SCOTTSDALE

CITY COUNCIL MEETING



AMENDED Work Study Session and Regular Meeting Notice and Agenda [Added Presentations/Information Updates]

Councii

David D. Ortega, Mayor

Tammy Caputi Kathleen S. Littlefield
Tom Durham Linda Milhaven
Betty Janik Solange Whitehead

Tuesday, March 2, 2021

Until further notice, City Hall is closed to the public during Council meetings and these meetings are being held electronically. While physical facilities are not open to the public, City Council meetings are televised on Cox Cable Channel 11 and streamed online at ScottsdaleAZ.gov (search "live stream") to allow the public to virtually attend 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

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.

Call to Order - 4:00 P.M.

Roll Call - All present

One or more members of the Council may be attending the Council Meeting by telephone, video, or Internet conferencing, pursuant to A.R.S. § 38-431(4).

Public Comment: - None

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 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.

If you have thoughts or suggestions on the work study session item 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. Draft General Plan 2035 Update (1-GP-2021)

Request: Presentation, discussion, and possible direction to staff regarding the Draft General Plan 2035. **Presenter(s):** Erin Perreault, Planning and Development Area Director

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

- Planning and Development Area Director Erin Perreault presentation.

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>

Proposed Downtown Core Adjustment to General Plan

There was consensus to represent the downtown in the vision statement, community values, or guidelines by including language such as: "Respect and sensitivity for the unique legacy, low-profile, history and pedestrian scale in the "Core" of Scottsdale from Historic Main Street to Fifth Avenue. The Core originated our identity, our unique sense of place".

There was consensus to test the addition of a "Downtown Core" area, accompanied by a text description, on the Character Types map/section in the General Plan.

Councilmembers made the following suggestions:

- Consider future adjustment to the Old Town Character Area Plan to align with the proposed addition of the "Downtown Core" at the General Plan level in the Character Types map, or create two separate character area plans, one that is specific to the area that is designated as Old Town and another that is from Scottsdale Road to Brown and Indian School to Second (Historic Old Town).
- "Downtown Core" needs to be spelled out as a specific area, separate from the urban area.

<u>Section 2, Chapter 1 – Character and Culture Chapter, Arts, Culture + Creative Community Element</u>

There was consensus to incorporate stronger language throughout the element.

Councilmembers made the following suggestions:

- Include additional arts and culture assets in the element Scottsdale Museum of the West, Art Galleries.
- Emphasize keeping this part of Scottsdale strong (downtown) because it brings economic activity to the city.
- On Page 85, add a new policy under Goal 2 that reads: "Maximize the potential of the Downtown Arts District, as defined by the art galleries, related arts businesses, the Scottsdale Artist School, city museums, Scottsdale Arts, and the Scottsdale Symphony, for generating economic activity."
- On Page 85, under Policy ACC 2.2, replace the words "Consider establishing" with "Welcome" new districts.
- On Page 86, under Goal ACC 3 and Policy ACC 3.3, replace the word "encourage" with "promote".
- On Page 87, under Policy ACC 4.3, add Scottsdale Museum of the West.
- Represent arts education for K-12 and beyond K-12.
- Expand definitions of "arts" and "working artists" in the plan.
- Place more emphasis on the role non-profits/educational institutions play in providing arts.

Section 2, Chapter 2 - Sustainability/Environment, Open Space Element

Councilmembers made the following suggestions:

- On Page 93, paragraph one, insert verbiage related to the Environmentally Sensitive Lands
 Ordinance, such as "most forward-thinking ordinance and serves as a guide for protecting our
 environment".
- On Page 94, Goals and Policies OS 1, prioritize the open spaces listed, starting with McDowell Sonoran Preserve, then Natural Open Space, then Continuous Open Space, and, finally, Developed Open Space; and update Page 74 to reflect the four open spaces and prioritization (instead of three).

- On Page 94, change the order of Policy OS 1.3 (Developed Open Space) and OS 1.4 (Continuous Open Spaces).
- On Page 94, assign goal statements to Policies OS 1.1 through OS 1.4 for consistency.
- On Page 95, delete the state statute identifier next to Goal OS 2 as it is confusing since fulfilling the Scottsdale McDowell Sonoran Preserve initiative is not state mandated.
- On Page 95, reinsert original language for Policy OS 2.3.
- On Page 95, under Policy OS 2.5, replace the word "Recognize and consider" with "Protect" to make the verbiage stronger.
- On Page 96, under Policy OS 3.3, reinsert the word "ensure" instead of "encourage".
- On Page 96, under Policy OS 3.4, explain the definition of "vista corridors".
- On Page 96, Goal OS 3, add a policy for the creation of a connected "Emerald Necklace" concept of public spaces downtown that is linked by pedestrian connections.
- On Page 96 add NAOS.
- On Page 97, combine Policies OS 4.5 and OS 4.7.
- On Page 97, under Policies OS 4.5 and 4.7, and Page 98, under Policy OS 5.4, replace the word "encourage" with the word "ensure".
- On Page 97, under Policy OS 3.5, remove the words "when possible".
- On Page 97, Goal OS 4, add a policy to limit the closing off of public spaces to the public and or expand accessibility to public open space to all members of the public.
- On Page 97, Goal OS 4, add a policy to expand public access to public venues, such as WestWorld and the Stadium, and a policy to expand open spaces through the use of public/private partnerships, such as SkySong.
- On Page 98, under Policy OS 5.1, add wildlife corridors.
- On Page 99, under Policy OS 6.4, change the word "Recognize" to "Protect".
- On Page 100, summarize Policy OS 7.5 using the Tree Canopy Plan.
- On Page 100, use stronger language in Policy OS 7.6 to help protect against the abandonment of public right-of-way/public access easements.
- On Page 101, use more distinctive coloring or other characterizations on the Open Space Map to distinguish the different areas and make the map easier to read.
- Clearly define the terms Natural Area Open Space and Environmentally Sensitive Lands.

Environmental Planning Element

- On Page 106, under Policy EP 1.2, replace the word "preserve" with "protect" and add "using ESLO as a guide" at the end of the policy.
- On Page 107, under Policy EP 2.1, add Natural Area Open Space and ESLO language.
- On Page 111, under Policy 7.3, replace "such as shade and tree plans" with "tree canopy plan" or "such as canopies formed by mature tree crowns".
- Councilwoman Whitehead will return to the Council on March 23 to present changes to the
 draft plan for Council consideration and discussion in the environmental planning, water
 resources, and energy elements (after working with staff and the Scottsdale Environmental
 Advisory Commission).

Conservation Element

- On Page 114, under Policy CONSV 1.1, use a more active verb than "seek", such as "promote".
- On Page 114, under Policy CONSV 1.3, replace the word "Seek" with "Promote", eliminate the word "encourage".
- On Page 115, under Policy CONSV 2.3, start the policy with the word "maintain".
- On Page 115, restore Policy CONSV 2.7.

- On Page 116, Policy CONSV 3.5 should read "Identify sources responsible for watershed contamination and educate the community on watershed pollution measures".
- On Page 118, Policy CONSV 5.1 seems weak as written, relook at language and how it relates to ESLO.

Water Resources Element

• On Page 120, add acknowledgement to current water supply situation, with reference made to the Colorado River.

Energy Element

- On Page 124, reinstate Policy E 1.6.
- On Page 124, under Goal E1, add a policy to ensure energy grid will be functional in times of stress by performing regular stress tests.
- On Page 124, under Goal E1, emphasize use of solar power.
- Take advantage of solar power, especially here in Arizona. There is only a little reference to solar in the Energy Element make it more of a focus.

Community Involvement Element

 Goal CI 2 "seek community-wide representation" could make it seem like there is a suggestion for districting in Scottsdale – suggest adjusting to "seek direct input from all areas of the community".

Additional Comments

- Label pictures in the General Plan document to identify the locations and photo content.
- Add a stand-alone education element to the General Plan document.
- Legal to review all suggested changes.

Adjourn the City Council Work Study Session and convene the City Council Regular Meeting – 5:49 P.M.

REGULAR CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard (Immediately following the 4:00 p.m. Work Study Session)

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 (March 16, 2021).

Spoken comment is being accepted on items on the Consent and Regular Agenda (Items 1 through 13). To sign up to speak on these items, please click here. Spoken comment is also being accepted on items that are within the Council's jurisdiction but are not on the agenda (maximum of five speakers). To sign up to speak on a nonagendized item that is within the Council's jurisdiction, please click here. Request to speak forms must be submitted no later than 90 minutes before the start of the meeting. 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, or on the "click here to submit a written comment on an item" link located at the top of each page of the agenda.

Call to Order - 6:01 P.M.

Roll Call - All present

One or more members of the Council may be attending the Council Meeting by telephone, video, or Internet conferencing, pursuant to A.R.S. § 38-431(4).

Pledge of Allegiance - Councilwoman Whitehead

Mayor's Report – Mayor Ortega declared March 2, 2021 as Carolyn Jagger Day and read a proclamation in honor of her years of service as the Scottsdale City Clerk.

***Presentations/Information Updates – Neighborhood Advisory Commission Chair Rachel Putman and Commissioner Michael Wills presentation.

2019 & 2020 Spirit of Scottsdale Awards
 Presenter(s): Rachel Putman, Chair, Neighborhood Advisory Commission Chair; Michael Wills, Commissioner, Neighborhood Advisory Commission

Public Comment - David Sketchley, Lee Lyons, and Anne Pogue commented on 5G wireless.

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. **Speakers are limited to three minutes to address the Council during "Public Comment."**

MINUTES

Request: Approve the Work Study Session Minutes of February 9, 2021; Regular Meeting Minutes of February 16, 2021; and Work Study Session Minutes of February 16, 2021.

- Councilwoman Caputi made a motion to approve the Work Study Session Minutes of February 9, 2021; Regular Meeting Minutes of February 16, 2021; and Work Study Session Minutes of February 16, 2021. Vice Mayor Janik seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.

CONSENT AGENDA ITEMS 1-12

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 <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 Janik made a motion to approve Consent Agenda Items 1 through 12. Councilwoman Whitehead seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.

1. <u>Permanent Extension of Premises for Desert Mountain Outlaw (2-EX-2021)</u> – Approved on Consent.

Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor License and Control for a permanent extension of premises for a Series 14 (private club) State liquor license for an existing location to expand an existing clubhouse and include the Outlaw golf course. **Location:** 10333 E. Rockaway Hills Road

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

2. Robinson Residence Abandonment (8-AB-2020) - Approved on Consent.

Request: Adopt **Resolution No. 12057** authorizing the abandonment of the eastern 13 feet of the 33-foot General Land Office Patent Easement located along No. 69th Street (the western boundary of Parcel No. 216-68-096B), with Single-Family Residential District, Environmentally Sensitive Lands, Foothills Overlay (R1-70/ESL/FO) zoning.

Location: 6902 E. Dynamite Boulevard

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

3. One Scottsdale Right-of-Way Abandonment (11-AB-2020) – Approved on Consent.

Request: Adopt **Resolution No. 12039** authorizing the abandonment of 1,110± square feet of right-of-way along the east side of N. Scottsdale Road, located along the western boundary of Parcel No. 215-05-010, with Planned Regional Center and Planned Community Development zoning.

Location: 20001 N. Scottsdale Road

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

4. One Scottsdale Planning Unit III Final Plat (7-PP-2007#3) – Approved on Consent.

Request: Approve the final plat for a new 7-lot commercial subdivision, on a 22-acre site with Planned Regional Center, Planned Community District (PRC PCD) zoning.

Location: 20001 N. Scottsdale Road

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

5. <u>Capital Improvement Projects Roundabout Specialist Engineering Services Contracts</u> – Approved on Consent.

Request: Adopt **Resolution No. 12071** authorizing the following one-year contract extensions for on-call roundabout specialist engineering services in an amount not to exceed \$250,000 per contract for design review, planning, analysis, and professional consultation pertaining to proposed roundabouts at various project locations throughout the City:

- 1. Contract No. 2017-032-COS-A3 with SE Ritchie Corp., dba Roundabouts & Traffic Engineering
- Contract No. 2017-035-COS-A3 with MTJ Engineering, LLC

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

6. <u>Vertical/Facilities Construction Job Order Contracts</u> – Approved on Consent.

Request: Adopt **Resolution No. 12072** authorizing the following one-year contract extensions in an amount not to exceed \$5,000,000 per contract for Citywide vertical/facilities construction projects:

- 1. Contract 2018-021-COS-A2 with Balfour Beatty Construction, LLC
- 2. Contract 2018-022-COS-A2 with Builders Guild, Inc.
- 3. Contract 2018-023-COS-A2 with McCarthy Building Companies, Inc.

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

7. <u>Capital Improvement Projects Water Resources Engineering Services Contracts</u> – Approved on Consent.

Request: Adopt **Resolution No. 12073** authorizing the following one-year contract extensions for on-call engineering services contracts for design review, planning, analysis, and professional consultation pertaining to proposed water resources projects at various project locations throughout the City:

- 1. Contract No. 2017-030-COS-A3 with CDM Smith, Inc., in an amount not to exceed \$1,000,000.
- 2. Contract No. 2017-031-COS-A3 with Wilson Engineers, LLC, in an amount not to exceed \$1,500,000.

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

8. <u>Booster Pump Station 83 A/B Rehabilitation Project Preconstruction Phase Services Contract</u>
– Approved on Consent.

Request: Adopt **Resolution No. 12084** authorizing CM@Risk Contract No. 2021-024-COS with MGC Contractors, Inc., in the amount of \$94,215 to provide preconstruction phase services for the Booster Pump Station 83 A/B Rehabilitation project.

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

9. <u>Airport Lease Agreement</u> – Approved on Consent.

Request: Adopt **Resolution No. 12075** authorizing Lease Agreement No. 2021-022-COS with 3R Ranch, Inc., for the lease of the north general aviation executive box hangar space at the Scottsdale Airport.

Staff Contact(s): Gary Mascaro, Aviation Director, 480-312-7735, gmascaro@scottsdaleaz.gov

10. DUI Impaired Driving Education and Enforcement Grant – Approved on Consent.

Request: Adopt Resolution No. 12070 to authorize:

- 1. Contract No. 2021-020-COS with the Arizona Governor's Office of Highway Safety for the acceptance of a Proposition 207 grant award in the amount of \$209,400 for overtime and equipment related to education and enforcement of driving under the influence of marijuana and other drugs.
- The Chief of Police to execute Contract No. 2021-020-COS.
- 3. A budget transfer in the amount of \$209,400 from the FY 2020/21 Future Grants Budget and/or Grant Contingency Budget to a newly created cost center to record the related grant activity.

Staff Contact(s): Jeff Walther, Chief of Police, 480-312-1900, jwalther@scottsdaleaz.gov

11. <u>Public Housing Agency Plans</u> – Approved on Consent.

Request: Adopt Resolution No. 12077 to:

- 1. Approve the Public Housing Agency Streamlined Annual Plan for FY 2020/21 for the operation of and to serve as the application for funding for the Housing Choice Voucher Program to the United States Department of Housing and Urban Development (HUD).
- 2. Approve revisions to the Scottsdale Housing Agency Administrative Plan template and policies.
- 3. Accept additional Housing Choice Vouchers that HUD may offer during FY 2020/21.
- 4. Authorize the City Manager or designee to execute any other documents and take any other such actions as necessary.

Staff Contact(s): Greg Bestgen, Human Services Director, 480-312-0104, gbestgen@scottsdaleaz.gov

12. Notice of Intention to Increase Water and Wastewater Rates – Approved on Consent.

Request: Adopt notice of intention to increase water and wastewater rates, increase miscellaneous water charges, and make housekeeping adjustments to Chapter 49 of the Scottsdale Revised Code for FY 2021/22, and establish May 18, 2021, as the date for a public hearing.

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

REGULAR AGENDA ITEM 13

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

13. City's Proposed Fiscal Year 2021/22 Rates and Fees

Request: Presentation, discussion, and possible direction to staff regarding the City's proposed FY 2021/22 rates and fees.

Presenter(s): Brian Biesemeyer, Water Resources Executive Director; Dan Worth, Public Works Director; Randy Grant, Planning and Development Services Director; Bill Murphy, Assistant City Manager; Tom Shannon, Fire Chief

Staff Contact(s): Sylvia Dlott, Acting Budget Director, 480-312-2419, sdlott@scottsdaleaz.gov – Presentations by Acting Budget Director Sylvia Dlott, Water Resources Executive Director Brian Biesemeyer, Public Works Director Dan Worth, Planning and Development Services Director Randy Grant, Assistant City Manager Bill Murphy, and Fire Chief Tom Shannon.

MAYOR AND COUNCIL ITEM 14

14. Boards, Commissions, and Task Forces Appointments

How the Board and Commission Appointment Process Works:

Until further notice, in person interviews for board and commission nominees will not be held. Each board and commission nominee has submitted materials for the Council's review and consideration and can be viewed here. The Council will make the appointment(s) for each vacancy based on the submitted materials.

Airport Advisory Commission – Ken Casey was appointed to the Airport Advisory Commission, effective March 2, 2021.

Nominee(s): Ken Casey, Thomas Noon

Council to fill one vacancy (appointment effective March 2, 2021)

Board of Adjustment – Timothy Stratton was appointed to the Board of Adjustment, effective March 2, 2021 and Conan Deady was appointed to the Board of Adjustment, effective March 20, 2021.

Nominee(s): Conan Deady, Gary Steinback, Timothy Stratton, Ryan Wagner Council to fill two vacancies (one appointment effective March 2, 2021; one appointment effective March 20, 2021)

Environmental Advisory Commission – Anthony Coletta was reappointed to the Environmental Advisory Commission, effective March 2, 2021.

Nominee(s): Heather Abrahimi, Anthony Coletta, Andrew Scheck Council to fill one vacancy (appointment effective March 2, 2021)

Historic Preservation Commission – Ben Brosseau was reappointed to the Historic Preservation Commission, effective March 2, 2021.

Nominee(s): Ben Brosseau, Rose Smith

Council to fill one vacancy (appointment effective March 2, 2021)

Industrial Development Authority – Mary Grier, Daniel Stewart, and Thomas Williams were appointed to the Industrial Development Authority, effective March 2, 2021.

Nominee(s): Mary Grier, Daniel Stewart, Thomas Williams

Council to fill three vacancies (appointments effective March 2, 2021)

Judicial Appointments Advisory Board – Laura Ingegneri was appointed to the Judicial Appointments Advisory Board, effective March 2, 2021.

Nominee(s): Laura Ingegneri

Council to fill one vacancy (appointment effective March 2, 2021)

McDowell Sonoran Preserve Commission – Laurie LaPat-Polasko and Marsha Lipps were reappointed to the McDowell Sonoran Preserve Commission, effective March 20, 2021.

Nominee(s): Laurie LaPat-Polasko, Marsha Lipps

Council to fill two vacancies (appointments effective March 20, 2021)

Parks and Recreation Commission – Eric Kurland was appointed to the Parks and Recreation Commission, effective March 20, 2021.

Nominee(s): Eric Kurland, Teresa Kim Quale

Council to fill one vacancy (appointments effective March 20, 2021)

Tourism Development Commission – Sherry Henry was reappointed to the Tourism Development Commission, effective March 20, 2021.

Nominee(s): Sherry Henry

Council to fill one vacancy (appointment effective March 20, 2021)

Veterans Advisory Commission – Deborah Dominick was appointed to the Veterans Advisory Commission, effective March 2, 2021.

Nominee(s): Deborah Dominick, Steven Jackson

Council to fill one vacancy (appointment effective March 2, 2021)

- Councilmember Milhaven made a motion to agendize an item to discuss and consider directing staff to hire a third-party expert in destination marketing to evaluate Experience Scottsdale's current contract and performance and make any recommendations they may have about future contracts. Councilwoman Littlefield seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.

Adjournment – 7:26 P.M.