

SCOTTSDALE

CITY COUNCIL MEETING

MEETING NOTICE AND AGENDA



COUNCIL

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

Linda Milhaven
Guy Phillips
Dennis E. Robbins

Wednesday, November 12, 2014

Unless an exception is made, or unless otherwise noted:

Citizens will be given three minutes to address the Council during the times set aside for public comment on Consent, Regular, or Mayor and Council items and during the open call to the public (Public Comment).

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 18, 2014).

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:01 P.M.

Roll Call – Councilman Robbins absent

One or more members of the Council may be unable to attend the Council meeting in person and may participate telephonically, pursuant to A.R.S. §38-431(4).

Pledge of Allegiance – Brownie Troop 1509, Troop Leaders Laura Jansen and Elizabeth Harris

Invocation – Mayor Lane requested a moment of silence.

Mayor's Report – None

Presentations/Information Updates

- **Scottsdale Cultural Council Activities Update – Scottsdale Cultural Council President and CEO Neale Perl presentation.**

Presenter(s): Neale Perl, President and CEO

Public Comment – Mike Aloisi commented on public safety.

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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).

MINUTES

Request: Approve the [Special Meeting Minutes of October 7, 2014](#); [Regular Meeting Minutes of October 7, 2014](#); and Executive Session Minutes of October 7, 2014.

– Vice Mayor Phillips made a motion to approve the Special Meeting Minutes of October 7, 2014; Regular Meeting Minutes of October 7, 2014; and Executive Session Minutes of October 7, 2014. Councilman Littlefield seconded the motion, which carried 6/0.

CONSENT AGENDA ITEMS 1-17

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. If you wish to speak on an item on the Consent Agenda, please complete a Request to Speak card for each topic you wish to address. **You will be given one opportunity to speak on any or all Consent items listed on the agenda.** After all of the speakers have finished, the Council will decide which items to remove for additional discussion and/or presentation from staff. 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.

– Councilwoman Klapp made a motion to approve Consent Items 1 through 17, absent Items 11 and 12, which were moved to the Regular Agenda. Councilwoman Milhaven seconded the motion, which carried 6/0.

1. [Sorso Wine Room Liquor License \(95-LL-2014\)](#) – **Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a person and location transfer of a Series 7 (beer and wine bar) State liquor license for a new location and owner.
Location: 15323 N. Scottsdale Road, Suite 150
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
2. [Papago Inn Liquor License \(96-LL-2014\)](#) – **Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a person and location transfer of a Series 6 (bar) State liquor license for an existing location with a new owner.
Location: 7017 E. McDowell Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
3. [Living Room Wine Café & Lounge Liquor License \(97-LL-2014\)](#) – **Approved on Consent.**
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: 20751 N. Pima Road, Suite 120
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
4. [Brunswick Via Linda Lanes No. 114 Liquor License \(98-LL-2014\)](#) – **Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an acquisition of control change for an existing Series 6 (bar) State liquor license.
Location: 9027 E. Via Linda
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
5. [Revival Scottsdale - Hospitality Suites Liquor License \(99-LL-2014\)](#) – **Approved on Consent.**
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: 409 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

6. **Morning Squeeze Liquor License (100-LL-2014) – Approved on Consent.**
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: 4233 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
7. **Pita Café Liquor License (101-LL-2014) – Approved on Consent.**
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 previously licensed location with a new owner.
Location: 23535 N. Scottsdale Road, Suite 102
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
8. **Miller Residence Abandonment (3-AB-2013) – Approved on Consent.**
Request: Adopt **Resolution No. 9732** approving the abandonment of the western 33-foot General Land Office (GLO) patent easement located along the N. 130th Way alignment and the northern 3-feet of the northern 33-foot GLO easement, along E. Gold Dust Avenue, adjacent to parcel 217-31-020F, with Single-Family Residential, Environmentally Sensitive Lands (R1-43/ESL) zoning.
Location: 13030 E. Gold Dust Avenue
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
9. **Summit Vistas Abandonment (9-AB-2004#2) – Approved on Consent.**
Request: Adopt **Resolution No. 9930** approving the abandonment of a 40-foot-wide right-of-way and ingress and egress easement, located along the E. Loving Tree Lane alignment, west of N. 110th Street, adjacent to parcels 219-60-912, 219-60-911, and 219-60-913, with Single-Family Residential, Environmentally Sensitive Lands (R1-43/ESL) zoning.
Location: 10905, 10920, and 10935 E. Loving Tree Lane
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
10. **Summit Vistas Final Plat (10-PP-2008) – Approved on Consent.**
Request: Approve the final plat for a 9-lot residential subdivision on 10.05± acres with Single-Family Residential, Environmentally Sensitive Lands (R1-43/ESL) zoning.
Location: Southwest and southeast corners of N. Cave Creek Road and N. 110th Street
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
11. **Permanent Extension of Premises for Livewire (16-EX-2014) – Councilwoman Milhaven made a motion to approve Items 11 and 12. Councilwoman Klapp seconded the motion, which carried 4/2, with Vice Mayor Phillips and Councilman Littlefield dissenting.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a permanent extension of premises for a Series 6 (bar) State liquor license.
Location: 7340 E. Indian Plaza
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
12. **Livewire Outdoor Dining License Agreement – The motion and vote for Item 12 were included in the motion and vote on Item 11.**
Request: Adopt **Resolution No. 9902** authorizing Outdoor Dining License Agreement No. 2014-160-COS with LMS 96, LLC, for an outdoor dining patio on City right-of-way.
Location: 7340 E. Indian Plaza
Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov

13. **Raintree Drive Extension Project Engineering Services Contract – Approved on Consent.**
Request: Adopt **Resolution No. 9894** authorizing Engineering Services Contract No. 2014-155-COS with AECOM Technical Services, Inc., in the amount of \$1,441,382 to provide engineering services for the Raintree Drive Extension Project from Scottsdale Road to Hayden Road.
Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov

14. **Capital Improvement and Facilities Projects On-Call Architectural Services Contracts – Approved on Consent.**
Request: Adopt **Resolution No. 9938** authorizing the following on-call architectural services modifications for capital improvement and facilities projects for the second year option:
 1. Contract No. 2013-173-COS-A1 with Holly Street Studio Architects
 2. Contract No. 2013-174-COS-A1 with Fucello Architects**Staff Contact(s):** Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov

15. **Mustang Transit Improvements Project Architectural Services Contract – Approved on Consent.**
Request: Adopt **Resolution No. 9940** authorizing Architectural Services Contract No. 2011-098-COS-A1 with Dick and Fritsche Design Group in the amount of \$77,683 to provide additional design services for the Mustang Transit Improvements Project.
Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov

16. **WestWorld Events Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 9887** authorizing Contract No. 2014-147-COS with Goodguy Enterprises, Inc., to produce the Goodguys Southwest Nationals and Spring Nationals events at the WestWorld facility.
Staff Contact(s): Paul Katsenes, 480-312-2890, Tourism and Events Director, pkatsenes@scottsdaleaz.gov

17. **Event Support Funding Program Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 9947** authorizing Contract No. 2013-132-COS-A1, the first amendment to the Event Support Funding Program Agreement with Competitor Group, Inc., for the Rock 'n' Roll Marathon and Half Marathon, to postpone indefinitely the Women's half marathon and 10K events and reducing the total amount of the contract by \$49,500.
Staff Contact(s): Paul Katsenes, 480-312-2890, Tourism and Events Director, pkatsenes@scottsdaleaz.gov

REGULAR AGENDA **ITEMS 18-19**

How the Regular Agenda Works: The Council takes a separate action on each item on the Regular Agenda. If you wish to address the Council regarding any or all of the items on the Regular Agenda, please complete a Request to Speak card for each topic you wish to address and submit it to the City Clerk. Speakers will be given at least three minutes to speak per item. Additional time ***may*** be granted to speakers representing two or more persons. Cards for designated speakers and the persons they represent must be submitted together. **Comment cards must be submitted before public testimony has begun on that item.**

Public Comment Note: Item Nos. 18 and 19 will be presented together. Speakers will be given one opportunity to address the Council on one or both items.

18. **Reata Wash Flood Control Budget Transfers**
– Vice Mayor Phillips made a motion to continue the item until Council has more information and can make a more educated decision. Councilman Littlefield seconded the motion, which failed 2/4, with Mayor Lane and Councilmembers Klapp, Korte, and Milhaven dissenting.
– Councilwoman Milhaven made a motion to adopt Resolution Nos. 9912 and 9913. Mayor Lane seconded the motion, which carried 4/2, with Vice Mayor Phillips and Councilman Littlefield dissenting.
Request: Adopt **Resolution No. 9912** authorizing two FY 2014/15 General Fund Capital Contingency budget appropriation transfers in the amounts of \$406,000 and \$850,000, for a total of \$1,256,000, from Project F0503, Pima Road Drainage System, to a newly created CIP project to be titled Reata Wash Flood Control to be funded by the General Fund.
Presenter(s): Derek Earle, City Engineer
Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov
19. **Reata Wash Flood Control Engineering Services Contract** – **The motion and vote for Item 19 were included in the motion and vote on Item 18.**
Request: Adopt **Resolution No. 9913** authorizing Engineering Services Contract No. 2014-168-COS with Wood, Patel & Associates, Inc., in the amount of \$992,514 to conduct a preliminary engineering analysis of the area known as Reata Wash.
Presenter(s): Derek Earle, City Engineer
Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov

Public Comment – None

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CITIZEN PETITIONS

ITEM 20

Citizen Petitions: This portion of the agenda is reserved for the submission and/or consideration of citizen petitions. There is no limit on the number of petitions a citizen may submit; however, **each citizen is limited to a total time of three minutes to speak to his/her petition(s)**. A Request to Speak card must be submitted, together with the petition(s), **before** the second Public Comment period begins.

20. **Receipt of Citizen Petitions – None**

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 agendize 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

Mayor and Council Items – None

Adjournment – 6:04 P.M.