

SCOTTSDALE CITY COUNCIL MEETING



SECOND AMENDED WORK STUDY SESSION AND SPECIAL MEETING NOTICE AND AGENDA [REVISED WORK STUDY SESSION START TIME AND ORDER OF MEETINGS, REMOVED ITEM NO. 4 ON SPECIAL MEETING AGENDA]

COUNCIL

David D. Ortega, Mayor
Tammy Caputi
Tom Durham
Betty Janik

Kathleen S. Littlefield
Linda Milhaven
Solange Whitehead

Tuesday, October 12, 2021

The City Hall Kiva Forum (Kiva) is open to the public during City Council meetings at a reduced capacity. Seating in the Kiva will be available on a first come, first served basis. Once capacity has been reached, individuals will be directed to a nearby location to view the televised meeting.

City Council meetings are also televised on Cox Cable Channel 11 and streamed online at ScottsdaleAZ.gov (search "live stream") to allow the public to virtually attend, participate telephonically, and listen/view the meeting in progress.

4:00 P.M. MARKED AGENDA

CITY COUNCIL WORK STUDY SESSION

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

– City Council Work Study Session called to order at 4:00 P.M.

Roll Call – All present

Work Study Sessions: Work study sessions provide a less formal setting for the Mayor and Council to discuss specific topics, at length, with each other and City staff. Work study sessions provide an opportunity for staff to receive direction from the Council and for the public to observe these discussions.

Public Comment: To provide an opportunity for public input yet continue to maximize the amount of time available for the Council to have focused discussions, spoken comment (maximum of five speakers) is being accepted on the item(s) on tonight's work study session agenda. To sign up to speak, please click [here](#). Request to speak forms must be submitted no later than 90 minutes before the start of the meeting. **– None**

If you have thoughts or suggestions on the work study session item(s) you would like the Council to consider, you are encouraged to submit your written comment(s) electronically by clicking [here](#). Written comments that are submitted electronically at least 90 minutes before the meeting will be emailed to the Council and posted online prior to the meeting.

1. **[Colorado River Drought and Shortage Update](#)**

Request: Presentation and discussion regarding the Colorado River drought and shortage.

Presenter(s): Brian Biesemeyer, Water Resources Executive Director,

Staff Contact(s): Brian Biesemeyer, Water Resources Executive Director, 480-312-5683, bbiesemeyer@scottsdaleaz.gov

– Water Resources Executive Director Brian Biesemeyer and Water Policy Manager Gretchen Baumgardner gave a PowerPoint presentation on the Colorado River drought and shortage.



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

– Councilmembers provided the following recommendations:

- **Create a chart or graph detailing new connections in different areas of the City**
- **Continue to plan for and examine overall impact of future development on water resources**
- **Continue to expand the Automated Meter Information system, which allows users to better monitor their water usage**

Adjourn the City Council Work Study Session and convene the City Council Special Meeting – 4:53 P.M.

– Councilwoman Janik made a motion to adjourn the City Council Work Study Session.

Councilwoman Whitehead seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Caputi; and Councilmembers Durham, Janik, Littlefield, Milhaven, and Whitehead voting in the affirmative.

5:00 P.M.

CITY COUNCIL SPECIAL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

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City Council meetings are also televised on Cox Cable Channel 11 and streamed online at ScottsdaleAZ.gov (search “live stream”) to allow the public to virtually attend, participate telephonically, 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 (October 19, 2021).

In-person or telephonic comment is being accepted on the following items on the Consent and Regular Agenda (Items 1 and 5). To sign up to speak on these items, please click [here](#).

Online Request to Speak forms for Consent and Regular items must be submitted no later than 90 minutes before the start of the meeting and you must indicate whether you will be addressing the Council in person or telephonically.

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](#).

Call to Order – 5:03 P.M.

Roll Call – All present

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 – Councilwoman Littlefield

MINUTES

Request: Approve the [Special Meeting Minutes of September 14, 2021](#) and [Regular Meeting Minutes of September 14, 2021](#).

– **Councilwoman Whitehead made a motion to approve the Special Meeting Minutes of September 14, 2021 and Regular Meeting Minutes of September 14, 2021. Councilwoman Janik seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Caputi; and Councilmembers Durham, Janik, Littlefield, Milhaven, and Whitehead voting in the affirmative.**

CONSENT AGENDA ITEM 1

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.

– **Vice Mayor Caputi made a motion to approve Consent Agenda Item No. 1 [Pima McDowell Non-Major General Plan Amendment and Rezoning (4GP-2021 and 11-ZN-2021)] to adopt Resolution No. 12287 and Ordinance No. 4523. Mayor Ortega seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Caputi; and Councilmembers Durham, Janik, Littlefield, Milhaven, and Whitehead voting in the affirmative.**

1. [Pima McDowell Non-Major General Plan Amendment and Rezoning \(4-GP-2021 and 11-ZN-2021\)](#)

Requests:

1. Adopt **Resolution No. 12287** approving a Non-Major General Plan Amendment to the Scottsdale General Plan 2001 Conceptual Land Use Map from Mixed-Use Neighborhoods to Commercial on a ±7.22-acre site.
2. Adopt **Ordinance No. 4523** approving a zoning district map amendment from General Commercial (C-4) and General Commercial Conditional (C-4(C)) to Highway Commercial (C-3) zoning on a ±7.22-acre site.

Location: 8705 E. McDowell Road

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

REGULAR AGENDA ITEMS 2-5

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

2. Judicial Appointment Advisory Board Interviews and Appointment – John Gilbert was appointed to the Judicial Appointment Advisory Board as the Scottsdale Bar Association representative, effective October 12, 2021.

Nominee(s): John Gilbert, Robert Gruler, Jr., Edward Tybor

Council to fill one Scottsdale Bar Association Rep vacancy (appointment effective October 12, 2021)

How the Board Interview and Appointment Process Works:

The Council will spend a few minutes interviewing each Judicial Appointments Advisory Board nominee. The Council will make the appointment at the conclusion of the interviews.

Note: No spoken public comment will be taken on this item.

3. Boards, Commissions, and Task Force Nominations (Note: Appointments scheduled for November 9, 2021)

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 (one vacancy) – **Councilwoman Whitehead nominated Daniel Ishac and Councilwoman Littlefield nominated Julian Anderson.**
- Building Advisory Board of Appeals (two vacancies) – **There were no applications received.**
- Citizens’ Bond Oversight Committee (one vacancy) – **Councilmember Milhaven nominated Janice Eng.**
- Environmental Advisory Commission (two vacancies) – **Mayor Ortega nominated Heather Abrahimi and Suzette Gibson; Councilwoman Littlefield nominated Larry Marchman and Alisa McMahon; Councilwoman Janik nominated Andrew Scheck; Councilmember Durham nominated Donna Hartz; Vice Mayor Caputi nominated Ute Brady; and Councilwoman Whitehead nominated Victoria Kauzlarich and Jordan Miller.**
- Historic Preservation Commission (one vacancy) – **Councilwoman Littlefield nominated Courtney Lage.**
- McDowell Sonoran Preserve Commission (one vacancy) – **Councilwoman Janik nominated Mark Hackbarth and Vice Mayor Caputi nominated Robert Fishman.**
- Parks and Recreation Commission (one vacancy) – **Councilmember Durham nominated Alexandra Albert and Mayor Ortega nominated Steve Masear.**
- Paths and Trails Subcommittee (one citizen representative position vacancy) – **Vice Mayor Caputi nominated Kyle Davis.**
- Veterans Advisory Commission (four vacancies) – **Councilwoman Whitehead nominated Mark Ashley, Sean Asmus, Steven Jackson, and Joel Stempel; Mayor Ortega nominated Land Anderson; and Councilwoman Littlefield nominated Raymond Sillari.**

Note: The only Council action to be taken on Item No. 3 is to select nominees for appointment consideration at a future Council meeting. No spoken public comment will be taken on this item.

REGULAR AGENDA

*****4. Development Review Board Membership**

(Removed at the request of Mayor David D. Ortega. This item will be placed on a future City Council meeting agenda, most likely in November.)

5. [The Miller Rezoning \(1-ZN-2021\)](#)

Requests:

1. Adopt **Ordinance No. 4517** approving a zoning district map amendment from Highway Commercial (C-3) to Downtown/Downtown Multiple Use, Type 2, Planned Block Development, Downtown Overlay (D/DMU-2 PBD DO), with a development plan and proposed development standards, including but not limited to, building height (76 feet inclusive of rooftop appurtenances), residential density (87 du/ac) and building stepbacks for a new multi-family development consisting of 148 units on a ±1.7-acre (gross) site.
2. Adopt **Resolution No. 12263** declaring the document titled “*The Miller Development Plan*” to be a public record.
3. Adopt **Resolution No. 12257** authorizing Development Agreement No. 2021-139-COS with TB Miller Plaza, LLC.

Location: 7570 E. 6th Avenue

Presenter(s): Greg Bloemberg, Project Coordination Liaison

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

– Project Coordination Liaison Greg Bloemberg gave a PowerPoint presentation and Applicant Representative John Berry, with Berry Riddell, LLC, gave a presentation.

– Councilmember Milhaven made a motion to adopt Ordinance No. 4517 approving a zoning district map amendment, adopt Resolution No. 12263 declaring the document titled “*The Miller Development Plan*” to be a public record, and adopt Resolution No. 12257 authorizing Development Agreement No. 2021-139-COS. Councilwoman Whitehead seconded the motion, which carried 6/1, with Vice Mayor Caputi and Councilmembers Durham, Janik, Littlefield, Milhaven, and Whitehead voting in the affirmative and Mayor Ortega dissenting.

Adjournment – 7:12 P.M.

– Councilwoman Janik made a motion to adjourn the City Council Special Meeting. Vice Mayor Caputi seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Caputi; and Councilmembers Durham, Janik, Littlefield, Milhaven, and Whitehead voting in the affirmative.