

SCOTTSDALE

CITY COUNCIL MEETING



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

[REWORDED ITEM No. 17]

COUNCIL

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

Kathleen S. Littlefield
Linda Milhaven
Solange Whitehead

Tuesday, April 20, 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. 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 (May 4, 2021).

Spoken comment is being accepted on items on the Consent and Regular Agenda (Items 1 through 18). To sign up to speak on these items, please click [here](#). Scottsdale citizens may also speak 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.

5:00 P.M.

MARKED AGENDA

REGULAR CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:05 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

Mayor's Report – Mayor Ortega reported that Molly Lillard, a young mother, was shot and killed by her husband earlier this month in Scottsdale. He asked for a moment of silence for Molly. Mayor Ortega said there has been a significant increase in domestic violence homicides since the



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

beginning of the pandemic. He encouraged those who are experiencing, or know someone who is experiencing, domestic violence to seek help from the Scottsdale Police or to contact the Chrysalis Shelter at 602-944-4999 or noabuse.org.

Mayor Ortega announced that Earth Day will be celebrated on Thursday, April 22, 2021. Last week, Mayor Ortega, Vice Mayor Janik, Councilmember Littlefield, Councilwoman Whitehead and the Daughters of the American Revolution – Winfield Scott Chapter planted trees in Zuni Park, as part of Scottsdale’s Arbor Day celebration and commemoration of our Tree City USA. Mayor Ortega invited everyone to join in the celebration scheduled through the end of the month. For more information on the celebration, go to Scottsdaleaz.gov and search “Sustainable Scottsdale”.

Presentations/Information Updates – Diversity/Inclusion Program Manager Sharon Cini gave the presentation.

- **Mayor’s Committee on Employment of People with Disabilities Scholarship Awards**
Presenter(s): Sharon Cini, Diversity/Inclusion Program Manager

Public Comment – Craig Ganz spoke on behalf of the Scottsdale Aquatic Club and expressed concern about Neptune Swim Club activities. Amanda Warfield thanked the Council for approving The Kimsey-Triangle project.

Public Comment time is reserved for Scottsdale citizens to comment on non-agendized items that are within the Council’s jurisdiction. No official Council action can be taken on these items. **Five speakers are limited to three minutes to address the Council during “Public Comment.”**

MINUTES

Request: Approve the [Work Study Session Minutes of March 23, 2021](#).

– Vice Mayor Janik made a motion to approve the Work Study Session Minutes of March 23, 2021. Councilwoman Caputi 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 1-15

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.

– Councilwoman Littlefield made a motion to approve Consent Agenda Items 1 through 15. 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. [Ernie’s Inn Liquor License \(17-LL-2021\)](#) – **Approved on Consent.**

Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 6 (bar) State liquor license for an existing location with a new owner.

Location: 10443 N. Scottsdale Road

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

2. [Revel Scottsdale Liquor License \(21-LL-2021\)](#) – **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 a new location and owner.

Location: 8225 E. Indian Bend Road

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

3. **Loyalty Restaurant & Lounge Liquor License (22-LL-2021) – 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: 4209 N. Craftsman Court
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
4. **The Spot Neighborhood Grill Liquor License (23-LL-2021) – 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: 18251 N. Pima Road, Suite 120
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
5. **Rusty Spur Saloon Liquor License (24-LL-2021) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 6 (bar) State liquor license for an existing location with a new owner.
Location: 7245 E. Main Street
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
6. **Richards Abandonment (13-AB-2020) – Approved on Consent.**
Request: Adopt **Resolution No. 12114** authorizing the abandonment of the eastern 10 feet of a 25-foot roadway easement along North Hayden Road within a ±1.05-acre site with Single-Family Residential (R1-35) zoning.
Location: 8008 E. Desert Cove Avenue
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
7. **Solid Waste Transfer Station Evaluation – Approved on Consent.**
Request: Adopt **Resolution No. 12074** to authorize:
 1. A Fiscal Year 2020/21 Capital Budget appropriation transfer in the amount of \$26,000 from the Solid Waste Vehicle Monitoring System (JB66) project to the Transfer Station Enhancements (BH06) project to be funded by the Sanitation Rates funding source.
 2. Engineering Services Contract No. 2021-021-COS with HDR Engineering, Inc., in the amount of \$75,403.24, for engineering services for the development of an evaluation of the Solid Waste Transfer Station to identify opportunities to expand the services provided from the existing facility.**Location:** 8417 E. Union Hills Drive
Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov
8. **Airport Runway Rehabilitation Project Construction Phase Services Contract – Approved on Consent.**
Request: Adopt **Resolution No. 12097** authorizing Construction Manager at Risk Contract No. 2021-026-COS with J. Banicki Construction, Inc., in the amount of \$10,755,539.09, to provide construction phase services for the Runway Rehabilitation Project at the Scottsdale Airport.
Location: 15000 N. Airport Drive
Staff Contact(s): Gary Mascaro, Aviation Director, 480-312-7735, gmascaro@scottsdaleaz.gov
9. **WestWorld Horse Barns Renovation Project Construction Phase Services Contract – Approved on Consent.**
Request: Adopt **Resolution No. 12119** authorizing Design Build Manager Contract No. 2021-045-COS with Caruso Construction, Inc., in the amount of \$1,970,170, to provide phase one construction services for Bond 2019 Project 45 – Renovate WestWorld Horse Barns to Increase Rentable Space.

Location: 16601 N. Pima Road

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

10. **Scottsdale Stadium Facility Use License Agreement – Approved on Consent.**

Request: Adopt **Resolution No. 12132** to authorize:

1. Facility Use License Agreement No. 2021-046-COS with the San Francisco Giants Baseball Club, LLC, for the use of the Scottsdale Stadium for Minor League Training outside of the Spring Training use period in 2021.
2. The Scottsdale Stadium Coordinator or designee, to approve additional uses and services at the rates in the agreement.
3. The Mayor, the City Manager, or their designees to approve and execute such other documents as necessary to carry out the intent of the Resolution.

Location: 7408 E. Osborn Road

Staff Contact(s): Bill Murphy, Assistant City Manager, 480-312-7954, bmurphy@scottsdale.gov

11. **Economic Development Strategic Plan – Approved on Consent.**

Request: Accept the Economic Development 5-Year Strategic Plan.

Staff Contact(s): Rob Millar, Economic Development Director, 480-312-2533, rmillar@scottsdaleaz.gov

12. **Smart City Strategic Roadmap – Approved on Consent.**

Request: Accept the Scottsdale Smart City Strategic Roadmap.

Staff Contact(s): Brent Stockwell, Assistant City Manager, 480-312-7288, bstockwell@scottsdaleaz.gov

13. **Arizona Thrives Alliance Participation – Approved on Consent.**

Request: Authorize the City of Scottsdale's participation in the Arizona Thrives Alliance.

Staff Contact(s): Rachel Smetana, Mayor's Chief of Staff, 480-312-7806, rsmetana@scottsdaleaz.gov and Brent Stockwell, Assistant City Manager, 480-312-7288, bstockwell@scottsdaleaz.gov

14. **Bond 2019 Capital Improvement Projects Budget Transfers – Approved on Consent. Request:**

Adopt **Resolution No. 12123** authorizing the following Fiscal Year 2020/21 Capital Budget appropriation transfers for capital improvement projects to be funded by Bond 2019 proceeds:

1. \$207,000 from Project 10 – Replace Tennis Court Surfaces at Indian School Park and Scottsdale Tennis Center (PG08) to Project 24 – Install High Efficiency Lighting at Four Facilities (PG07).
2. \$223,000 from Project 50 – Renovate Arena at WestWorld (DG05) to Project 52 – Expand Restrooms in WestWorld North Hall (DG06).

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

15. **Monthly Financial Report – Approved on Consent.**

Request: Accept the Fiscal Year 2020/21 Monthly Financial Report as of February 2021.

Staff Contact(s): Sylvia Dlott, Acting Budget Director, 480-312-2419, sdlott@scottsdaleaz.gov

REGULAR AGENDA ITEMS 16-18

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

16. **Anti-Discrimination Ordinance**

Request: Adopt **Ordinance No. 4497** amending Scottsdale Revised Code, Chapter 14, Human Resources Management, by amending Section 14-1.1 and Chapter 15, Human Rights, Articles I and II by adding Sections 15-1 through 15-12, amending Sections 15-16 through 15-20 and adding Article III, Sections 15-21 through 15-32 as either:

- a. Prohibiting discrimination based on actual or perceived race, color, religion, sex, national origin, age, sexual orientation, gender identify, or disability.
- b. Prohibiting discrimination based on the above and adding United States military service.

Presenter(s): Sharon Cini, Diversity/Inclusion Program Manager

Staff Contact(s): Brent Stockwell, Assistant City Manager, 480-312-7288, bstockwell@scottsdaleaz.gov

– Diversity/Inclusion Program Manager Sharon Cini gave the presentation.

– Councilmember Milhaven made a motion to adopt Ordinance No. 4497, Option A, prohibiting discrimination based on actual or perceived race, color, religion, sex, national origin, age, sexual orientation, gender identity, or disability. 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.

***17. [Monthly Financial Update and Quarterly Capital Improvement Plan Update](#)

Request: Receive, discuss, and provide possible direction on the City Treasurer’s monthly financial presentation as of March 2021.

Presenter(s): Judy Doyle, Acting City Treasurer and Dave Lipinski, City Engineer

Staff Contact(s): Sylvia Dlott, Acting Budget Director, 480-312-2419, sdlott@scottsdaleaz.gov

– Acting City Treasurer Judy Doyle and City Engineer Dave Lipinski gave presentations.

18. [Proposed Fiscal Year \(FY\) 2021/22 Operating Budget and Capital Improvement Plan](#)

Request: Presentation, discussion, and possible direction to staff regarding the Proposed FY 2021/22 Operating Budget and Capital Improvement Plan.

Presenter(s): Judy Doyle, Acting City Treasurer and Dave Lipinski, City Engineer

Staff Contact(s): Sylvia Dlott, Acting Budget Director, 480-312-2419, sdlott@scottsdaleaz.gov

– Acting City Treasurer Judy Doyle and City Engineer Dave Lipinski gave presentations.

Council made the following suggestions:

- Provide a comparison of the number of employees and service levels prior to the COVID 19 pandemic and during the COVID-19 pandemic for the purpose of evaluating funding needs.
- Increase funding for sustainability staffing.
- Increase the number of code enforcement officers.
- Provide information on the program related to librarians and other staff who reviewed and amended contracts during the pandemic.
- Provide status on the diversion of food tax revenues.
- Provide guidance on the next tranche of CARES Act funding and potential restrictions including the addition of a line item to address affordable housing.
- Have a robust discussion on definition of affordable housing and possible long-term effects.

Mayor and Council Items – None

Adjourn the City Council Regular Meeting and Convene the City Council Work Study Session – 7:43 P.M.

CITY COUNCIL WORK STUDY SESSION

– City Council Work Study Session called to order at 7:59 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. [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 gave the presentation.

Vision Statement

There was consensus to:

- Under “Vision” paragraph, insert a comma between the words “lifestyles” and “and.”
- Under “Community Prosperity” paragraph, remove the semicolon between the words “technology” and “and”.

Section 2, Chapter 1 - Character & Culture, Character and Design Elements

Council made the following suggestions:

- On page 30, first paragraph, strike the last two sentences.
- On page 30, first paragraph, after the first sentence, insert “Character types are distinct from zoning districts and land use categories.”
- On page 30, under “Employment Cores”, revise the fifth sentence to “Taller building heights are typically found within the core and low-scale building heights are typically found within the transition areas adjacent to Rural and Suburban Character Types.”
- On page 30, under “Urban Character Types”, provide additional clarity to the definition of downtown core by putting a definition in the glossary or inserting a reference that the downtown core is as depicted on the associated page of the Old Town Character Plan.
- On page 32, under “Rural/Rural Desert Types”, strike the word “lower” and insert “low”.
- On page 37, Goal CD 4.2, add the words “Establish new and” before the word “Maintain”.
- On page 39, Goal CD 7.2, strike the words “As appropriate”.

Section 2, Chapter 1 – Character & Culture, Land Use Elements

There was consensus to:

- On page 46, under Goal LU 1, after the word “southwest”, add the words “and sustain the city’s goal as a regional cultural center and economic hub.”
- On page 46, under Policy LU 1.3, strike the current language and replace with “Promote development patterns that integrate with and reinforce the character of an area. The City will continually review development patterns to ensure consistency of development in areas with fragmented or evolving patterns.”
- On page 52, under “Desert Rural Neighborhoods”, in the first sentence, strike the word “usually”.
- On page 53, under “Commercial”, on the sixth line, strike the words “encouraged to” and replace with the words “should be compatible with”.
- On page 54, under “McDowell Sonoran Preserve”, on the sixth line, strike word “for” and replace with the word “to”.
- On page 55, under “Circle”, line three, insert the word “a” between the words “of” and “particular”.
- On page 57, in the Change in Land Use Category Matrix, under Category C across (Desert Rural Neighborhoods) and Category D down (Rural Neighborhoods), change from “major” to “minor”.
- On page 58, under General Plan Land Use Overlay Criteria, strike the words “Infill Incentive District Overlay”.
- On page 58, under Exceptions to the General Plan Amendment Criteria, bullet point 4, second line, strike the word “major” between the words “plan” and “amendment”.

Council made the following suggestions:

- Table Council action on Desert Rural Land use element to a future date, after conversations with the Arizona State Land Department.

Section 2, Chapter 6 – Revitalization Element

There was consensus to:

- On page 177, under Goal CRR 2, strike the word “the” between the words “Sustain” and “long-term”.
- On page 177, under Policy 2.1, strike the word “mature” between the words “in” and “declining”.

Section 2, Chapter 7 – Education Element

There was consensus to:

- On page 219, paragraph three, line two, strike the words “The importance of”.
- On page 220, first paragraph, first line, strike the word “like” and insert the word “as”.
- On page 220, paragraph two, line one, strike the word “This” and insert the word “The”.
- On page 220, paragraph two, line one, strike the words “maintain and”.
- On page 220, paragraph two, second line, change the word “encourage” to “encourages”.
- On page 220, paragraph two, line four, strike the word “supports” and revise to “environment that, in turn, contributes to a strong workforce,”.
- On page 222, Policy EDU 2.6, strike the word “government” and add a “s” at the end of the word “civic”.

Tuesday, April 20, 2021

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Section 2, Chapter 8 – Implementation, Funding Sources

Council made the following suggestion:

- **On page 231, under “Municipal Bonds”, separate the second sentence into two separate sentences to read “Bond funding is used city improvements. There are many types of bonds.”**

Adjournment – 9:10 P.M.