SCOTTSDALE

CITY COUNCIL MEETING

MEETING NOTICE AND AGENDA



COUNCIL

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

Linda Milhaven Guy Phillips David N. Smith

Monday, November 13, 2017

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 (November 28, 2017).

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order - 5:02 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 - Brownie Troop 4357, Leader Leigh Ann Travis

Invocation - Chaplain Yule, Scottsdale Fire Department

Mayor's Report – Mayor Lane presented a proclamation in recognition of Scottsdale Band Day. Mayor Lane announced that the Economic Development Department received ICMA's Voice of the People Award for excellent work in strengthening the City's business environment.

Presentations/Information Updates – Tourism and Events Director Karen Churchard presentation.

• Scottsdazzle - A Holiday Celebration - Karen Churchard, Tourism and Events Director

Public Comment – Dan Martin expressed concern about building activity in his neighborhood.

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."**

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: <u>www.scottsdaleaz.gov/council/meeting-information</u>

MINUTES

Request: Approve the Special Meeting Minutes of October 17, 2017; Regular Meeting Minutes of October 10, 2017, and October 17, 2017; and Executive Session Minutes of October 17, 2017.

- Vice Mayor Korte made a motion to approve the Special Meeting Minutes of October 17, 2017; Regular Meeting Minutes of October 10, 2017, and October 17, 2017; and Executive Session Minutes of October 17, 2017. Councilwoman Littlefield seconded the motion, which carried 7/0.

CONSENT AGENDA ITEMS 1-25

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 <u>not</u> 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 Korte made a motion to approve Consent Agenda Items 1 through 25, absent Item 19, which was removed at the request of staff, and Item 22, which was moved to the regular agenda. Councilwoman Littlefield seconded the motion, which carried 7/0.

1. Sorso Wine Room Liquor License (77-LL-2017) - 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: 15323 N. Scottsdale Road, Suite 150

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

2. <u>Bashas' No. 99 Liquor License (78-LL-2017)</u> – 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 9 (liquor store) State liquor license.

Location: 10111 E. Bell Road

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

3. Bashas' No. 16 Liquor License (79-LL-2017) – 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 9 (liquor store) State liquor license.

Location: 8423 E. McDonald Road

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

4. AJ's Fine Foods No. 90 Liquor License (80-LL-2017) – 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 9 (liquor store) State liquor license.

Location: 31311 N. Scottsdale Road

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

5. AJ's Fine Foods No. 90 Liquor License (81-LL-2017) - 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 7 (beer and wine bar) State liquor license.

Location: 31311 N. Scottsdale Road

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

6. AJ's Fine Foods No. 63 Liquor License (82-LL-2017) - 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 9 (liquor store) State liquor license.

Location: 7141 E. Lincoln Drive

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

7. AJ's Fine Foods No. 63 Liquor License (83-LL-2017) – 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 7 (beer and wine bar) State liquor license.

Location: 7141 E. Lincoln Drive

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

8. AJ's Fine Foods No. 118 Liquor License (84-LL-2017) – 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 9 (beer and wine bar) State liquor license.

Location: 15031 N. Thompson Peak Parkway

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

9. AJ's Fine Foods No. 75 Liquor License (85-LL-2017) - 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 9 (liquor store) State liquor license.

Location: 23251 N. Pima Road

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

10. AJ's Fine Foods No. 173 Liquor License (86-LL-2017) – 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 9 (liquor store) State liquor license.

Location: 18271 N. Pima Road

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

11. Bashas' No. 7 Liquor License (87-LL-2017) – 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 9 (liquor store) State liquor license.

Location: 8035 E. Indian School Road

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

12. Super L Ranch Market Liquor License (88-LL-2017) – Approved on Consent.

Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 10 (beer and wine bar) State liquor licenses for an existing location with a new owner.

Location: 7919 E. Thomas Road, Suite 104

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

13. Cattletrack Village Final Plat (3-PP-2017) – Approved on Consent.

Request: Approve the final plat for a new residential subdivision, comprised of four lots and five tracts with amended development standards, on a 2.1-acre site with Single-family Residential (R1-43) zoning.

Location: 5713 N. Cattletrack Road

Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664,

rgrant@scottsdaleaz.gov

14. Cattletrack Village Abandonment (1-AB-2017) - Approved on Consent.

Request: Adopt **Resolution No. 10947** to abandon 1,327± square feet of North Cattletrack Road, with Single-family Residential District Planned Residential Development (R1-18 PRD) zoning. **Location:** 5713 N. Cattletrack Road (Parcel 173-03-007R)

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

15. NWC 2nd Street & 70th Street Rezoning (123-ZN-1985#2) – Approved on Consent.

Request: Adopt **Ordinance No. 4325** affirming Case No. 123-Z-85 for a Zoning District Map amendment from Multiple Family Residential (R-5) and Service Residential (S-R) zoning to Downtown/Office Residential – Type 2 Downtown Overlay, and reaffirming Case No. 5-ZN-2003, Ordinance No. 3521, a Zoning District Map amendment applying the downtown Overlay (D/OR-2 DO) on a 17,740± square-foot site.

Location: 6964 E. 2nd Street and 6961 E. 1st Street

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

16. On-Call Architectural Services Contract Extensions – Approved on Consent.

Request: Adopt **Resolution No. 10919** authorizing one-year contract extensions to the following oncall services contracts for studies, design, construction documents, and construction administration for architectural projects throughout the City as needed:

- 1. Contract No. 2013-173-COS-A4 with Holly Street Studio Architects
- 2. Contract No. 2013-174-COS-A4 with Fucello Architects

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

17. On-Call Engineering Services for Underground Fuel Storage Tank Closures and New Fuel Systems Design – Approved on Consent.

Request: Adopt **Resolution No. 10946** authorizing Engineering Services Contract No. 2017-160-COS with Gannett Fleming Engineering, Inc., for professional services to provide permanent underground fuel storage tank closures, subsurface remediation investigation and design, and new fuel system design related services on an "as needed" basis at various project locations throughout the City.

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

18. <u>Airport Development Grants</u> – Approved on Consent.

Request: Adopt **Resolution No. 10915** authorizing the City Manager, or designee, to accept Federal and State airport development grants for the airport's capital improvement projects. **Staff Contact(s):** Gary Mascaro, Aviation Director, 480-312-7735, gmascaro@scottsdaleaz.gov

19. Ambulance Services Contract Award – Removed at the request of staff.

Request: Adopt **Resolution No. 10951** authorizing Contract No. 2017-163-COS with Maricopa Ambulance for ambulance services.

Staff Contact(s): Tom Shannon, Fire Chief, 480-312-1821, tshannon@scottsdaleaz.gov

20. Arizona Criminal Justice Commission's National Criminal History Improvement Program Grant - Approved on Consent.

Request: Adopt **Resolution No. 10937** to authorize:

- 1. The acceptance of a 2017 Arizona Criminal Justice Commission National Criminal History Improvement Program grant in the amount of \$113,244.
- 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 grant.
- A budget transfer in the amount of \$113,244 from the adopted FY 2017/18 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

21. <u>Urban Area Security Initiative CBRNE Grant</u> – Approved on Consent.

Request: Adopt Resolution No. 10938 to authorize:

- 1. The acceptance of a 2017 Urban Area Security Initiative CBRNE grant in the amount of \$58,600.
- 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.
- 3. A budget transfer in the amount of \$58,600 from the adopted FY 2017/18 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

22. Naming of the Amphitheater at Pima and Dynamite Trailhead – Councilman Phillips made a motion to adopt Resolution No. 10960. Councilwoman Littlefield seconded the motion, which carried 7/0.

Request: Adopt **Resolution No. 10960** authorizing naming the future amphitheater at the Pima and Dynamite Trailhead in the Scottsdale McDowell Sonoran Preserve for Dr. Art Decabooter.

Staff Contact(s): William Murphy, Community Services Director, 480-312-7954, bmurphy@scottsdaleaz.gov; Kroy Ekblaw, Preserve Director, 480-312-7064, kekblaw@scottsdaleaz.gov

23. Scottsdale Ranch Community Association Donation for Scottsdale Ranch Park Playground – Approved on Consent.

Request: Adopt **Resolution No. 10948** to authorize:

- 1. The acceptance of monetary and in-kind donations from the Scottsdale Ranch Community Association to update the playground equipment at Scottsdale Ranch Park.
- 2. Approval of Contract No. 2017-161-COS, a playground equipment funding and demolition services donation agreement, with the Scottsdale Ranch Community Association and Service Direct Landscape, LLC.
- 3. A budget transfer in the amount of \$75,000 from the FY 2017/18 Special Programs Fund to the Community Services Division, Parks and Recreation Department Special Programs Operating Budget to be funded by the Scottsdale Ranch Community Association.

Staff Contact(s): William Murphy, Community Services Director, 480-312-7954, bmurphy@scottsdaleaz.gov

24. <u>International Off-Road and UTV Expo Event Funding</u> – Approved on Consent.

Request: Adopt Resolution No. 10953 to authorize:

- Funding not to exceed \$70,000 from the portion of the FY 2017/18 Tourism Development Fund that is allocated toward event retention and development for the International Off-Road & UTV Expo.
- 2. Event Funding Agreement No. 2017-165-COS with the Company of the Americas, Inc.

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

25. Proposition 202 Grant Funds Acceptance - Approved on Consent.

Request: Adopt Resolution No. 10961 to authorize:

- 1. The City to accept \$50,000 in Proposition 202 Tribal Gaming funds from the Gila River Indian Community.
- 2. A budget transfer in the amount of \$50,000 from the adopted FY 2017/18 Grant Contingency and/or the Future Grants Budget to newly created cost centers assigned to record all the grant activity.
- 3. The Government Relations Director to execute any necessary documents to facilitate the receipt or transmittal of the specified grant money.

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

Public Comment - None

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."

CITIZEN PETITIONS ITEM 26

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.

26. 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 27-28

27. Use of Air Breaks

Request: At the request of Councilman Phillips, direct staff to review and make recommendations regarding the City Code as it relates to the use of air brakes within the City limits, including possible fines and signs at construction sites.

- Councilman Phillips made a motion to direct staff to review and make recommendations regarding the City Code as it relates to the use of air brakes within the City limits, including possible fines and signs at construction sites. Councilwoman Littlefield seconded the motion, which carried 6/1, with Councilman Smith dissenting.

Note: The only Council action to be taken on Item No. 27 is a decision on whether to agendize the referenced matter at a future Council meeting. No public comment will be taken at this time.

28. Boards, Commissions, and Task Force Nominations (Note: Interviews and appointments scheduled for November 28, 2017)

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. While welcome to attend, applicants will be contacted if nominated and do not need to be present at the meeting to be considered for nomination.

Board of Adjustment (two vacancies) – Councilman Smith nominated Alper Adli and Brian Kaufman

Environmental Quality Advisory Board (one vacancy) – Councilmembers Phillips and Littlefield nominated Natalie Lazarr, Councilwoman Milhaven nominated Tammy Bosse, Mayor Lane nominated Stephanie Clark, and Vice Mayor Korte nominated Anthony Coletta Historic Preservation Commission (one vacancy) – Councilwoman Littlefield nominated Christie Lee Kinchen and Councilwoman Milhaven nominated Ben Brosseau Human Relations Commission (one vacancy) – Councilwoman Milhaven nominated Maureen Aldes, Councilwoman Klapp nominated James Eaneman, Mayor Lane nominated Stephanie Collette, Councilman Smith nominated Donna Reid, and Councilwoman Littlefield nominated Lula Dage

Neighborhood Advisory Commission (one vacancy) – Councilwoman Klapp and Mayor Lane nominated Jennifer Fabiano and Councilman Smith nominated Amanda Nash Transportation Commission (two vacancies) – Mayor Lane nominated Ronald Bell and Sam Hawkins, Vice Mayor Korte nominated Sandra Adler and Donald Anderson, Councilman Smith nominated Scott Hermanson and B. Kent Lall, Councilwoman Littlefield nominated Bernadette Smith and Mitzi Wilson, Councilwoman Milhaven nominated Renee Higgs, and Councilwoman Klapp nominated Steven Rosenberg

Mayor and Council Items - None

Adjournment – 5:56 P.M.

CITY COUNCIL WORK STUDY SESSION

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard (Immediately Following the Regular Meeting)

Call to Order - 5:57 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 in telephonically, pursuant to A.R.S. §38-431(4).

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 – Patty Badenoch, Bob Pejman, Marilyn Atkinson, Richard Hayslip, and French Thompson commented on the draft Downtown Scottsdale 2.0 Plan.

To provide an opportunity for public input, yet continue to maximize the amount of time available for the Council to have focused discussions, a total of fifteen minutes will be set aside at the beginning of each work study session for public comment on the agendized items. If you have thoughts or suggestions on the work study session items you would like the Council to consider, you are encouraged to complete a Written Comment card and submit your written comments to the City Clerk. The Clerk will ensure the Council receives your comments at various times throughout the evening.

1. Tourism Strategic Plan and Downtown Tourism-Related Economic Feasibility Study

Request: Presentation, discussion, and possible direction to staff on the Tourism Advisory Task Force recommendations pertaining to Year 5 of the Tourism Strategic Plan and the Downtown Tourism-Related Economic Feasibility Study recommendations from CSL International for Downtown Scottsdale as it relates to tourism and economic development.

Presenter(s): Karen Churchard, Tourism and Events Director and John Kaatz, CSL International **Staff Contact(s):** Karen Churchard, Tourism and Events Director, 480-312-2890, kchurchard@scottsdaleaz.gov

- Presentations from Tourism and Events Director Karen Churchard and CSL International Principal John Kaatz.
- Council gave direction on the four staff recommendations as follows:
- Recommendation 1: Include short term projects and related administrative costs in Operating Budget process
 - Items include:
 - Canal Convergence
 - Downtown activation
 - Wayfinding and décor
 - Increase in temporary art installations
 - Business development tools

Staff was directed to proceed with Recommendation 1; and incorporate a master plan for connectivity and walkability in the Downtown Plan.

Recommendation 2: Develop a process to prioritize 2.0 recommendations

Staff was directed to proceed with Recommendation 2.

- > Recommendation 3: Solicit private interest in development of a Conference Center
 - Significant hotel development interest is occurring now
 - This process could include an RFI/RFQ process to determine private interest and qualifications, and identifying partnership structures
 - Requires no commitment or city funds to determine interest

There was no consensus to proceed with Recommendation 3 as presented; however, staff was directed to research the viability of a conference center from a private market basis.

- Recommendation 4: Explore recommended management structure and each suggested funding mechanism via research, public education and input
 - We have more desires and expenses than revenue
 - New funding sources must be evaluated to increase the projects, programs, and level of service identified in this Study

Staff was directed to proceed with Recommendation 4, excluding the formation of a revitalization district.

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- Council suggested:

- Implementation of an improved parking management program as a parking solution, rather than as a funding mechanism.
- Utilization of Drinkwater Boulevard to assist in walkability and connectivity.
- Adding pocket parks; a community center; additional lighting and signage; and clean, safe restroom facilities to Downtown.
- Upgrade and restore the water features on the mall.
- Using the trolley system as a method for conveying information about Scottsdale.
- Study the City's overall sales tax program.

- Council requested additional information:

- What population number the City is shooting for in Downtown and the reasoning behind it. What commercial numbers are we shooting for in Downtown and reasoning behind it.
- A list of the improvements that have been made in Downtown.

2. <u>Downtown Plan Review and Update</u>

Request: Presentation, discussion, and possible direction to staff regarding an update to the 2009 Downtown Plan.

Presenter(s): Erin Perreault, Planning, Neighborhood and Transportation Manager **Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

- Planning Neighborhood and Transportation Manager Erin Perreault presentation.
- Staff was directed to proceed with the Downtown Plan update as presented.

Adjournment - 8:54 P.M.