

SCOTTSDALE CITY COUNCIL
REGULAR MEETING MINUTES
TUESDAY, OCTOBER 6, 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 5:17 P.M. on Tuesday, October 6, 2020.

ROLL CALL

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

Also Present: City Manager Jim Thompson, City Attorney Sherry Scott, Acting City Treasurer Judy Doyle, City Auditor Sharron Walker, and City Clerk Carolyn Jagger

MAYOR'S REPORT – Mayor Lane proclaimed October "*Employment of People with Disabilities Month*".

ADDED ITEMS

A1. Added Items

Consent Item No. 14A was added to the agenda on October 5, 2020.

Request: Vote to accept the agenda as presented or continue the added item(s) to the next scheduled Council meeting, which is October 20, 2020.

MOTION AND VOTE – ADDED ITEMS

Councilman Phillips made a motion to accept the agenda as presented. 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.

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.

MINUTES

Request: Approve the Regular Meeting Minutes of September 8, 2020; and Special Meeting Minutes of September 15, 2020.

MOTION AND VOTE – MINUTES

Councilmember Korte made a motion to approve the Regular Meeting Minutes of September 8, 2020; and Special Meeting Minutes of September 15, 2020. Vice Mayor Whitehead 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

- 1. Off the Hook Liquor License (66-LL-2020)**
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: 4209 N. Craftsman Court
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 2. Quick Stop Liquor License (71-LL-2020)**
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: 7123 E. Oak Street
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 3. Taphouse Kitchen Liquor License (72-LL-2020)**
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: 6137 N. Scottsdale Road, Suite 108
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 4. Belles Nashville Kitchen Liquor License (73-LL-2020)**
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: 7212 E. Main Street
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 5. Hyatt Place Liquor License (74-LL-2020)**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 11 (hotel/motel) State liquor license for an existing location with a new owner.
Location: 7300 E. 3rd Avenue
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

- 6. Golden Imperial Products Liquor License (75-LL-2020)**
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: 9170 E. Bahia Drive, Suite 203A
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 7. 12015 E. Ironwood Drive Easement Abandonment (9-AB-2019)**
Request: Adopt **Resolution No. 11924** authorizing the abandonment of 33 feet of General Land Office Patent easement located along the southern (E. Ironwood Drive alignment) and eastern (N. 121st Street alignment) boundaries of Parcel No. 217-32-058G, with Single-Family Residential District (R1-43) zoning.
Location: 12015 E. Ironwood Drive
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
- 8. Site 42 Reservoir Storage Expansion Project Construction Phase Services Contract**
Request: Adopt **Resolution No. 11845** authorizing CM@Risk Contract No. 2020-106-COS with MGC Contractors, Inc., in an amount not to exceed \$7,431,209.52, to provide construction phase services for the Site 42 Reservoir Storage Expansion project.
Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov
- 9. Site 43 1.0 MG Reservoir**
Request: Adopt **Resolution No. 11938** authorizing Construction Bid Award No. 21PB001 to Haydon Building Corp., the lowest responsive bidder, in the amount of \$2,263,800 for construction of the Site 43 1.0 MG reservoir.
Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov
- 10. Paradise Valley Farms Waterline Replacement**
Request: Adopt **Resolution No. 11945** authorizing Construction Bid Award No. 20PB044 to Sellers & Sons, Inc., the lowest responsive bidder, in the amount of \$1,160,904.83 for the construction of the Paradise Valley Farms Waterline Replacement project.
Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov
- 11. Rassner Memorial Scottsdale Library Endowment Allocation for Fiscal Year 2020/21**
Request: Adopt **Resolution No. 11912** approving the distribution of \$18,000 in interest income from the Rassner Memorial Scottsdale Library Endowment Fund for FY 2020/21 and authorizing the allocation of funds to recommended activities.
Staff Contact(s): Bill Murphy, Assistant City Manager, 480-312-7954, bmurphy@scottsdaleaz.gov
- 12. Proposition 202 Grant Funds Acceptance**
Request: Adopt **Resolution No. 11937** to authorize:
 1. Agreement No. 2020-166-COS with the Fort McDowell Yavapai Nation to accept Proposition 202 Tribal Gaming Funds in the amount of \$47,000.
 2. A budget transfer in the amount of \$47,000 from the adopted FY 2020/21 Grant Contingency and/or the Future Grants Budget to a newly created cost center to record the grant activity.**Staff Contact(s):** Brad Lundahl, Government Relations Director, 480-312-2683, blundahl@scottsdaleaz.gov

- 13. Sports Field Lighting and Installation Job Order Contract**
Request: Adopt **Resolution No. 11941** authorizing Contract No. 2020-168-COS with Musco Sports Lighting, LLC, in an amount not to exceed \$5,000,000 for a two-year term, for sports field lighting, installation and related material.
Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov
- 14. Gila River General Stream Adjudication Intergovernmental Agreement**
Request: Adopt **Resolution No. 11946** authorizing Agreement No. 2019-142-COS-A2, the second amendment to the agreement with the cities of Avondale, Glendale, and Mesa, which adds the City of Tempe to the agreement, for joint legal representation in the Gila River General Stream Adjudication.
Staff Contact(s): Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov
- 14A. Emergency Management Resolution to Promote Economic Recovery**
Request: Adopt **Resolution No. 11974** to authorize:
1. Repeal of Resolution No. 11862.
 2. The City Manager in his discretion to temporarily suspend enforcement of specified regulations and fees in order to promote economic recovery from the effects of the state of emergency caused by the Coronavirus (COVID-19) pandemic through May 31, 2021.
- Staff Contact(s):** Karen Churchard, Tourism and Events Director, 480-312-2890, kchurchard@scottsdaleaz.gov

MOTION AND VOTE – CONSENT AGENDA

Councilmember Korte made a motion to approve Consent Agenda Items 1 through 14A. Councilman Phillips 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.

REGULAR AGENDA

- 15. Estates on 128th Rezoning and Non-Major General Plan Amendment (20-ZN-2019 and 8-GP-2019)**
Requests:
1. Adopt **Ordinance No. 4468** approving a zoning district map amendment from Single-Family Residential, Environmentally Sensitive Lands (R1-35 ESL) zoning to Single-Family Residential, Planned Residential Development, Environmentally Sensitive Lands (R1-18 PRD ESL) zoning on 5.05± acres and (R1-35 PRD ESL) on 4.96± acres and a Development Plan with amended development standards for the lot area, lot width, and setbacks for a 12-lot single-family residential community on a total 10±-acre property.
 2. Adopt **Resolution No. 11910** declaring the document titled "*Estates on 128th Development Plan*" to be a public record.
 3. Adopt **Resolution No. 11926** approving a Non-Major General Plan Amendment to the Scottsdale General Plan 2001 Conceptual Land Use Map from Rural Neighborhoods to Suburban Neighborhoods on a 10±-acre site.
- Location:** Southeast corner of N. 128th Street and E. Shea Boulevard
Presenter(s): Doris McClay, Senior Planner
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

Senior Planner Doris McClay gave a PowerPoint presentation (attached) on the Estates on 128th Rezoning and non-major general plan amendment applications.

Applicant Representative Jordon Rose thanked Ms. McClay for her presentation and offered to answer any questions.

MOTION AND VOTE – ITEM 15

Councilwoman Milhaven made a motion to adopt Ordinance No. 4468, Resolution No. 11910, and Resolution 11926. Councilmember Korte 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 ITEMS

16. Boards, Commissions, and Task Forces Appointments

Airport Advisory Commission

Nominee(s): Larry Bernosky, Peter Mier, Rick Milburn

Council to fill three vacancies (appointments effective October 6, 2020)

Larry Bernosky: Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips.

Peter Mier: Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips.

Rick Milburn: Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips.

Appointments: Larry Bernosky was reappointed, and Peter Mier and Rick Milburn were appointed, to the Airport Advisory Board, effective October 6, 2020.

Citizens' Bond Oversight Committee

Nominee(s): Andrew Armstrong, Hyungju (Ben) Hur, Brion Neeley, Linda Spink

Council to fill three vacancies (appointments effective October 6, 2020)

(First Round)

Andrew Armstrong: Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips.

Hyungju (Ben) Hur: Mayor Lane; Vice Mayor Whitehead; and Councilmembers Littlefield and Phillips.

Brion Neeley: Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, and Milhaven.

Linda Spink: Councilmembers Klapp, Korte, Milhaven, and Phillips.

(Second Round)

Hyungju (Ben) Hur: Mayor Lane; Vice Mayor Whitehead; and Councilmembers Littlefield and Phillips.

Linda Spink: Councilmembers Klapp, Korte, and Milhaven.

Appointments: Andrew Armstrong and Brion Neeley were reappointed, and Hyungju (Ben) Hur was appointed, to the Citizens' Bond Oversight Committee, effective October 6, 2020.

Human Relations Commission

Nominee(s): *Robin Murphy, Stuart Rhoden, Terri Rudin, Janice Shimokubo
Council to fill two vacancies (appointments effective October 6, 2020)

*Nominee withdrew application from consideration for current vacancy.

Stuart Rhoden: Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, and Milhaven.

Terri Rudin: Councilmembers Littlefield and Phillips.

Janice Shimokubo: Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips.

Appointments: Stuart Rhoden and Janice Shimokubo were reappointed to the Human Relations Commission, effective October 6, 2020.

Industrial Development Authority

Nominee(s): Jeffrey Greene
Council to fill one vacancy (appointment effective October 6, 2020)

Jeffrey Greene: Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips.

Appointment: Jeffrey Greene was appointed to the Industrial Development Authority, effective October 6, 2020.

Judicial Appointments Advisory Board

Nominee(s): Steven Jackson, Tricia Schafer
Council to fill one State Bar Rep vacancy (appointment effective October 6, 2020)

Steven Jackson: Mayor Lane and Vice Mayor Whitehead.

Tricia Schafer: Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips.

Appointment: Tricia Schafer was appointed to the Judicial Appointments Advisory Board, effective October 6, 2020.

Neighborhood Advisory Commission

Nominee(s): Jonathan Budwig, William James

Council to fill two vacancies (appointments effective October 6, 2020)

Jonathan Budwig: Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips.

William James: Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips.

Appointments: Jonathan Budwig and William Jones were appointed to the Neighborhood Advisory Commission, effective October 6, 2020.

Personnel Board

*Nominee(s): *Bill Amato*

Council to fill one vacancy (appointment effective October 6, 2020)

*Nominee withdrew application from consideration for current vacancy.

Planning Commission

Nominee(s): George Ertel, Barry Graham, Waseem Hamadeh, Jeffrey Kinney, Kevin Maxwell, Diane Nowak, William Scarbrough, Christian Serena, Joe Young

Council to fill four vacancies (appointments effective October 6, 2020)

George Ertel: Mayor Lane and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips.

Barry Graham: Mayor Lane; Vice Mayor Whitehead; and Councilmembers Littlefield and Phillips.

Waseem Hamadeh: Councilmembers Klapp and Phillips.

Kevin Maxwell: Vice Mayor Whitehead and Councilmembers Korte and Milhaven.

Diane Nowak: Vice Mayor Whitehead and Councilmember Littlefield.

William Scarbrough: Mayor Lane and Councilmembers Klapp, Korte, and Milhaven.

Christian Serena: Vice Mayor Whitehead and Councilmembers Littlefield and Phillips.

Joe Young: Mayor Lane and Councilmembers Klapp, Korte, and Milhaven.

Appointments: George Ertel, Barry Graham, William Scarbrough, and Joe Young were appointed to the Planning Commission, effective October 6, 2020.

Tourism Development Commission

*Nominee(s): Ken McKenzie, *Monica Nicodemus, *Michael Recuber, *Krista Welch*

Council to fill two hotelier vacancies (appointments effective October 6, 2020)

*Nominees are not Scottsdale hoteliers.

Ken McKenzie: Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips.

Appointments: Ken McKenzie was reappointed to the Tourism Development Commission, effective October 6, 2020.

Veterans Advisory Commission

*Nominee(s): *Matthew Freehan, Blake Lindgren, Daniel Zuczek
Council to fill one vacancy (appointment effective October 6, 2020)*

*Nominee withdrew application from consideration for current vacancy.

Blake Lindgren: Vice Mayor Whitehead and Councilmembers Klapp, Korte, and Milhaven.

Daniel Zuczek: Mayor Lane and Councilmembers Littlefield and Phillips.

Appointment: Blake Lindgren was appointed to the Veterans Advisory Commission, effective October 6, 2020.

MOTION – MAYOR AND COUNCIL ITEMS

Councilman Phillips made a motion to direct staff to look into using the Performing Arts Center as a temporary council meeting hall. The motion died for lack of a second.

ADJOURNMENT

The Regular City Council Meeting adjourned at 5:56 P.M.

SUBMITTED BY:



Carolyn Jagger, City Clerk


Officially approved by the City Council on November 10, 2020

CERTIFICATE

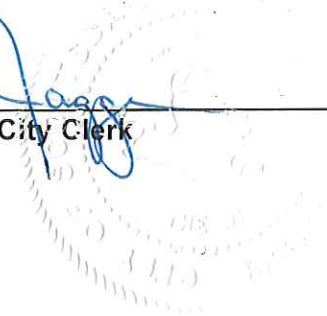
I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Regular Meeting of the City Council of Scottsdale, Arizona held on the 6th day of October 2020.

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

DATED this 10th day of November 2020.



Carolyn Jagger, City Clerk



Estates on 128th

20-ZN-2019
& 8-GP-2019

City Council
October 6, 2020

Coordinator: Doris McClay

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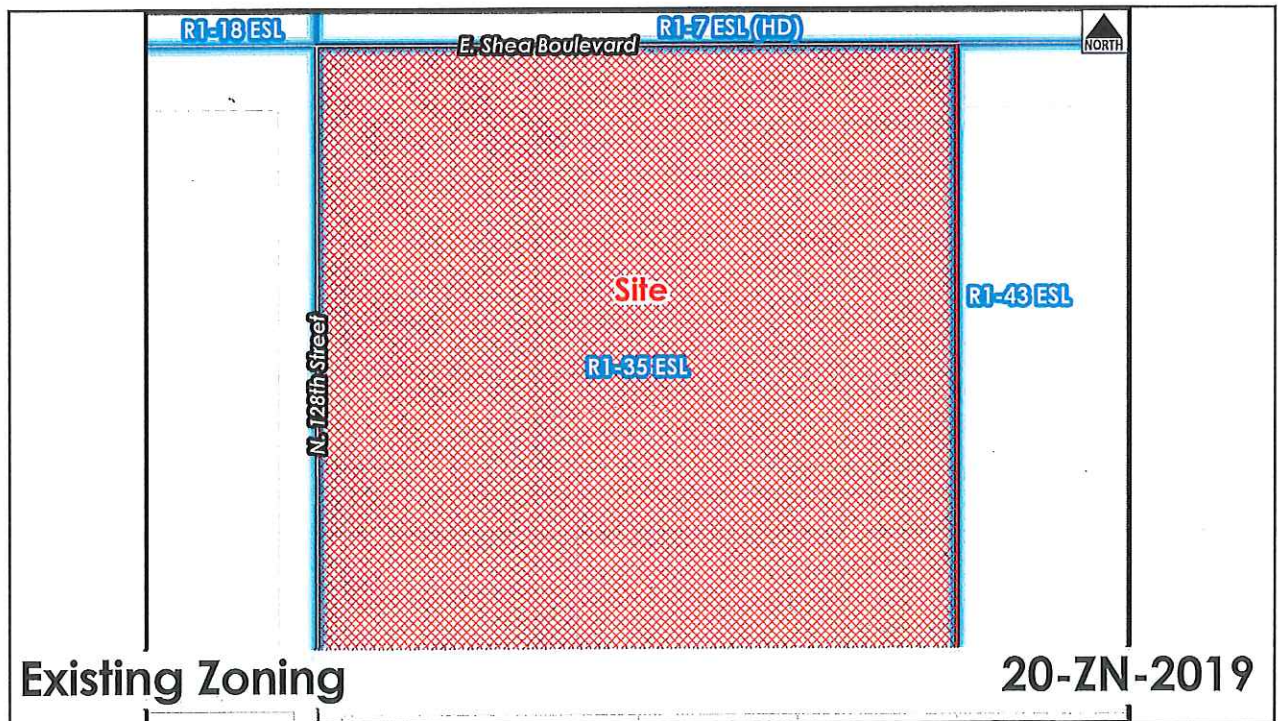
Context Aerial

20-ZN-2019 & 8-GP-2019

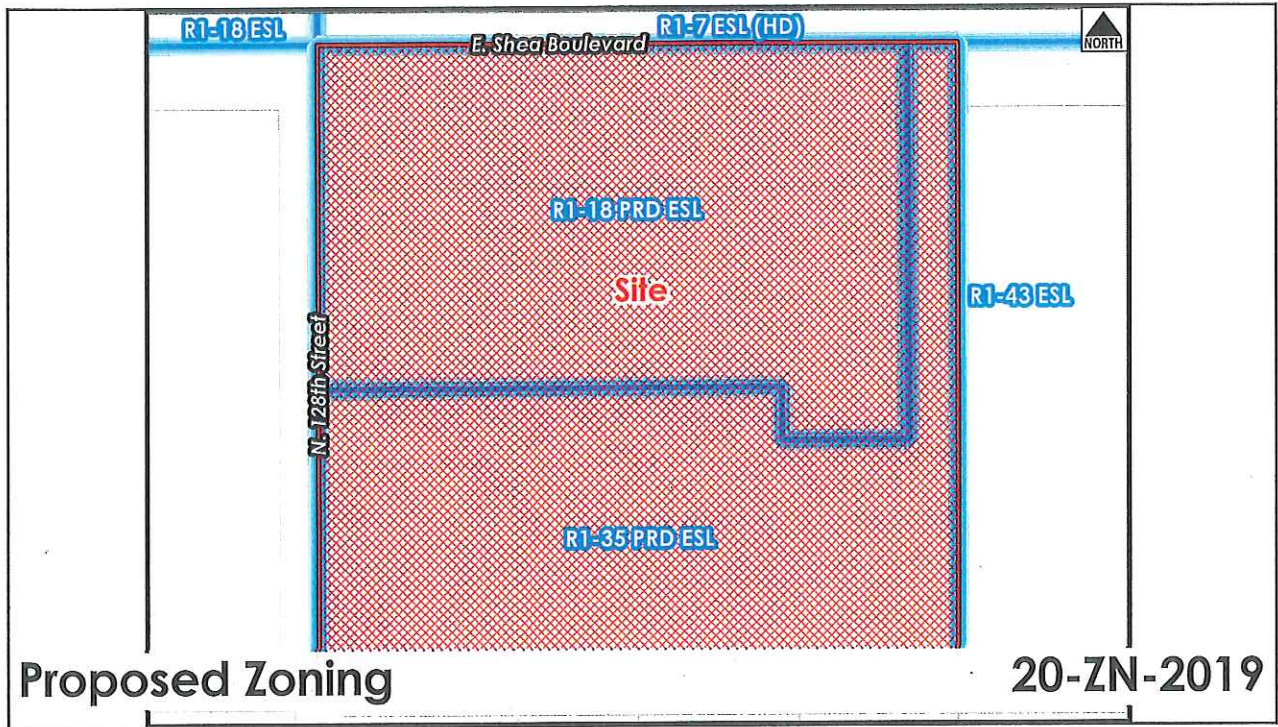
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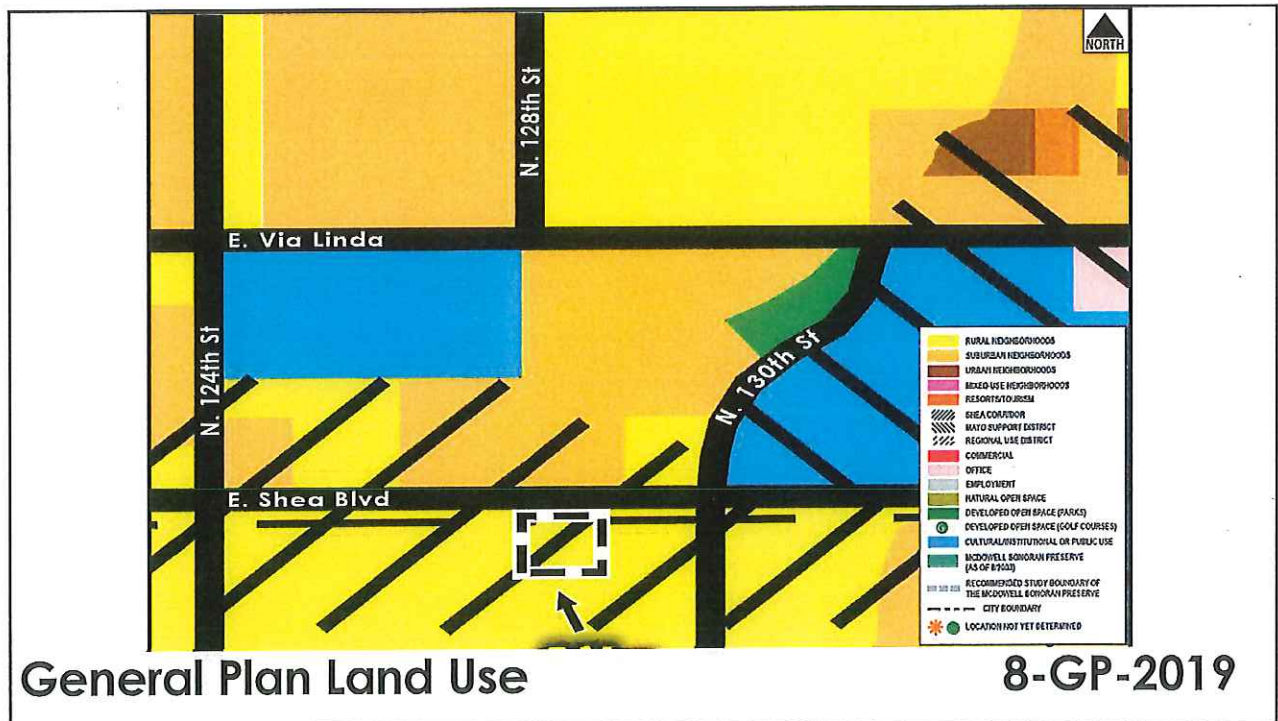
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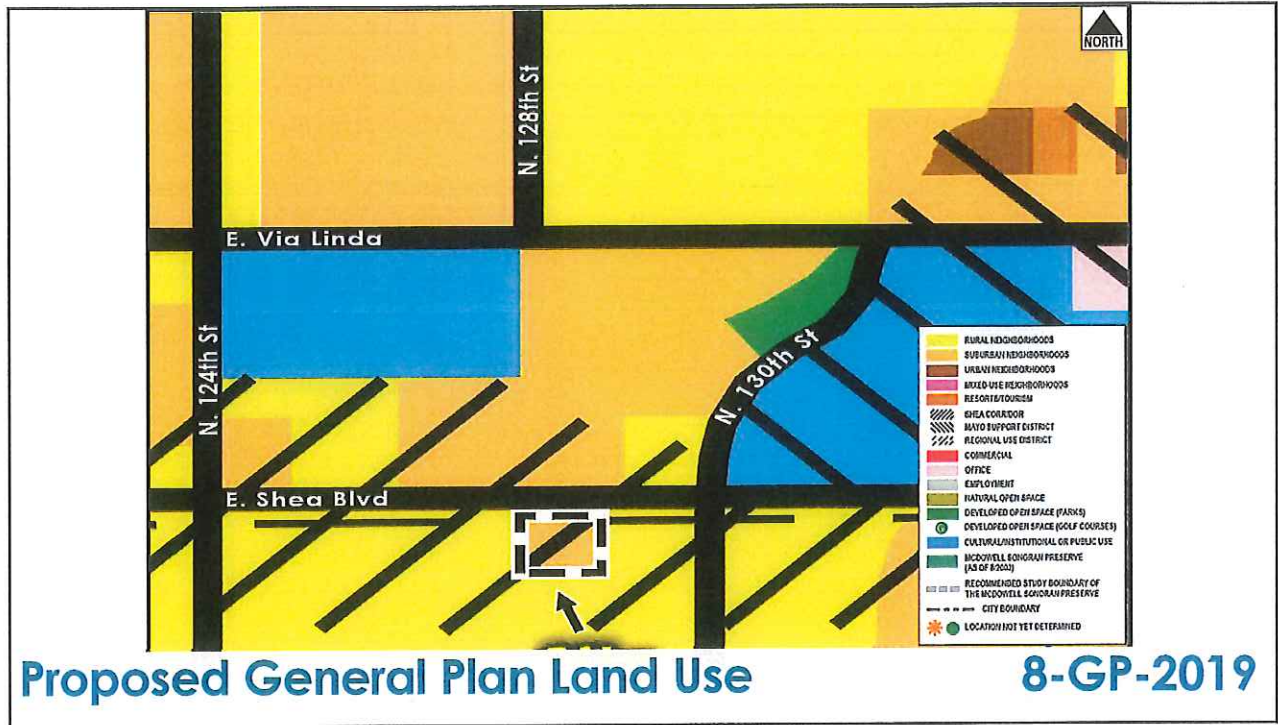
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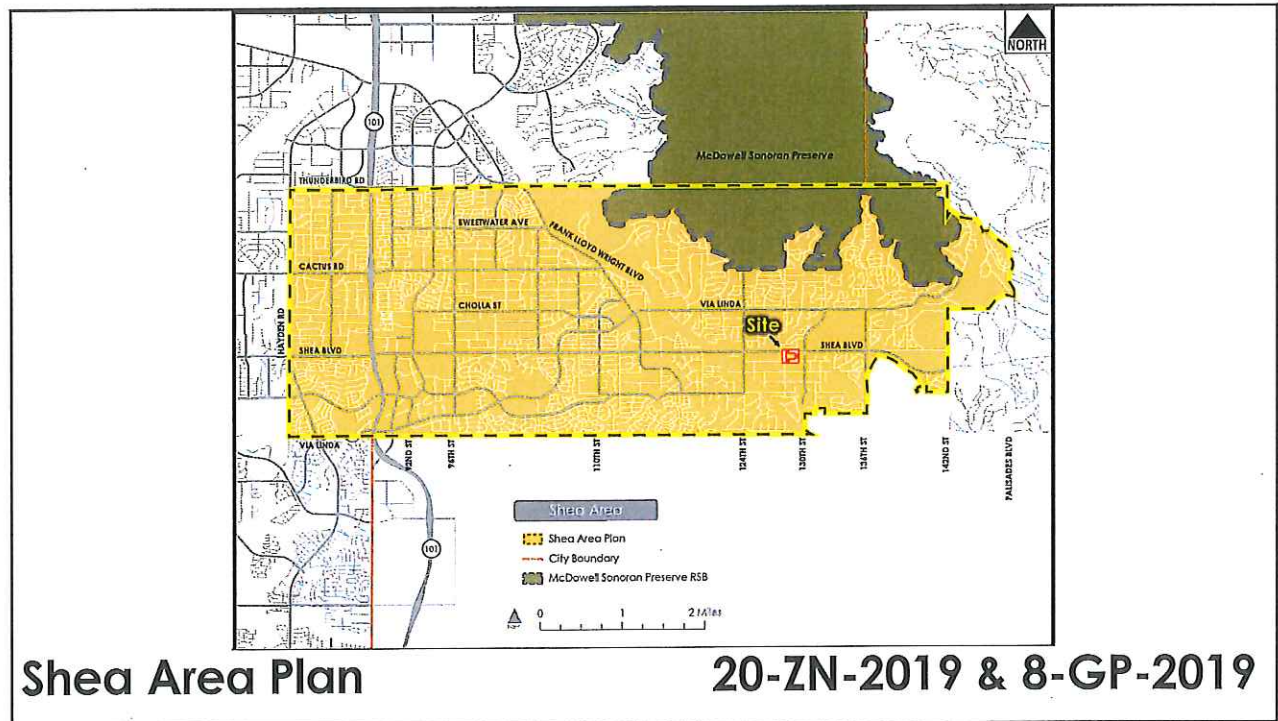
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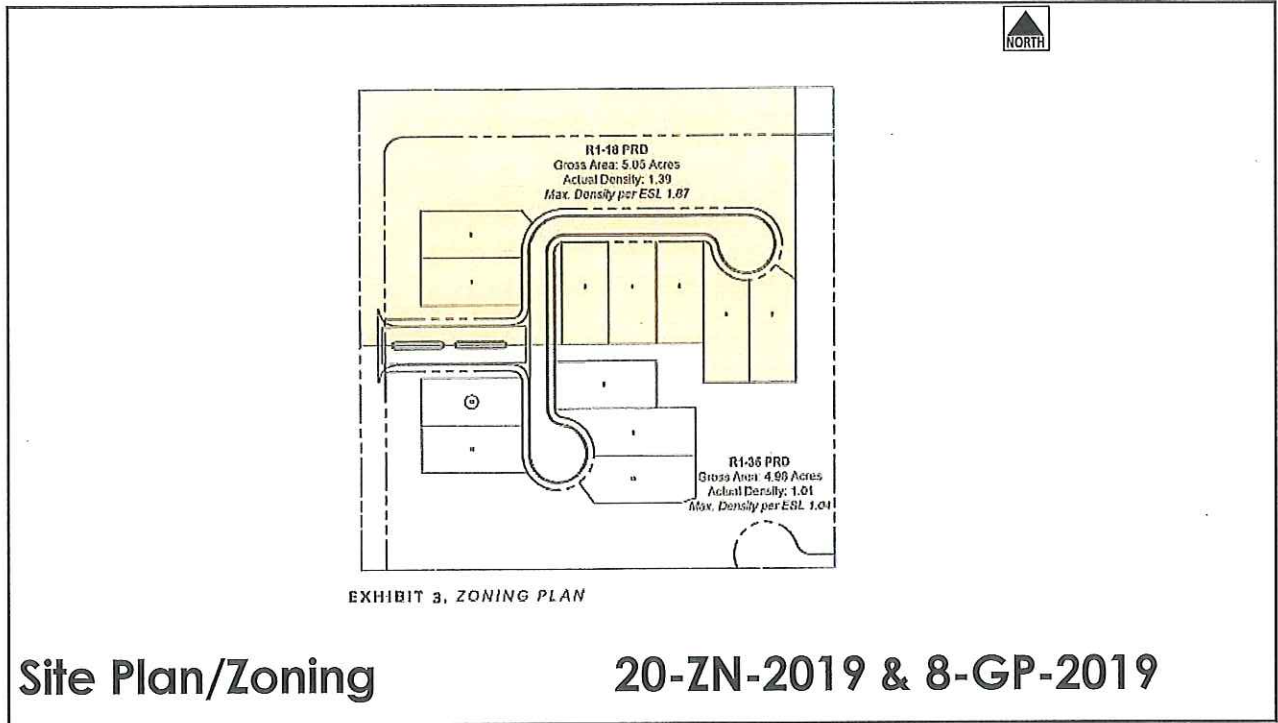
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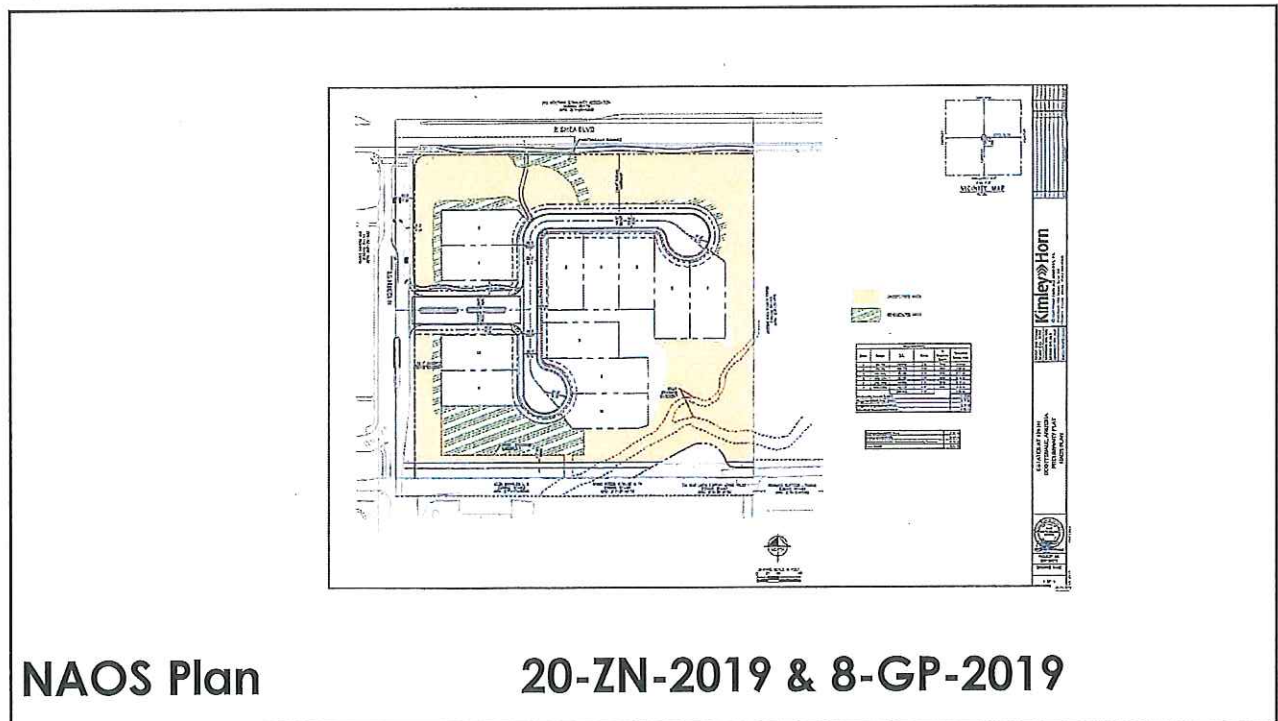
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Development Standards	R1-18 ESL (with 25% amended standards)	Proposed R1-18 PRO ESL	R1-35 ESL (with 25% amended standards)	Proposed R1-35 PRD ESL
Maximum Density	1.87 DU/AC	1.39 DU/AC (26% reduction)	1.04 DU/AC	1.01 DU/AC (3% reduction)
Lot area	13,500 square feet	9,100 square feet (33% decrease)	26,250 square feet	9,100 square feet (65% decrease)
Lot width	90 feet	65 feet (28% decrease)	101 feet	65 feet (36% decrease)
Minimum front yard setback	26 feet	23 feet (12% decrease)	30 feet	23 feet (23% decrease)
Minimum side yard setback	8 feet	6 feet (25% decrease)	11 feet	6 feet (45% decrease)
Minimum rear yard setback	23 feet	19 feet (17% decrease)	27 feet	19 feet (30% decrease)

PRD Development Standards 20-ZN-2019 & 8-GP-2019

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Estates on 128th

**20-ZN-2019
& 8-GP-2019**

City Council
October 6, 2020

Coordinator: Doris McClay

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