

SCOTTSDALE

CITY COUNCIL MEETING



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

[REMOVED REGULAR ITEM No. 10]

COUNCIL

W.J. "Jim" Lane, Mayor

Suzanne Klapp

Virginia L. Korte

Robert W. Littlefield

Linda Milhaven

Guy Phillips

Dennis E. Robbins

Tuesday, May 6, 2014

Unless an exception is made, or unless otherwise noted:

Citizens will be given three minutes to address the Council during the times set aside for public comment on Consent, Regular, or Mayor and Council items and during the open call to the public (Public Comment).

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 (May 13, 2014).

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:04 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 – Daisy Troop 1667, Troop Leader Anita Elco

Invocation – Mayor Lane requested a moment of silence to honor Arizona Peace Officers killed in the line of duty during the past year.

Mayor's Report – None

City Manager's Report – None

Presentations/Information Updates – None

Public Comment – Cover Arizona Coordinator Tom Reade provided an update on the efforts of Get Covered America, a nonprofit, nonpartisan organization, and Cover Arizona, a statewide coalition of over 600 community organizations. The two entities are working together to maximize the number of Arizonans enrolled in health care coverage.



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).

Citizens may complete one Request to Speak "Public Comment" card per night and submit it to the City Clerk. Public Comment time is reserved for citizen comments regarding non-agendized items. No official Council action can be taken on these items. 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 1-8

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.

– Vice Mayor Korte made a motion to approve Consent Agenda Items 1 through 8. Councilman Robbins seconded the motion, which carried 7/0.

1. **Fry's Food and Drug No. 25 Liquor License (26-LL-2014) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a person and location transfer of a Series 7 (beer and wine bar) State liquor license for an existing location and owner.
Location: 7628 E. Indian School Road, Suite A
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

2. **Eggstasy Liquor License (27-LL-2014) – 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: 6990 E. Shea Boulevard, Suite 101
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

3. **The Vig at Paseo Village Liquor License (28-LL-2014) – 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: 7345 N. Via Paseo Del Sur
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

4. **Haweli Indian Grill and Bar Liquor License (29-LL-2014) – 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: 7000 E. Shea Boulevard, Suite 1010
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

5. **Atalon Abandonment (6-AB-2013) – Approved on Consent.**

Request: Adopt **Resolution No. 9617** approving a request by owner to abandon the right-of-way, roadway easements, and public utility easements on Goldie Brown Pinnacle Peak Ranch Unit Two, Parcels 16 and 17, located west of N. 118th Street, south of E. Pinnacle Vista Drive, east of the N. 114th Street alignment, and north of the Desert Summit subdivision (Redbird Road alignment) with Single-Family Residential District, Environmentally Sensitive Lands (R1-70 ESL) and Open Space Environmentally Sensitive Lands (O-S ESL) zoning.

Location: 11753 E. Pinnacle Vista Drive

Staff Contact(s): Randy Grant, Planning Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

6. **Sienna Hills Rezoning (15-ZN-2013) – Approved on Consent.**

Request: Adopt **Ordinance No. 4149** approving a zoning map amendment from Single-Family Residential, Environmentally Sensitive Lands (R1-43 ESL) to Single-Family Residential, Environmentally Sensitive Lands (R1-18 ESL) for a 17.3± acre property, and finding that the proposed zoning map amendment is consistent and conforms with the adopted General Plan.

Location: Southwest corner of N. 124th Street and E. Gail Road

Staff Contact(s): Randy Grant, Planning Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

7. **Definitions-Responsible Party Text Amendment (1-TA-2014) – Approved on Consent.**

Requests:

1. Adopt **Ordinance No. 4143** approving a text amendment to the City of Scottsdale Zoning Ordinance No. 455 to amend Article I. (Administration and Procedures), Article III. (Definitions), Article V. (District Regulations), Article VI. (Supplementary Districts), Article VII. (General Provisions), Article IX. (Parking and Loading Requirements), and Article X. (Landscaping Requirements) for the purpose of updating definitions and regulatory language related to terms used to describe responsible party, such as property owner, applicant, and other related terms, and for the standardization of language and formatting to add consistency to the Zoning Ordinance.
2. Adopt **Resolution No. 9678** declaring “Zoning Ordinance Text Amendment-Definitions-Responsible Party, 1-TA-2014” as a public record.

Staff Contact(s): Randy Grant, Planning Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

8. **District 2 Jail IP Video Monitoring System Budget Transfers – Approved on Consent.**

Request: Adopt **Resolution No. 9740** to authorize:

1. The creation of a new CIP project titled District 2 Jail IP Video Monitoring System.
2. A budget appropriation transfer in the amount of \$199,589 from the adopted FY 2013/14 General Fund Capital Contingency Budget to be funded by Federal Racketeer Influenced and Corrupt Organizations (RICO) funds.
3. A budget transfer in the amount of \$17,963 from the adopted FY 2013/14 General Fund Capital Contingency Budget.

The project will replace an aging and problematic video system that has reached the end of its useful life.

Staff Contact(s): Alan Rodbell, Public Safety Executive Director, 480-312-1900, arodbell@scottsdale.gov

REGULAR AGENDA ITEMS 9-10

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.**

9. [Transportation Commission/Trails Subcommittee Code Amendment](#)

– Councilman Littlefield made a motion to adopt Ordinance No. 4148. Councilman Phillips seconded the motion, which failed 3/4, with Vice Mayor Korte and Councilmembers Klapp, Milhaven, and Robbins dissenting.

– Councilwoman Milhaven made a motion to adopt Ordinance No. 4148, deleting the words “or City Treasurer’s” from Section 2-283(A). Vice Mayor Korte seconded the motion, which carried 6/1, with Councilman Littlefield dissenting.

Request: Adopt **Ordinance No. 4148** amending Section 2-283 of the Scottsdale Revised Code relating to the Transportation Commission, including subsections relating to the Trails Subcommittee’s membership and purpose.

Presenter(s): Paul Basha, Transportation Director

Staff Contact(s): Randy Grant, Planning Neighborhood, and Transportation Administrator, 480-312-2664, rgrant@scottsdaleaz.gov

***10. **Review Proposed Fiscal Year 2014/15 Budget (if necessary)**
(Removed)

Public Comment – None

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CITIZEN PETITIONS ITEM 11

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.

11. **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 – None

Adjournment – 5:26 P.M.