

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
Solange Whitehead

Monday, December 7, 2020

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. 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 (January 12, 2021).

Spoken comment is being accepted on items on the Consent and Regular Agenda (Items 1 through 23). 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 non-agendized 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.

4:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

Meeting will be held electronically.

Call to Order – 4:03 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 – Councilman Phillips



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

Mayor's Report

- Vice Mayor Whitehead, Councilwoman Littlefield, and Councilwoman Milhaven thanked the outgoing Mayor and Councilmembers for their mentorship and leadership. Mayor Lane and Councilmembers Klapp, Korte, and Phillips were presented with Kachinas and street name signs to commemorate their service.
- Mayor Lane and Councilmembers Klapp, Korte, and Phillips thanked their supporters and City staff.

Public Comment

- Paul Messinger, Dennis Robbins, Bob and Judy Frost, Alex McClaren, and Mark Stanton thanked Mayor Lane and Councilmembers Klapp, Korte, and Phillips for their service and commitment to the City.

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."**

CONSENT AGENDA ITEMS 1-19

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.

- Councilmember Korte made a motion to approve Consent Agenda Items 1 through 19. Councilwoman Klapp seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.

1. **[Su Vino Liquor License \(86-LL-2020\)](#) – Approved on Consent**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 13 (in state farm winery) State liquor license for a new location and owner.
Location: 16099 N. 82nd Street
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
2. **[TT Roadhouse Liquor License \(88-LL-2020\)](#) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an agent and acquisition of control change for an existing Series 6 (bar) State liquor license.
Location: 2915 N. 68th Street
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
3. **[Bandolero Liquor License \(89-LL-2020\)](#) – 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: 8977 N. Scottsdale Road, Suite 500
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
4. **[Lucid Fashion Square Mall Conditional Use Permit \(8-UP-2020\)](#) – Approved on Consent.**
Request: Find that the conditional use permit criteria have been met and adopt
Resolution No. 11994 approving a Conditional Use Permit for vehicle leasing, rental or sales in a 2,799 square-foot retail space within Scottsdale Fashion Square Mall with Downtown/Downtown Regional Use Type-2 Planned Block Development Downtown Overlay (D/DRU-2 PBD DO) zoning.
Location: 7014 E. Camelback Road, Suite 1428
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

5. [Osterkamp GLO Abandonment \(5-AB-2020\) – Approved on Consent.](#)
Request: Adopt **Resolution No. 11995** authorizing the abandonment of the 33-foot-wide General Land Office (GLO) easement located along the western and southern boundaries, and the western 8-feet of the 33-foot-wide GLO easement located along the eastern boundary, of Parcel No. 217-32-046A, with Single-Family Residential, Environmentally Sensitive Lands (R1-43 ESL) zoning.
Location: 10050 N. 126th Street
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

6. [Continental \(aka South Scottsdale Mixed-Use\) Rezoning \(14-ZN-2018\) – Approved on Consent.](#)
Requests:
 1. Find that the Planned Unit Development (PUD) Criteria have been met and adopt **Ordinance No. 4432** approving a zoning district map amendment from Highway Commercial (C-3) to PUD zoning, including a development and amended development standards for building setbacks and stepbacks on a 4.32±-acre site.
 2. Adopt **Resolution No. 11674** declaring the document titled “*Continental Development Plan*” to be a public record.**Location:** 1000 N. Scottsdale Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

7. [Scottsdale Nazarene Rezoning \(18-ZN-2019\) – Approved on Consent.](#)
Request: Adopt **Ordinance No. 4483** approving a zoning district map amendment from Single-Family Residential (R1-7) and Multiple-Family Residential (R-5) zoning to Townhouse Residential (R-4) zoning on a 5.2±-acre site.
Location: 2340 and 2322 N. Hayden Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

8. [Princess Metering Station Rehabilitation Project Construction Phase Services Contract – Approved on Consent.](#)
Request: Adopt **Resolution No. 11989** authorizing CM@Risk Contract No. 2020-192-COS with Currier Construction, Inc., in the amount of \$1,227,719.92, to provide construction phase services for the Princess Metering Station Rehabilitation project.
Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

9. [On-Call Electrical Engineering Services Contracts – Approved on Consent.](#)
Request: Adopt **Resolution No. 11986** authorizing the following one-year contract extensions in an amount not to exceed \$750,000 per contract for on-call electrical engineering services at various project locations through the City of Scottsdale:
 1. Contract No. 2018-198-COS-A1 with Kimley Horn and Associates, Inc.
 2. Contract No. 2018-199-COS-A1 with LSW Engineers Arizona, Inc.
 3. Contract No. 2018-200-COS-A1 with Energy Systems Design, Inc.**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

10. **Seventh-Day Adventists Revocable Driveway License Agreement**

(Removed at the request of staff.)

11. **Multi-Use Sports Fields Construction Phase Services Contract (Offsite Water System) – Approved on Consent.**
Request: Adopt **Resolution No. 12010** authorizing CM@Risk Contract No. 2020-199-COS with Hunter Contracting Co. in the amount of \$727,480.23 to provide phase one construction services for Bond 2019 Project 53 – Build Multi-Use Sports Fields in the Area of Bell Road.
Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov
12. **Multi-Use Sports Fields Construction Phase Services Contract (Construction of Fields) – Approved on Consent.**
Request: Adopt **Resolution No. 12011** authorizing CM@Risk Contract No. 2020-200-COS with Valley Rain Construction Corporation in the amount of \$1,223,345.28 to provide phase one construction services for Bond 2019 Project 53 – Build Multi-Use Sports Fields in the Area of Bell Road.
Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov
13. **Ambulance Services Contract – Approved on Consent.**
Request: Adopt **Resolution No. 11999** authorizing the third amendment to Contract No. 2017-163-COS-A3 with Maricopa Ambulance, LLC, for emergency ambulance services for an additional three-year term.
Staff Contact(s): Tom Shannon, Fire Chief, 480-312-1821, tshannon@scottsdaleaz.gov
14. **Contemporary Fire Service Intergovernmental Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 12012** authorizing Agreement No. 2020-201-COS with the Town of Cave Creek in the amount of \$170,958 for the provision of a Scottsdale Deputy Fire Chief to assist the Town of Cave Creek in exploring options for contemporary fire service
Staff Contact(s): Tom Shannon, Fire Chief, 480-312-1821, tshannon@scottsdaleaz.gov
15. **HonorHealth Donation and Maintenance Agreement – Approved on Consent.**
Requests: Adopt **Resolution No. 11977** to authorize:
 1. Agreement No. 2020-184-COS with HonorHealth Corporation to accept the donation of a mobile training simulation vehicle.
 2. The Fire Chief 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 mobile training simulation vehicle.**Staff Contact(s):** Tom Shannon, Fire Chief, 480-312-1821, tshannon@scottsdaleaz.gov
16. **Firehouse Subs Foundation Grant – Approved on Consent.**
Request: Adopt **Resolution No. 11983** to authorize:
 1. The acceptance of Firehouse Subs Foundation grant funds, if awarded, in the amount of \$26,548.83 to purchase a Polaris All-terrain Vehicle with a patient transport skid.
 2. The Fire Chief, 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 \$26,548.83 from the adopted FY 2020/21 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):** Tom Shannon, Fire Chief, 480-312-1821, tshannon@scottsdaleaz.gov
17. **Vehicle Detection Systems and Signal Controller Cabinets Grant – Approved on Consent.**
Requests: Adopt **Resolution No. 11980** to authorize:
 1. The acceptance of a federal grant in the amount of \$2,527,240 from the Maricopa Association of Governments' Congestion Mitigation and Air Quality Improvement Program.
 2. A local match requirement of \$161,960 funded with Transportation 0.2% Sales Tax to upgrade vehicle detection systems and signal controller cabinets at selected signalized intersections.**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

18. **Scottsdale Cadet Program Competition Fee – Approved on Consent.**

Requests: Adopt **Resolution No. 11981** to authorize:

1. The establishment of a Cadet Competition Fee of \$65 per Cadet and \$20 per Advisor.
2. That the Cadet Competition fee revenue and donations to the Scottsdale Cadet Program will be used for the purpose of administering and operating the Scottsdale Cadet Program.
3. A budget transfer in the amount of \$7,000 from the adopted FY 2020/21 Special Programs Fund Contingency Budget to a newly created cost center titled “*Scottsdale Cadet Program Administration and Operations*” in the Special Programs Fund to record associated revenues and expenditures.

Staff Contact(s): Alan Rodbell, Chief of Police, 480-312-1900, arodbell@scottsdaleaz.gov

19. **Surety Bond Requirements Code Amendment – Approved on Consent.**

Request: Adopt **Ordinance No. 4485** amending Scottsdale Revised Code, Chapter 2, Administration, Sections 2-61 and 2-131(c) regarding surety bond requirements.

Staff Contact(s): Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov

REGULAR AGENDA ITEMS 20-23

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

20. **Stagecoach & Windmill Rezoning (12-ZN-2019)**

Request: Adopt **Ordinance No. 4478** approving a zoning district map amendment from Single-Family Residential, Environmentally Sensitive Lands (R1-190 ESL) zoning to Single-Family Residential, Environmentally Sensitive Lands (R1-70 ESL) zoning on a 30±-acre parcel.

Location: Southwest corner of E. Stagecoach Pass Road and N. Windmill Road

Presenter(s): Tim Curtis, Current Planning Director

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

– Senior Planner Doris McClay and Applicant Representative John Berry presentations.

– Councilwoman Milhaven made a motion to adopt Ordinance No. 4478. Vice Mayor Whitehead seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.

21. **The Scottsdale Collection (9-ZN-2020, 1-II-2020, 9-AB-2020)** ITEM 21 PART 1 ITEM 21 PART 2

Requests:

1. Adopt **Ordinance No. 4479** approving a zoning district map amendment for multiple parcels from Central Business, Parking P-3 District, Downtown Overlay and Parking P-2 District; Vehicle Parking, Downtown Overlay (C-2/P03 DO and P02 DO), Central Business, Downtown Overlay (C-2 DO), and Highway Commercial, Downtown Overlay (C-3 DO) zoning to Downtown/Downtown Multiple Use – Type 3, Parking District, Planned Block Development, Downtown Overlay (D/DMU-3 P-3 PBD DO) zoning, with an Infill Incentive (II) District to allow for amended development standards at the Old Town boundary, and a Development Plan with development standards, and a Parking Master Plan on an overall 10.25±-acre (gross land area) site.
2. Adopt **Resolution No. 11979** authorizing the abandonment of alley right-of-way, varying in width from 18 feet to 20 feet, between east Indian Plaza to the north and east Shoeman Lane to the south, bordered by Parcel Nos. 173-41-260, 173-41-182, 173-41-183, and 173-41-259.
3. Adopt **Resolution No. 11978** declaring the document titled “*The Scottsdale Collection Development Plan*” to be a public record.
4. Adopt **Resolution No. 12008** authorizing Development Agreement No. 2020-194-COS.

Location: Southeast corner of N. Scottsdale Road and E. Camelback Road

Presenter(s): Greg Bloemberg, Senior Planner

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

– Presentations by Senior Planner Greg Bloemberg, Applicant Representative John Berry, Art Consultant Valerie Vadala Homer, and Nelsen Partners Architect Jeff Brand.

– Councilwoman Littlefield made a motion to continue Item 21 to a Council meeting in January 2021, to a date to be determined by whichever agenda can give us the most time for input, discussion, and questions. Vice Mayor Whitehead seconded the motion. No vote was taken.

– Councilwoman Milhaven made an alternate motion to adopt Ordinance No. 4479, approving a zoning district map amendment; Resolution No. 11979, authorizing the abandonment of alley right-of-way; Resolution No. 11978, declaring the document titled “*The Scottsdale Collection Development Plan*” to be a public record; and Resolution No. 12008, authorizing Development Agreement No. 2020-194-COS. Councilmember Korte seconded the motion, which carried 4/3, with Mayor Lane and Councilmembers Klapp, Korte, and Milhaven voting in the affirmative, and Vice Mayor Whitehead and Councilmembers Littlefield and Phillips dissenting.

22. [Palmeraie Phase II \(7-ZN-2016#2 and 3-DA-2020\)](#)

Requests:

1. Adopt **Ordinance No. 4476** approving a zoning district map amendment from Planned Regional Center (PRC) zoning to Planned Regional Center, Planned Shared Development overlay (PRC PSD) zoning, with approval of an amended Development Plan for the site that includes amended development standards for building height up to 90-feet and an increase of the floor area ratio to a maximum of 1.0 on a 20±-acre site.
2. Adopt **Resolution No. 11963** declaring the document titled “*Palmeraie Phase II Development Plan*” to be a public record.
3. Adopt **Resolution No. 11964** authorizing Development Agreement No. 2020-182-COS.

Location: 6990 N. Scottsdale Road

Presenter(s): Brad Carr, Principal Planner

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

– Principal Planner Brad Carr and Applicant Representative Jason Morris presentations.

– Councilwoman Milhaven made a motion to adopt Ordinance No. 4476, approving a zoning district map amendment; Resolution No. 11963, declaring the document titled “*Palmeraie Phase II Development Plan*” to be a public record; and Resolution No. 11964, authorizing Development Agreement No. 2020-182-2020. Councilmember Korte seconded the motion, which carried 6/1, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, and Milhaven voting in the affirmative, and Councilman Phillips dissenting.

23. [Multi-Use Sports Fields Municipal Use Master Site Plan \(10-UP-2020\)](#)

Request: Adopt **Resolution No. 11992** approving a Municipal Use Master Site Plan for a 38±-acre multi-use sports field with field lighting zoned Single-Family Residential, Environmentally Sensitive Lands, Planned Community District (R1-7, ESL PCD).

Location: 9390 E. Bell Road

Presenter(s): Meredith Tessier, Senior Planner

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

– Presentations by Senior Planner Meredith Tessier, Executive Assistant Strategic Projects Kroy Ekblaw, and Assistant City Manager Bill Murphy.

– Councilwoman Milhaven made a motion to adopt Resolution No. 11992, approving a Municipal Use Master Site Plan. Councilwoman Littlefield seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Whitehead; and Councilmembers Klapp, Korte, Littlefield, Milhaven, and Phillips voting in the affirmative.

MAYOR AND COUNCIL

ITEM 24

24. 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.

Board of Adjustment – Brian Kaufman was reappointed, and Matt Metz was appointed, to the Board of Adjustment, effective December 7, 2020.

Nominee(s): Brian Kaufman, Matt Metz

Council to fill two vacancies (appointments effective December 7, 2020)

Development Review Board – Doug Craig was reappointed, and Jeffrey Brand and Ali Fakh were appointed, to the Development Review Board, effective December 7, 2020.

Nominee(s): Jeffrey Brand, Michael Buschbacher, Doug Craig, Andrea Davis, Ali Fakh, Larry Kush
Council to fill three vacancies (appointments effective December 7, 2020)

Environmental Advisory Commission – Tammy Bosse was reappointed to the Environmental Advisory Commission, effective December 7, 2020.

Nominee(s): Tammy Bosse

Council to fill one vacancy (appointment effective December 7, 2020)

Historic Preservation Commission – Christie Kinchen was reappointed to the Historic Preservation Commission, effective December 7, 2020.

Nominee(s): Christie Kinchen

Council to fill one vacancy (appointment effective December 7, 2020)

Human Relations Commission – Lawdan Shojaee was appointed to the Human Relations Commission, effective December 7, 2020.

Nominee(s): Denise Atwood, Suzan Austin, Terri Rudin, Lawdan Shojaee, Andrew Williams

Council to fill one vacancy (appointment effective December 7, 2020)

McDowell Sonoran Preserve Commission – Stephen Coluccio was appointed to the McDowell Sonoran Preserve Commission, effective December 7, 2020.

Nominee(s): Stephen Coluccio, Robert Fishman, Todd Shaffer

Council to fill one vacancy (appointment effective December 7, 2020)

Neighborhood Advisory Commission – Louise Lamb was appointed to the Neighborhood Advisory Commission, effective December 7, 2020.

Nominee(s): Dawn Abel, David Brotman, Louise Lamb

Council to fill one vacancy (appointment effective December 7, 2020)

Personnel Board – Barbara Burns and Bruce Washburn were appointed to the Personnel Board, effective December 7, 2020.

Nominee(s): Barbara Burns, Mary Fowler, Roger Geddes, Bruce Washburn

Council to fill two vacancies (appointments effective December 7, 2020)

Tourism Development Commission – Sally Shaffer was appointed to the Tourism Development Commission, effective December 7, 2020.

Nominee(s): Sally Shaffer

Council to fill one vacancy (appointment effective December 7, 2020)

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Transportation Commission – Donald Anderson, Jr., was reappointed to the Transportation Commission, effective December 7, 2020.

Nominee(s): Donald Anderson, Jr., Jay Rosenthal

Council to fill one vacancy (appointment effective December 7, 2020)

Veterans Advisory Commission – Because Scott Rinchack had withdrawn his application, an appointment to the Veterans Advisory Commission was not made.

Nominee(s): Scott Rinchack

Council to fill one vacancy (appointment effective December 7, 2020)

Adjournment – 7:31 P.M.