

SCOTTSDALE CITY COUNCIL
SPECIAL MEETING MINUTES
MONDAY, NOVEMBER 23, 2020



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

CALL TO ORDER

Vice Mayor Solange Whitehead called to order a Special Meeting of the Scottsdale City Council at 5:04 P.M. on Monday, November 23, 2020.

ROLL CALL

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

Absent: Mayor W.J. "Jim" Lane

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

PRESENTATIONS

Vice Mayor Whitehead recognized City employees Anthony Floyd and Lori Glover for their efforts to encourage the City to ask the Arizona Corporation Commission to continue to include energy efficiency incentives in the Commission's new Energy Rule.

- **Scottsdale Arts Presentation**

Presenter(s): Gerd Wuestemann, Scottsdale Arts President and CEO

Scottsdale Arts President and CEO Gerd Wuestemann gave a PowerPoint (attached) presentation on Scottsdale Arts activities.

CONSENT AGENDA

1. **Mondello's Italian Grill & Pizzeria Liquor License (80-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: 14144 N. 100th Street, Suite B-130

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

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.

- 2. Cats Pajamas Liquor License (81-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: 10323 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 3. Bei Express Liquor License (83-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 a new location and owner.
Location: 2910 N. Hayden Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 4. Pulque Restaurant Liquor License (87-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 a new location and owner.
Location: 9619 N. Hayden Road, Suite 108
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- 5. Don Bluth Front Row Theatre Conditional Use Permit (6-UP-2020)**
Request: Find that the conditional use permit criteria have been met and adopt **Resolution No. 11966** approving a Conditional Use Permit for live entertainment in a 3,000± square-foot establishment, zoned Highway Commercial, Planned Community District (C-3, PCD).
Location: 8989 E. Via Linda, Suite 118
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
- 6. Harvest Retail Conditional Use Permit (10-UP-2015#3)**
Request: Find that the conditional use permit criteria have been met and adopt **Resolution No. 11967** approving a five-year renewal and amendment to an existing Conditional Use Permit for a medical marijuana use (dispensary), including revisions to current hours of operation of 6:00 a.m. to 7:00 p.m. to 6:00 a.m. to 10:00 p.m. on a 1.08±-acre site with Industrial Park (I-1) zoning.
Location: 15190 N. Hayden Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
- 7. Stagecoach & Windmill Rezoning (12-ZN-2019)**
Request: Adopt **Ordinance No. 4478** approving a zoning district map amendment from Single-Family Residential, Environmentally Sensitive Lands (R1-190 ESL) zoning to Single-Family Residential, Environmentally Sensitive Lands (R1-70 ESL) zoning on a 30±-acre parcel.
Location: Southwest corner of E. Stagecoach Pass Road and N. Windmill Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

8. Solitude Rezoning and Abandonment (17-ZN-2019 and 10-AB-2019)

(See page 6.)

9. Palmeraie Phase II Rezoning and Development Agreement (7-ZN-2016#2 and 3-DA-2020)

Request: At the request of staff, continue to the November 30, 2020 Council Meeting.

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

10. Storyrock 1B Section C Final Plat (5-PP-2016#7)

Request: Approve the final plat for Storyrock 1B Section C to replat Phase 1B of the Master Plat for the Storyrock subdivision for 19 lots and tracts on 462± acres zoned Planned Community District, Environmentally Sensitive Lands (P-C ESL), with multiple Single-Family Residential district comparable zonings (R1-18 P-C ESL, R1-35 P-C ESL, R1-43 P-C ESL, and R1-70 P-C ESL), located approximately (from north to south) between E. Ranch Gate Road and E. Pinnacle Peak Road, and (from west to east) between N. 128th Street and the N. 134th Street alignment.

Location: East of the southwest corner of 128th Street and Ranch Gate Road

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

11. Well Site 159 Land Purchase and Municipal Use Master Site Plan

Request: Adopt **Resolution No. 11908** authorizing the purchase of 1.31± acres of land from the Arizona State Land Department and initiating a Municipal Use Master Site Plan for the construction of well site 159 located approximately one-half mile east of the intersection of Scottsdale Road and Legacy Boulevard.

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

12. Police and Fire Training Facility Preconstruction Phase Services Contract

Request: Adopt **Resolution No. 11953** authorizing CM@Risk Contract No. 2020-178-COS with CORE Construction, Inc., in the amount of \$152,500, to provide preconstruction phase services for the following Bond 2019 projects:

1. Project 26 – Replace Deteriorating Vehicle Training Track at the Police and Fire Training Facility.
2. Project 27 – Modernize and Expand the Police and Fire Training Facility.
3. Project 38 – Build a new Fire Department Training Facility.

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

13. Underground Fuel Storage Construction Services Job Order Contract

Request: Adopt **Resolution No. 11982** authorizing Contract No. 2017-167-COS-A2 with Cochise Contractors, Inc., in an amount not to exceed \$2,000,000 for a one-year contract extension for fuel underground storage tank removal and new fuel system installation.

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

14. Tourism Event Venue Fee Funding Program

Request: Adopt **Resolution No. 11990** to authorize a change to the FY 2020/21 Event Venue Fee Funding Program's room night requirement from 430 rooms to 338 rooms.

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

15. Mainstream Housing Voucher Grant Application

Request: Adopt **Resolution No. 12003** to authorize:

1. The submission of a grant application to the United States Department of Housing and Urban Development for Mainstream Housing Vouchers and acceptance of any resulting grant.
2. The Human Services Director or designee to execute any necessary grant agreements related to the acceptance and administration of the grant.
3. The City Manager, Human Services Director, and the City Attorney to execute any other documents or desirable instruments in connection with the grant.

Staff Contact(s): Bill Murphy, Assistant City Manager, 480-312-7954, bmurphy@scottsdaleaz.gov

16. Family Advocacy Center Grant

Request: Adopt **Resolution No. 12006** to authorize:

1. The acceptance of a grant from the Office of the Arizona Attorney General in the amount of \$32,408 to purchase equipment and supplies specifically for the Family Advocacy Center.
2. The Chief of Police, or designee, to conduct all negotiations and to execute and submit all documents and other necessary or desirable instruments in connection with the acceptance of the grant award.
3. A budget transfer in the amount of \$32,408 from the FY 2020/21 Future Grants Budget and/or Grant Contingency Budget and the creation of a new cost center to record the related grant activity.

Staff Contact(s): Alan Rodbell, Chief of Police, 480-312-1900, arodbell@scottsdaleaz.gov

17. Audit Committee Recommendation for the McDowell Sonoran Preserve Commission Sunset Review

Request: Adopt **Resolution No. 11985** accepting the Audit Committee's recommendation and authorizing the continuation of the McDowell Sonoran Preserve Commission and retaining its existing seven-member size.

Staff Contact(s): Sharron Walker, City Auditor, 480-312-7867, swalker@scottsdaleaz.gov

18. 2020 Public Transportation Agency Safety Plan

Request: Adopt **Resolution No. 11988** authorizing the approval of the 2020 Public Transportation Agency Safety Plan prepared by the Arizona Department of Transportation for small urban agencies, including the City of Scottsdale.

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

- 19. One Arizona Opioid Settlement Memorandum of Understanding**
Request: Adopt **Resolution No. 12005** authorizing the City Manager and City Attorney, and/or their designees, to enter into the *"One Arizona Opioid Settlement Memorandum of Understanding"* to authorize the City to participate in collective settlement negotiations with the State of Arizona and its participating cities, counties, and towns against manufacturers, distributors, marketers, and dispensaries of opioids, and to provide that any settlement funds obtained as a result of that collective negotiation will be distributed according to the terms set forth in the agreement.
Staff Contact(s): Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov
- 20. Fiscal Year 2020/21 Capital Improvement Plan Mid-Year Budget Adjustments**
Request: Adopt **Resolution No. 11984** authorizing FY 2020/21 Capital Improvement Plan mid-year budget adjustments.
Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov
- 21. Monthly Financial Report**
Request: Accept the FY 2020/21 Monthly Financial Report as of September 2020.
Staff Contact(s): Sylvia Dlott, Acting Budget Director, 480-312-2419, sdlott@scottsdaleaz.gov
- 22. November 3, 2020 General Election Canvass**
Request: Adopt **Resolution No. 12013** as the official canvass of the City of Scottsdale November 3, 2020, General Election.
Staff Contact(s): Carolyn Jagger, City Clerk, 480-312-2411, cjagger@scottsdaleaz.gov

MOTION AND VOTE – CONSENT AGENDA

Councilwoman Littlefield made a motion to approve Consent Agenda Items 1 through 22, with the exception of Item 8, which was removed from the Consent Agenda, and Item 7, which is being continued to November 30. Councilmember Korte seconded the motion, which carried 6/0, by roll call vote, with Vice Mayor Whitehead and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.

City Attorney Sherry Scott asked Vice Mayor Whitehead for a separate motion to continue Item 7.

MOTION AND VOTE – CONSENT AGENDA, ITEM 7

Councilwoman Littlefield made a motion to continue Item 7, Stagecoach and Windmill rezoning, to November 30. Councilmember Korte seconded the motion, which carried 6/0, by roll call vote, with Vice Mayor Whitehead and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.

8. Solitude Rezoning and Abandonment (17-ZN-2019 and 10-AB-2019)

Requests:

1. Adopt **Ordinance No. 4477** approving a zoning district map amendment from Single-Family Residential, Environmentally Sensitive Lands, Hillside District (R1-190 ESL HD) zoning to Single-Family Residential, Environmentally Sensitive Lands (R1-43 ESL) zoning on a 20±-acre site.
2. Adopt **Resolution No. 11965** authorizing the abandonment of a 20-foot right-of-way segment that runs east and west along the Whispering Winds alignment between N. 91st Street and N. 92nd Street, with Single-Family Residential, Environmentally Sensitive Lands, Hillside District (R1-190 ESL HD) zoning on a 20±-acre site.

Location: Southwest corner of E. Happy Valley Road and N. 92nd Street (Parcel Nos. 217-05-008A, 217-05-008E and 217-05-008F)

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

Senior Planner Meredith Tessier gave a PowerPoint presentation (attached) on the Solitude rezoning and abandonment request.

Applicant Representative John Berry gave a presentation on the Solitude rezoning and abandonment request.

MOTION AND VOTE – ITEM 8

Councilwoman Milhaven made a motion to adopt Ordinance No. 4477 and Resolution No. 11965. Councilmember Korte seconded the motion, which carried 5/1, by roll call vote, with Vice Mayor Whitehead and Councilmembers Klapp, Korte, Milhaven, and Phillips voting in the affirmative and Councilwoman Littlefield dissenting.

ADJOURNMENT

The Special City Council Meeting adjourned at 5:35 P.M.

SUBMITTED BY:



Carolyn Jagger
City Clerk

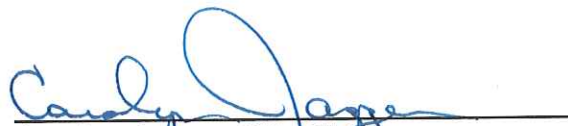
Officially approved by the City Council on December 1, 2020

C E R T I F I C A T E

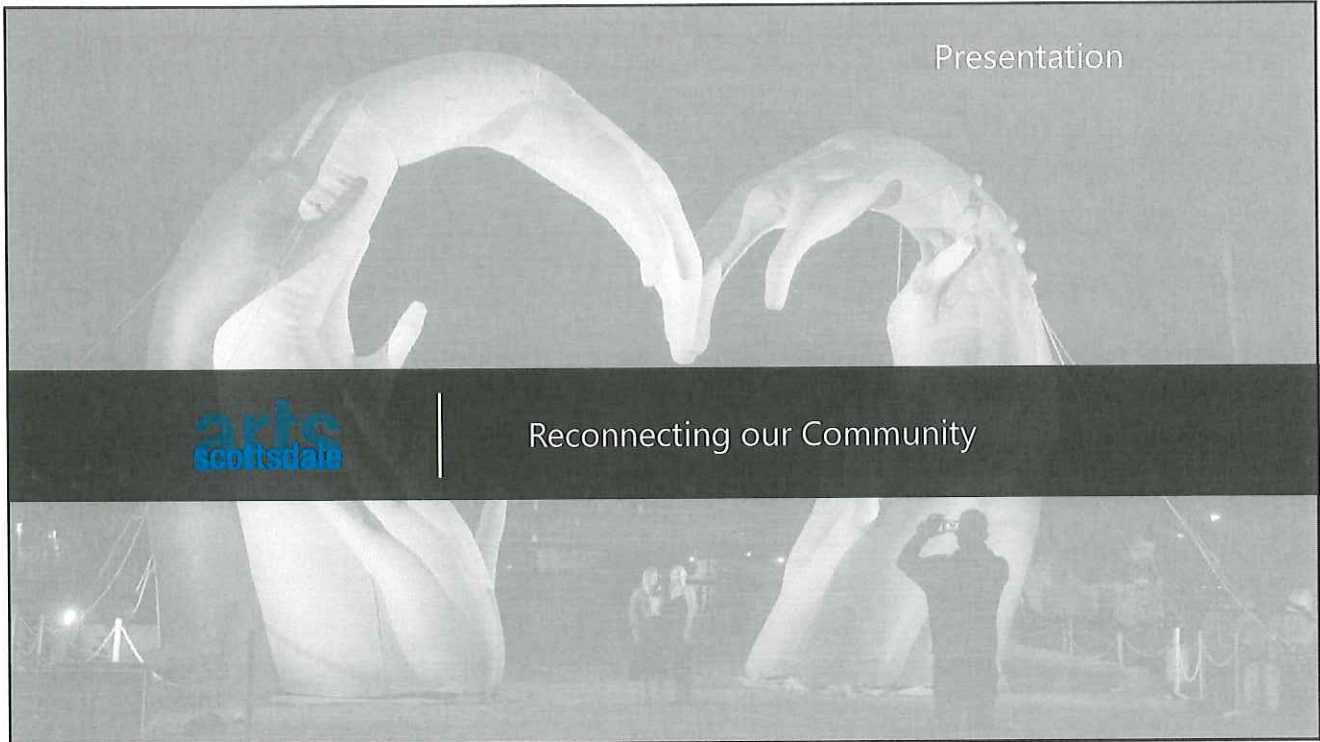
I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Special Meeting of the City Council of Scottsdale, Arizona held on the 23rd day of November 2020.

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

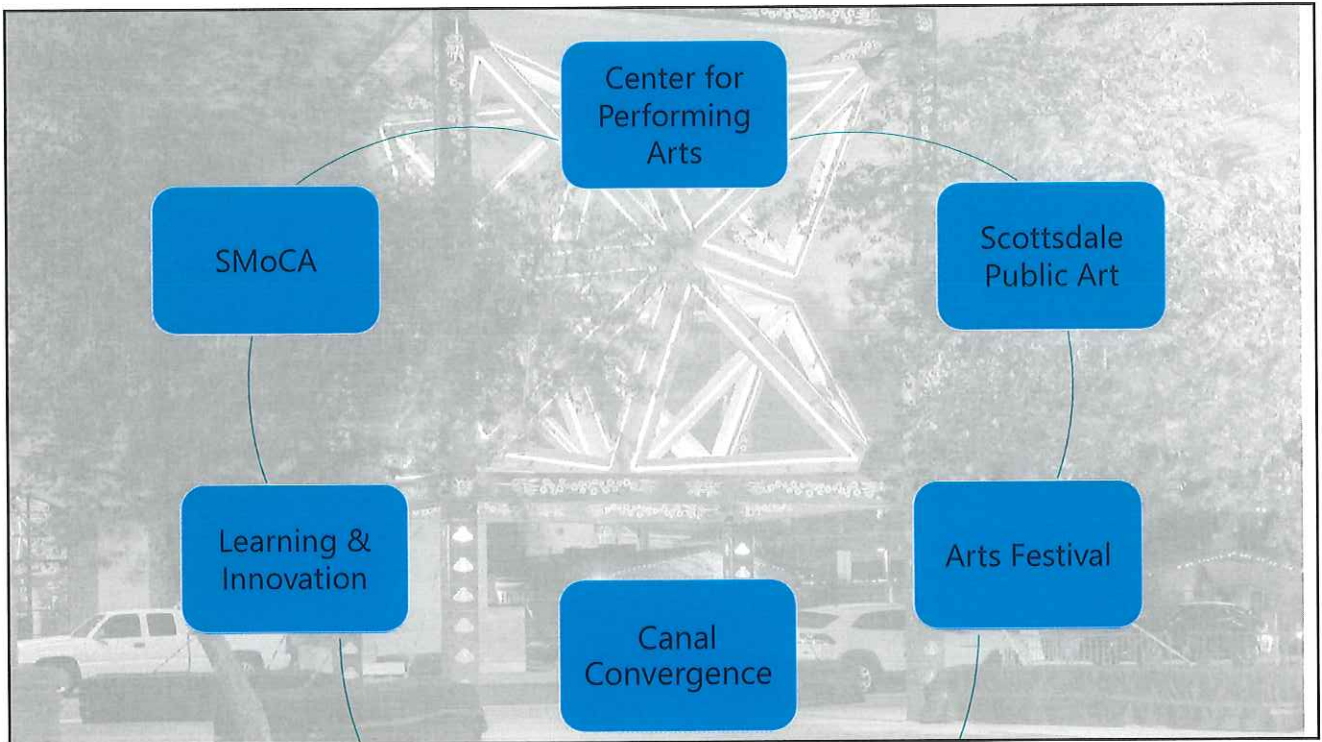
DATED this 1st day of December 2020.



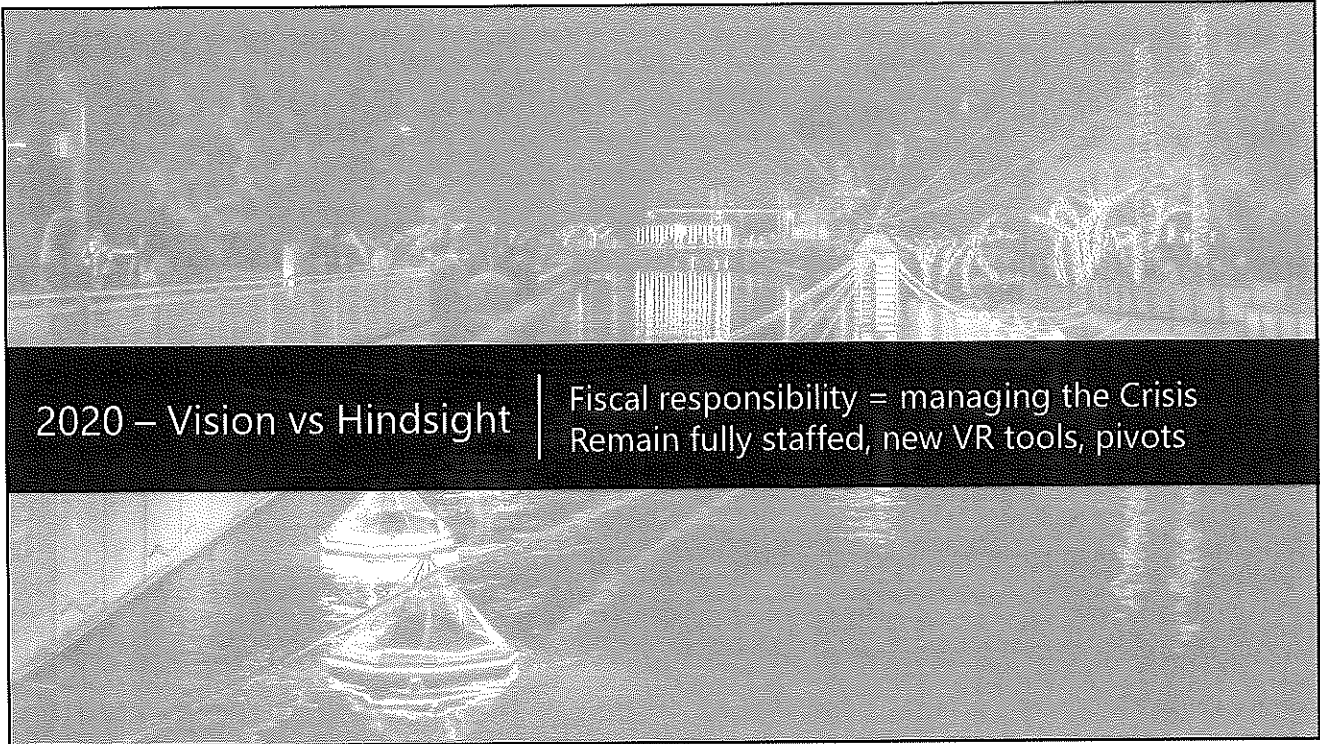
Carolyn Jagger, City Clerk



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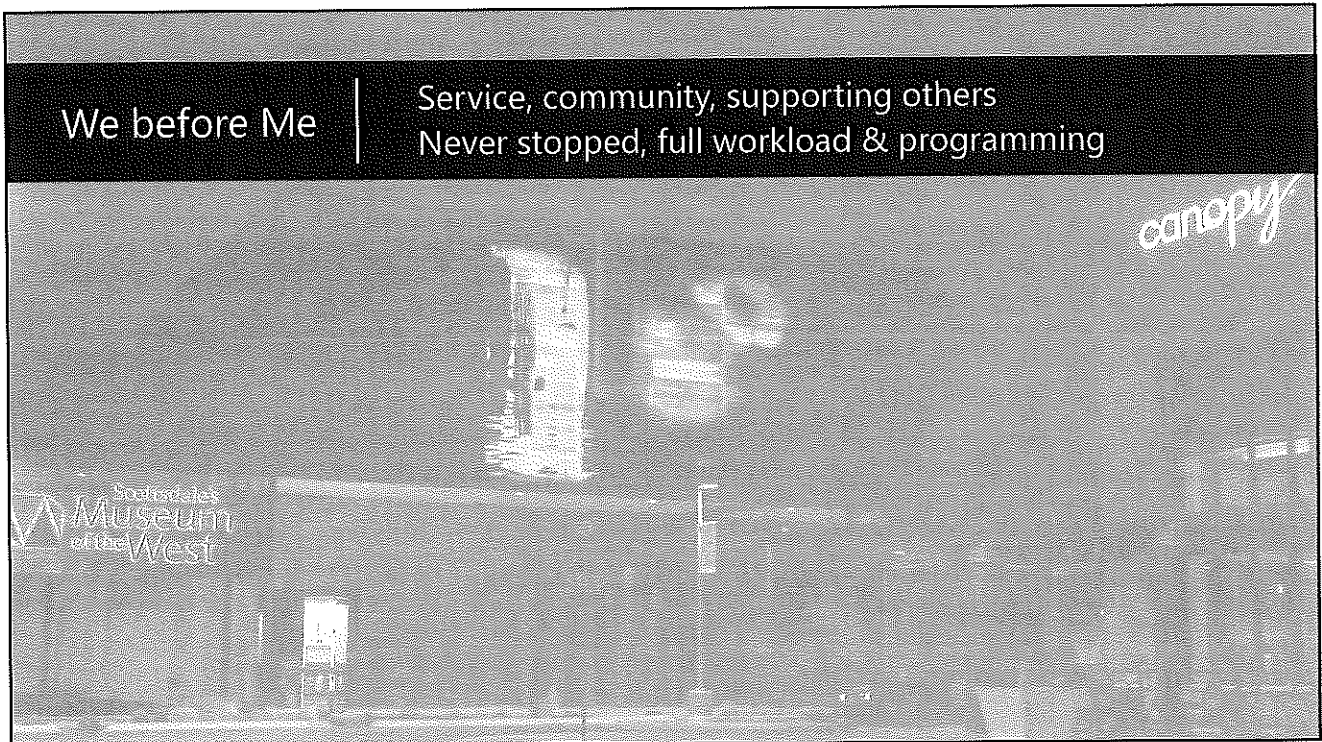
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2020 – Vision vs Hindsight

Fiscal responsibility = managing the Crisis
Remain fully staffed, new VR tools, pivots

3



We before Me

Service, community, supporting others
Never stopped, full workload & programming

4

SCOTTSDALE CENTER
FOR THE PERFORMING ARTS
GUIDE FOR RETURNING



Safety First

Extensive protocols, sanitation, PPE Gear
Significant safety upgrades to all facilities



The primary goals for our response to the COVID-19 virus are to protect public health and continue Scottsdale Arts' vital missions of arts presentation, event production, and community engagement.

Our plans will be consistent with ordinances from the city of Scottsdale and Maricopa County, as well as the State of Arizona's Phased Reopening Model. Our plans will also follow recommendations from the federal government, Centers for Disease Control and Prevention (CDC), Arizona Department of Health Services (ADHS), and the Scottsdale Arts Health Advising Team.

Our knowledge and understanding of the COVID-19 virus will continue to evolve. As a result, our policies and plans will be appropriately updated as more information becomes available.

Performance Expectations and Guidelines

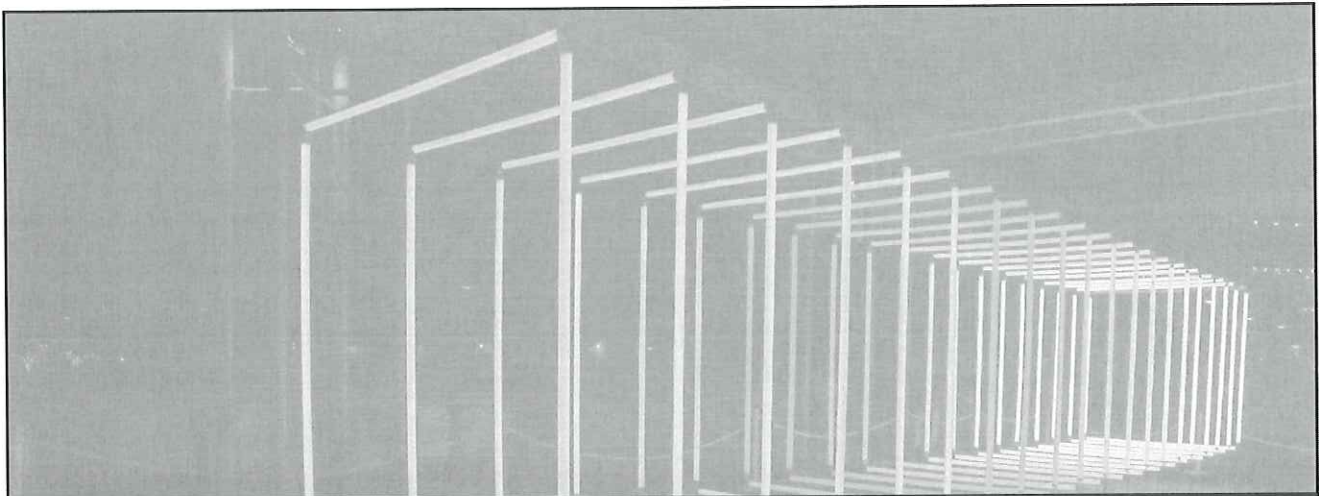
All staff and volunteers are expected to fully comply with the policies, protocols, and guidelines outlined in this document as part of the Center's performance work guidelines. All staff, patrons, volunteers, vendors, and members of the public are always expected to wear masks except where specifically outlined below:

one or more of the following:

- Runny nose or new sinus congestion
- Muscle pain
- Headache
- Sore throat
- Cough
- Shortness of breath or difficulty breathing
- Fever
- Chills
- Fatigue
- New gastrointestinal symptoms
- New loss of taste or smell

If you have any symptoms, you must call your doctor for assessment of symptoms and testing. You should also wear a face mask to avoid possible virus transmission to others and self-isolate until cleared by your doctor to return to work or volunteering. Additionally, please contact Lisa DeGroot— at Lisa@ScottsdaleArts.org or 480-874-4616—who will coordinate with your supervisor or volunteer coordinator and let them know you will not be available for your shift(s).

5



Leading Arizona

Only arts organization in State fully operational
Only major institution presenting a season

6



Glowing in dark times

Full 20/21 Center season
New exhibits @ SMOCA
New Public Art installations
Arts education in schools, community

7



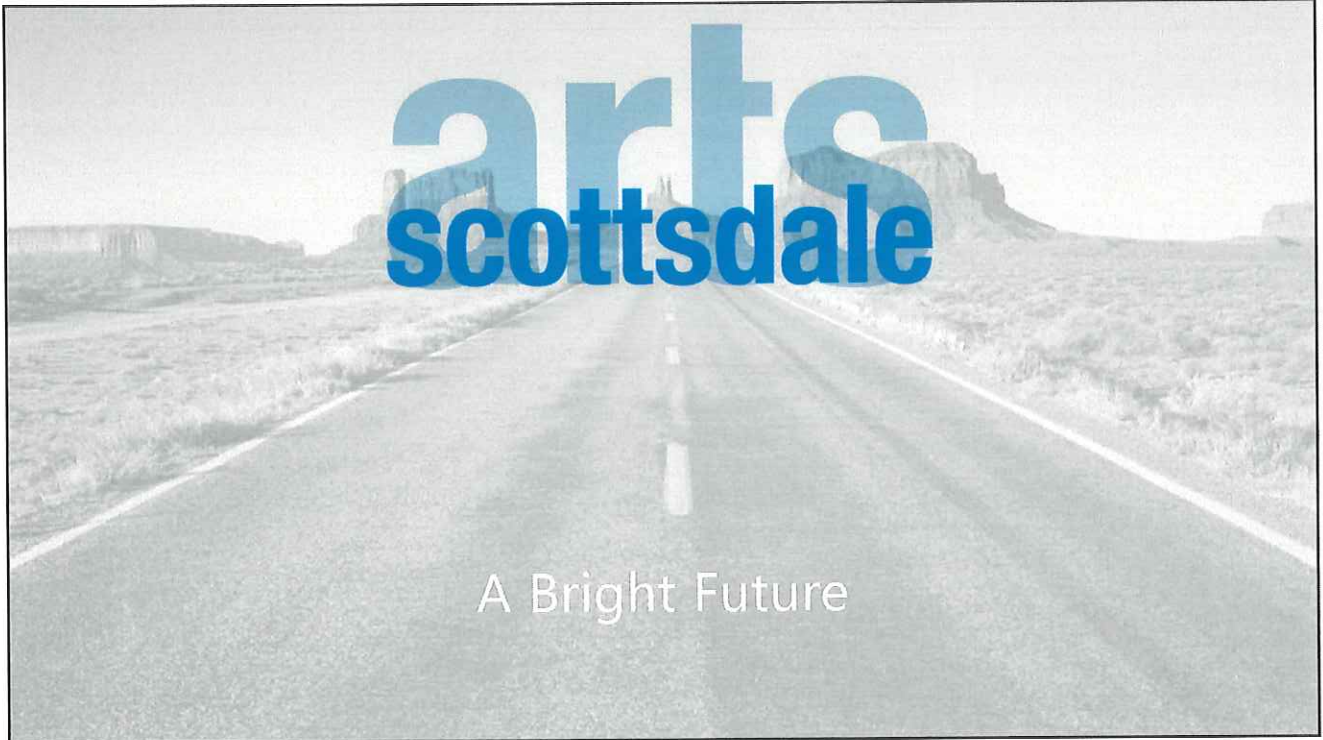
By the Numbers



Financial Stabilization 2018 - 2020
\$1.3M endowment recovery
\$1.2M reduction in admin expenses
\$1.1M balance sheet growth

Mission & Service
Minimal 15% drop post-COVID attendance
Rebooked 135 shows, events, exhibits
175 FT, PT, contract staff still employed

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9



10

Solitude

17-ZN-2019 & 10-AB-2019

City Council
November 23, 2020

Coordinator: Meredith Tessier

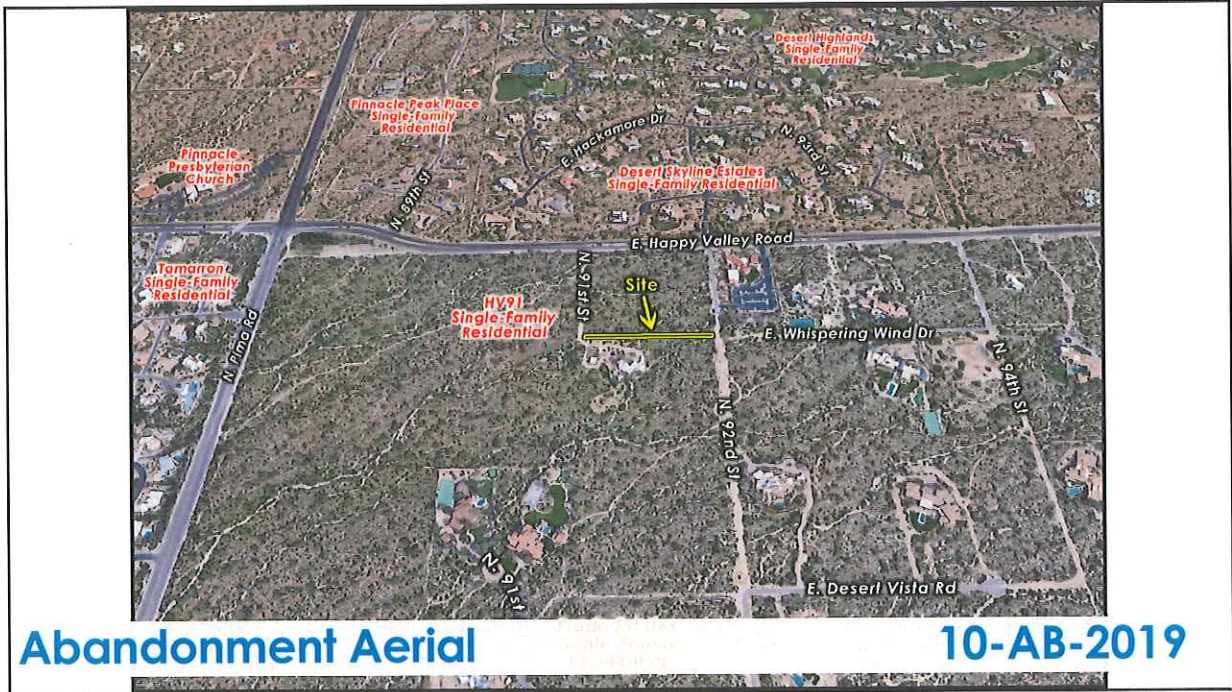
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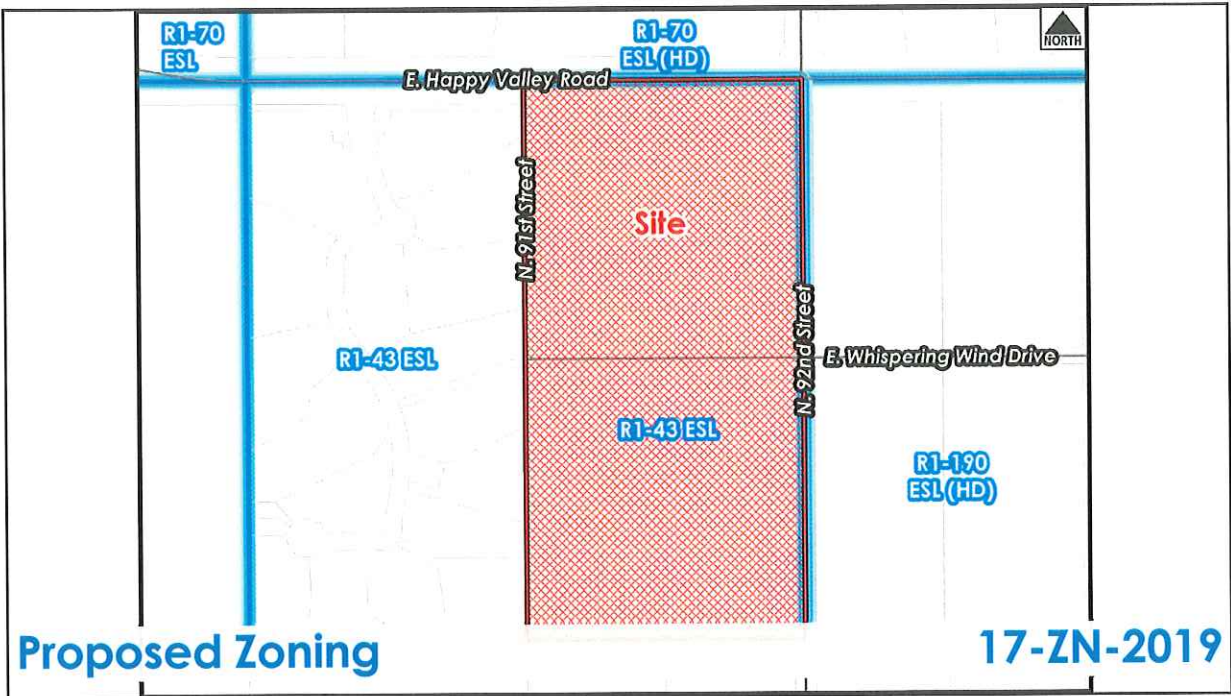
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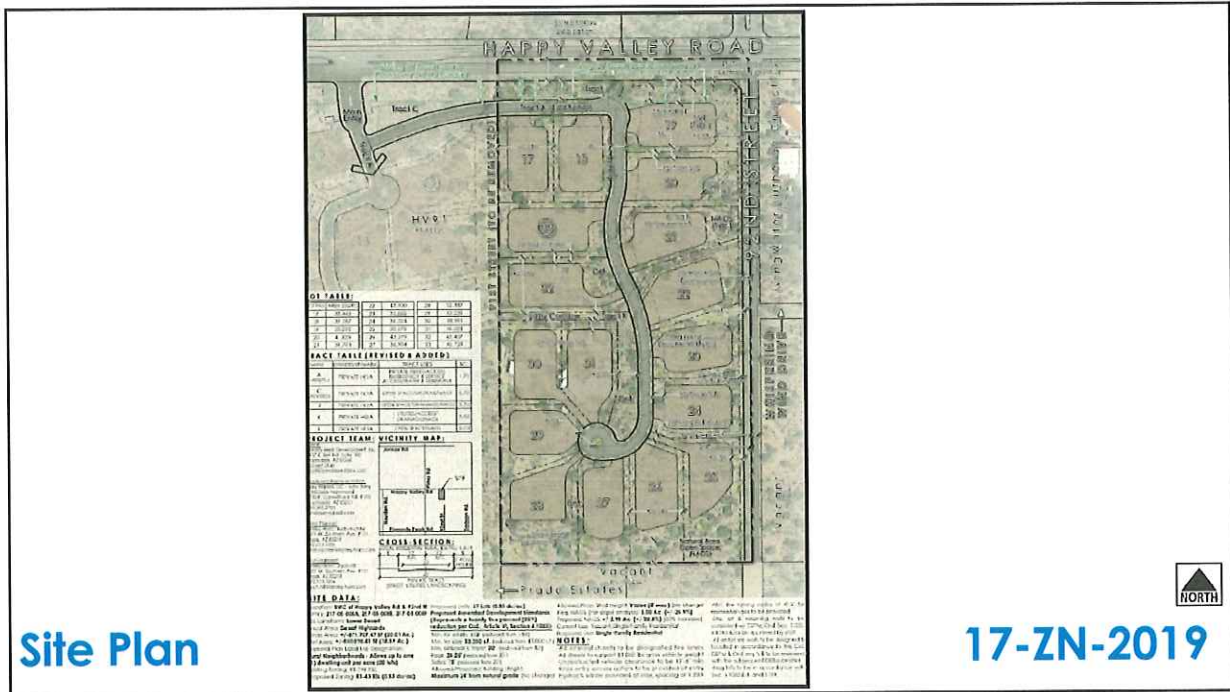
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Solitude

17-ZN-2019 & 10-AB-2019

City Council
November 23, 2020

Coordinator: Meredith Tessier