg Bloemberg and Applicant Representative Charles Huellmantel presentations.

– Councilwoman Klapp made a motion to adopt: (1) Ordinance No. 4474, with the added stipulation that, “The property owner shall provide enhanced landscaping along the Mayo Boulevard frontage as depicted in the “Landscape Buffer Exhibit at Mayo Blvd” dated November 10, 2020; and (2) Resolution No. 11950. Councilmember Korte seconded the motion, which carried 5/2, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, and Milhaven voting in the affirmative and Councilmembers Littlefield and Phillips dissenting.

– Councilman Phillips made an alternate motion to postpone Item 19 to a later date to allow for more public input. Councilwoman Littlefield seconded the motion, which failed, 2/5, with Councilmembers Littlefield and Phillips voting in the affirmative, and Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, and Milhaven dissenting.

20. [Scottsdale Arts Management Services Agreement](#)

**Requests:**

1. Adopt **Resolution No. 11730** authorizing Management Services Agreement No. 2020-046-COS with the Scottsdale Cultural Council, dba Scottsdale Arts, for advisory and management services regarding the City’s arts and cultural programs and facilities.
2. Adopt **Resolution No. 11918** authorizing the deferred payment of \$98,157 to the Scottsdale Cultural Council for the FY 2020/21 Financial Participation Agreement with the Scottsdale Cultural Council.

**Presenter(s):** Karen Churchard, Tourism and Events Director

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

– Tourism and Events Director Karen Churchard presentation.

– Councilwoman Milhaven made a motion to adopt Resolution No. 11730 and Resolution No. 11918. Councilwoman Klapp seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.

## MAYOR AND COUNCIL

## ITEM 21

21. **Boards, Commissions, and Task Force Nominations (Note: Appointments scheduled for December 1, 2020)**

**How the Board and Commission Nomination Process Works:** The Council will review applications submitted for the board and commission openings under consideration. From this applicant pool, the Council will select nominees for further consideration.

Board of Adjustment (two vacancies) – **Councilwoman Klapp nominated Brian Kaufman and Mike Metz.**

Building Advisory Board of Appeals (two vacancies) – **No nominations.**

Development Review Board (three vacancies) – **Councilwoman Milhaven nominated Jeffrey Brand, Doug Craig, and Andrea Davis; Vice Mayor Whitehead nominated Ali Fakhri; Councilmember Korte nominated Larry Kush; and Mayor Lane nominated Michael Buschbacher.**

Environmental Advisory Commission (one vacancy) – **Vice Mayor Whitehead nominated Tammy Bosse.**

Historic Preservation Commission (one vacancy) – **Councilwoman Littlefield nominated Christie Kinchen.**

Human Relations Commission (one vacancy) – **Councilman Phillips nominated Denise Atwood, Councilmember Korte nominated Andrew Williams, Mayor Lane nominated Lawdan Shojaee, Councilwoman Klapp nominated Suzan Austin, and Councilwoman Littlefield nominated Terri Rudin.**

Industrial Development Authority (three vacancies) – **No nominations.**

McDowell Sonoran Preserve Commission (one vacancy) – **Councilmember Korte nominated Todd Shaffer, Mayor Lane nominated Stephen Coluccio, and Councilwoman Klapp nominated Robert Fishman.**

Neighborhood Advisory Commission (one vacancy) – **Mayor Lane nominated David Brotman, Councilwoman Klapp nominated Louise Lamb, and Vice Mayor Whitehead nominated Dawn Abel.**

Personnel Board (two vacancies) – **Councilwoman Klapp nominated Barbara Burns and Bruce Washburn, Councilwoman Milhaven nominated Mary Fowler, and Councilwoman Littlefield nominated Roger Geddes.**

Tourism Development Commission (one Scottsdale Hotelier vacancy) – **Councilwoman Milhaven nominated Sally Shaffer.**

Transportation Commission (one vacancy) – **Vice Mayor Whitehead nominated Donald Anderson and Councilman Phillips nominated Jay Rosenthal.**

Veterans Advisory Commission (one vacancy) – **Councilwoman Littlefield nominated Scott Rinchack.**

**Note: The only Council action to be taken on Item No. 21 is to select nominees for appointment consideration at a future Council meeting.**

**Adjournment – 7:00 P.M.**