

SCOTTSDALE

CITY COUNCIL MEETING

***** AMENDED *** MEETING NOTICE AND AGENDA**

[RESCHEDULED ITEM No. 9]



COUNCIL

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

Linda Milhaven
Guy Phillips
Solange Whitehead

Tuesday, October 1, 2019

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 (October 15, 2019).

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:18 P.M.

Roll Call – All present (Councilman Phillips participated telephonically)

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 – Cub Scout Pack 848

Invocation – Pastor David Joynt, Valley Presbyterian Church

Mayor's Report – Mayor Lane read a proclamation in honor of the 25th Anniversary of the McDowell Sonoran Preserve and acknowledged the Preserve Pioneers. Mayor Lane welcomed Kathy Littlefield to her first meeting as Vice Mayor and thanked Councilwoman Linda Milhaven for her service as Vice Mayor.

Presentations/Information Updates – Scottsdale Sister Cities President Lisa White presentation.

- **Scottsdale Sister Cities**
Presenter(s): Lisa White, President

Public Comment – David Ortega commented on the importance of the General Plan and downtown zoning. Gary Bohall said many property owners have valuable input related to proposed downtown zoning cases. Bhavik Rajahboina advocated for increased debate opportunities in schools. Michael Templeton commented on negative impact to businesses and lack of parking caused by exemptions to the Downtown Plan.



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

Public Comment time is reserved for citizens to comment on non-agendized items that are within the Council's jurisdiction. No official Council action can be taken on these items. Public Comment time is also the designated time for presenting a citizen petition. There is no limit on the number of petitions a citizen may present; however, each citizen is limited to a total time of three minutes to present and speak to the petition(s). A Request to Speak card must be submitted together with the petition(s) before the Mayor announces the second Public Comment period. Speakers may address the Council once under Public Comment at the beginning or the end of the meeting, but not both. Public Comment is limited to a total of 15 minutes at the beginning and 15 minutes at the end of the meeting. **Speakers are limited to three minutes to address the Council during "Public Comment."**

CONSENT AGENDA ITEMS 1-5

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.

– Councilmember Korte made a motion to approve Consent Agenda Items 1 through 5. Councilwoman Klapp 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.

1. **[Sprint PH60XC104 Days Inn & Suites Conditional Use Permit \(30-UP-1999#2\)](#) – Approved on Consent.**

Request: Find that the conditional use permit criteria have been met and adopt **Resolution No. 11588** approving a Conditional Use Permit for an existing Type 4 Wireless Communication Facility co-located inside three flagpoles with Multiple-Family Residential, Planned Community District (R-5 PCD) zoning.

Location: 7330 N. Pima Road

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

2. **[Raintree Mixed Use Non-Major General Plan Amendment, Rezoning, and Development Agreement \(2-GP-2019, 3-ZN-2019, and 1-DA-2019\)](#) – Approved on Consent.**

Requests:

1. Adopt **Resolution No. 11572** approving a Non-Major General Plan Amendment to the Greater Airpark Character Area Plan Future Land Use Map from Airpark Mixed Use (AMU) to Airpark Mixed Use-Residential (AMU-R) on a 5.6±-acre site located at 8688 E. Raintree Drive.
2. Adopt **Ordinance No. 4421** approving a zoning district map amendment from Central Business (C-2) zoning and Highway Commercial (C-3) zoning to Planned Airpark Core Development - Airpark Mixed Use, Planned Shared Development Overlay (PCP-AMU PSD) zoning on 7.5± acres of the site and to Planned Airpark Core Development - Airpark Mixed Use Residential, Planned Shared Development Overlay (PCP-AMU-R PSD) zoning on 5.6± acres of the site, with a Development Plan that includes Bonus Development Standards for floor area ratio in exchange for Special Public Improvements, on an overall 13.1±-acre site located at 8688 E. Raintree Drive.
3. Adopt **Resolution No. 11573** declaring the document titled "*Raintree Mixed Use Development Plan*" to be a public record.
4. Adopt **Resolution No. 11574** authorizing Development Agreement No. 2019-163-COS with 101 Mega Raintree, LLC; 101 Envy Raintree, LLC; and WPC-WEP Raintree Storage JV, LLC.

Location: 8688 E. Raintree Drive

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

3. **DUI Enforcement and Education Grant – Approved on Consent.**

Request: Adopt **Resolution No. 11593** to authorize:

1. Agreement No. 2019-170-COS with the Arizona Governor's Office of Highway Safety to accept a grant in the amount of \$125,000 to reimburse the City for supplies and overtime costs related to DUI enforcement and education.
2. A budget transfer in the amount of \$125,000 from the FY 2019/20 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

4. **Aggressive Driving Education and Enforcement Grant – Approved on Consent.**

Request: Adopt **Resolution No. 11594** to authorize:

1. Agreement No. 2019-171-COS with the Arizona Governor's Office of Highway Safety to accept a grant in the amount of \$98,934 for overtime costs related to aggressive driving education and enforcement and related equipment.
2. A budget transfer in the amount of \$98,934 from the FY 2019/20 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

5. **Smart Region Consortium Agreement – Approved on Consent.**

Request: Adopt **Resolution No. 11592** authorizing Agreement No. 2019-169-COS with the Partnership for Economic Innovation in the amount of \$25,000 for membership in the Smart Region Consortium.

Staff Contact(s): Brad Lundahl, Government Relations Director, 480-312-2683, blundahl@scottsdaleaz.gov

REGULAR AGENDA ITEMS 6-9

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.**

6. **Sands North Townhouses Historic District Rezoning (9-ZN-2018)**

Requests:

1. Adopt **Ordinance No. 4426** approving a zoning district map amendment from Resort/Townhouse Residential (R-4R) to Resort/Townhouse Residential Historic Property (R-4R HP) zoning on 7± acres on the Sands North Townhouse subdivision plat (excluding APN Nos. 174-19-011, 174-19-009, 174-19-006, 174-19-005, 174-19-042, 174-19-038, 174-19-037, 174-19-030, 174-19-029, 174-19-025, 174-19-024, 174-19-022, 174-19-021, 174-19-020, 174-19-017, 174-19-016, 174-19-015, 174-19-014, 174-19-045, and 174-19-047).
2. Adopt **Resolution No. 11589** declaring the document titled "*Historic Preservation Plan for Sands North Townhouses*" to be a public record.

Location: East side of N. Scottsdale Road, approximately 660 feet south of the E. Indian Bend Road and N. Scottsdale Road intersection

Presenter(s): Doris McClay, Sr. Planner

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

– Senior Planner Doris McClay and Applicant Representatives Sandra Price and Bob Graham presentations.

– Councilwoman Klapp made a motion to adopt Ordinance No. 4426 and Resolution No. 11589 declaring the document titled “Historic Preservation Plans for Sands North Townhouses” to be a public record. 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 Note: Item Nos. 7 and 8 will be presented together. Speakers will be given one opportunity to address the Council on one or both items.

7. [Sunday Goods Rezoning \(5-ZN-2019\)](#)

Request: Adopt **Ordinance No. 4424** approving a zoning district map amendment from Central Business/Parking, Downtown Overlay (C-2/P-3 DO, P-2 DO) to Commercial Office/Parking, Downtown Overlay (C-O DO, P-2 DO) zoning, including amended standards for building setbacks adjacent to the street, on a 4,800± square-foot site.

Location: 4255 N. Winfield Scott Plaza

Presenter(s): Bryan Cluff, Sr. Planner

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

8. [Sunday Goods Conditional Use Permit \(2-UP-2019\)](#)

Request: Find that the conditional use permit criteria have been met and adopt

Resolution No. 11587 approving a Conditional Use Permit for a Medical Marijuana Use on a 4,800± square-foot site with Commercial Office/Parking, Downtown Overlay (C-O, P-2 DO) zoning.

Location: 4255 N. Winfield Scott Plaza

Presenter(s): Bryan Cluff, Sr. Planner

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

– Councilmember Korte made a motion to continue Items 7 and 8 to November 12, 2019. Councilwoman Klapp 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.

***9. **Boards and Commissions**

(This item will be rescheduled for a future Council meeting at the request of staff.)

Public Comment – None

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CITIZEN PETITIONS

ITEM 10

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.

10. 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 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

Mayor and Council Items – None

Adjournment – 6:38 P.M.