CALL TO ORDER

Mayor W.J. "Jim" Lane called to order a Regular Meeting of the Scottsdale City Council at 5:01 P.M. on Wednesday, August 28, 2019, in the City Hall Kiva.

ROLL CALL

Present: Mayor W.J. "Jim" Lane; Vice Mayor Linda Milhaven; and Councilmembers Suzanne Klapp, Virginia L. Korte, Kathleen S. Littlefield, Guy Phillips, and Solange Whitehead

Also Present: City Manager Jim Thompson, Acting City Attorney Joe Padilla, City Treasurer Jeff Nichols, City Auditor Sharron Walker, and City Clerk Carolyn Jagger

PLEDGE OF ALLEGIANCE – Daughters of the American Revolution, Winfield Scott Chapter

INVOCATION – Reverend Cathy Clark, St. Stephen's Episcopal Church

MAYOR'S REPORT

Mayor Lane read a proclamation in honor of Daughters of the American Revolution, Winfield Scott Chapter, Constitution Week.

PRESENTATIONS/INFORMATION UPDATES – None

PUBLIC COMMENT – None

NOTE: MINUTES OF CITY COUNCIL MEETINGS AND WORK STUDY SESSIONS ARE PREPARED IN ACCORDANCE WITH THE PROVISIONS OF ARIZONA REVISED STATUTES. THESE MINUTES ARE INTENDED TO BE AN ACCURATE REFLECTION OF ACTION TAKEN AND DIRECTION GIVEN BY THE CITY COUNCIL AND ARE NOT VERBATIM TRANSCRIPTS. DIGITAL RECORDINGS AND CLOSED CAPTION TRANSCRIPTS OF SCOTTSDALE CITY COUNCIL MEETINGS ARE AVAILABLE ONLINE AND ARE ON FILE IN THE CITY CLERK’S OFFICE.
CONSENT AGENDA

1. JOJO Coffeehouse Conditional Use Permit (3-UP-2019)
   Request: Find that the conditional use permit criteria have been met and adopt
   Resolution No. 11534 approving a Conditional Use Permit for live entertainment in a
   2,412± square-foot tenant space within a multi-tenant building with Highway Commercial
   Downtown Overlay (C-3 DO) zoning.
   Location: 3712 N. Scottsdale Road, Suite 102
   Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-
   2664, rgrant@scottsdaleaz.gov

2. Harper’s Place Abandonment (4-AB-2019)
   Request: Adopt Resolution No. 11538 authorizing the abandonment of 2 feet of public
   right-of-way along the eastern boundary of Parcel No. 131-02-110N with Multiple-Family
   Residential (R-5) zoning.
   Location: 2529 N. Hayden Road
   Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-
   2664, rgrant@scottsdaleaz.gov

   Mayor Lane opened public testimony.

   Ambria Hammel spoke to traffic and safety issues.

   Mayor Lane closed public testimony.

3. Asteria Highlands Final Plat (12-PP-2017)
   Request: Approve the final plat for a new residential subdivision comprised of 31 lots
   and 6 tracts on a 40±-acre site with Single-Family Residential, Environmentally Sensitive
   Lands (R1-70 ESL and R1-35 ESL) zoning.
   Location: Southwest corner of E. Alameda Road and N. 128th Street
   Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-
   2664, rgrant@scottsdaleaz.gov

   Request: Approve the final plat to replat portions of Lot 1 and Lot 3 on 7.6± acres of a
   350-acre site, as per Phase 4 of the Sereno Canyon Community Phasing Plan, to
   establish 26 resort lots within the Resort/Townhouse Residential, Environmentally Sensitive
   Lands (R-4R ESL) zoning portion of the site.
   Location: Between E. Alameda Road and the E. Pinnacle Peak Road alignment along
   N. 124th Street
   Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-
   2664, rgrant@scottsdaleaz.gov

5. Sereno Canyon Phase 4C1 Final Plat (16-PP-2017#5)
   Request: Approve the final plat to replat a portion of Lot 3 on 1 97± acres of a 350-acre
   site, as per Phase 4 of the Sereno Canyon Community Phasing Plan, to establish 6
   resort lots within the Resort/Townhouse Residential, Environmentally Sensitive Lands
   (R-4R ESL) zoning portion of the site.
   Location: Between E. Alameda Road and the E. Pinnacle Peak Road alignment along
   N. 124th Street
   Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-
   2664, rgrant@scottsdaleaz.gov
6. Sereno Canyon Phase 4A Final Plat (16-PP-2017#6)
Request: Approve the final plat to replat a Lot 2 on 5.7± acres of a 350-acre site, as per Phase 4 of the Sereno Canyon Community Phasing Plan and final plat, to establish 16 resort units within the Resort/Townhouse Residential, Environmentally Sensitive Lands (R-4R ESL) zoning portion of the site.
Location: Between E. Alameda Road and the E. Pinnacle Peak Road alignment along N. 124th Street
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

7. Pima & Bronco (Bronco Estates) Final Plat (11-PP-2018)
Request: Approve the final plat for a 13-lot residential subdivision on a 20±-acre site with Single-Family Residential, Planned Residential District, Environmentally Sensitive Lands (R1-43 PRD ESL) zoning.
Location: Southwest corner of N. Pima Road and E. Bronco Trail
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

Request: Adopt Resolution No. 11556 approving a Density Incentive for increases in Natural Area Open Space on a parcel with Single-Family Residential, Environmentally Sensitive Lands (R1-70 ESL) zoning to increase the allowed number of lots from 11 to 13.
Location: Northwest corner of N. 132nd Street and E. Pinnacle Vista Drive
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

Requests:
1. Adopt Ordinance No. 4394 approving an Infill Incentive District application and a zoning district map amendment from Downtown/Residential Hotel-Type 2, Downtown Overlay (D/RH-2, DO) zoning to Downtown/Downtown Multiple Use-Type 2, Planned Block Development Overlay, Downtown Overlay (D/DMU-2, PBD, DO) zoning, including a development plan with amended development standards for a mixed-use development with a building height of 70 feet on a 1.19±-acre site.
2. Adopt Resolution No. 11457 declaring the document titled ‘The Goldwater Development Plan’ to be a public record.
3. Adopt Resolution No. 11459 authorizing the abandonment of 10-feet of right-of-way located on the north half of E. 4th Street and a portion of N. 70th Street for a property located at 7000 E. 4th Street currently zoned Downtown/Residential Hotel-Type 2, Downtown Overlay (D/RH-2, DO) zoning.
Location: 7000 E. 4th Street
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
10. **Fleetwood 6 Townhomes Rezoning (19-ZN-2018)**

**Requests:**

1. Adopt **Ordinance No. 4415** approving a zoning district map amendment from Central Business District, Downtown Overlay (C-2 DO) to Downtown/Downtown Multiple Use-Type 2, Planned Block Development, Downtown Overlay (D/DMU-2, PBD DO) zoning, including a development plan for a new 6-unit townhome project on a 0.28±-acre site.

2. Adopt **Resolution No. 11547** declaring the document titled "**Fleetwood 6 Townhomes Development Plan**" to be a public record.

**Location:** 6900 and 6902 E. 1st Street

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

11. **Animal Care and Control Services Intergovernmental Agreement**

**Request:** Adopt **Resolution No. 11541** authorizing Agreement No. 2012-030-COS-A2 with Maricopa County in the amount of $177,800 per year for FY 2018/19 and FY 2019/20 for the provision of animal care and control services.

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

12. **School Resource Officer Intergovernmental Agreement**

**Request:** Adopt **Resolution No. 11552** authorizing Agreement No. 2019-144-COS with Cave Creek Unified School District for the provision of a Scottsdale Police Officer to serve as a School Resource Officer.

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

13. **Basic Training Academy Intergovernmental Agreement**

**Request:** Adopt **Resolution No. 11554** authorizing Agreement No. 2019-145-COS with Maricopa County regarding the Maricopa County Sherriff’s Office Basic Training Academy.

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

14. **Maricopa Association of Governments Annual Membership Dues**

**Request:** Adopt **Resolution No. 11542** authorizing payment of annual membership dues in the amount of $88,333 to the Maricopa Association of Governments for FY 2019/20.

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

15. **League of Arizona Cities and Towns Annual Membership Dues**

**Request:** Adopt **Resolution No. 11543** authorizing payment of annual membership dues in the amount of $100,800 to the League of Arizona Cities and Towns for FY 2019/20.

**Staff Contact(s):** Brad Lundahl, Government Relations Director, 480-312-2683, bliundahl@scottsdaleaz.gov
16. **National League of Cities Annual Membership Dues Request:** Adopt Resolution No. 11549 authorizing payment of annual membership dues in the amount of $13,086 to the National League of Cities for FY 2019/20.  
**Staff Contact(s):** Brad Lundahl, Government Relations Director, 480-312-2683, blundahl@scottsdaleaz.gov  

**MOTION AND VOTE – CONSENT AGENDA**  

Councilmember Korte made a motion to approve Consent Agenda Items 1 through 16. Councilwoman Littlefield seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Milhaven; and Councilmembers Klapp, Korte, Littlefield, Phillips, and Whitehead voting in the affirmative.

**REGULAR AGENDA**

17. **AT&T Pima Inn (P217) Conditional Use Permit (38-UP-2011#2)**  
**Request:** Find that the conditional use permit criteria have been met and adopt Resolution No. 11537 approving a Conditional Use Permit for an existing Type 4 Wireless Communication Facility, in the form of a 60-foot-tall artificial palm tree and associated ground mounted equipment, with Multi-Family Residential District, Planned Community District (R-5 PCD) zoning.  
**Location:** 7330 N. Pima Road  
**Presenter(s):** Keith Niederer, Telecom Policy Coordinator  
**Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov  

Telecom Policy Coordinator Keith Niederer and Applicant Representative Scott September gave PowerPoint presentations (attached) on the AT&T Pima Inn Conditional Use Permit.

**MOTION AND VOTE – ITEM 17**  

Vice Mayor Milhaven made a motion finding that the conditional use permit criteria have been met and to adopt Resolution No. 11537. Councilwoman Klapp seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Milhaven; and Councilmembers Klapp, Korte, Littlefield, Phillips, and Whitehead voting in the affirmative.

**PUBLIC COMMENT – None**

**CITIZEN PETITIONS**

18. **Receipt of Citizen Petitions**  
**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  

No citizen petitions were received.
MAYOR AND COUNCIL ITEMS – None

ADJOURNMENT

The Regular City Council Meeting adjourned at 5:33 P.M.

SUBMITTED BY:

Carolyn Jagger
City Clerk

Officially approved by the City Council on September 17, 2019
CERTIFICATE

I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Regular Meeting of the City Council of Scottsdale, Arizona held on the 28th day of August 2019.

I further certify that the meeting was duly called and held, and that a quorum was present.

DATED this 17th day of September 2019.

[Signature]
Carolyn Jagger, City Clerk
Item 17

AT&T P217
Type 4 WCF
38-UP-2011#2

City Council
8/28/2019

Coordinator: Keith Niederer

Context Aerial 38-UP-2011#2
Current Photos – Looking west

Current Photos – Looking east from site
Current Photos — Looking From the southeast

Approved, but not constructed Hyatt Place hotel
Approved, but not constructed Hyatt Place hotel Rendering from intersection of Inner Circle and Pima Rd.

Existing/Approved WCF on property
Conditional Use Permit Criteria for Wireless Communication Facilities

1. Use Permit shall be granted for 5 years. Applicant shall demonstrate that changes in technology, that are economically feasible, have not eliminated the need for the use permit.

2. No Use Permit shall be granted when heights are found to be intrusive, obtrusive or out of character with the surrounding area.

3. Antennas and pole diameters shall be harmonious with the existing context and not be intrusive or obtrusive on the landscape or views.

4. WCF shall blend with other similar vertical objects, and not be intrusive or obtrusive on views.

5. WCF shall blend into its setting, and to the extent that it is visible, not be intrusive on the landscape or obtrusive on views.

Neighborhood Notification

April 29, 2019: Applicant mails notice to property owners within 750’ of property.

May 17, 2019: Staff mails a postcard to property owners within 750’ letting the public know a Conditional Use Permit application was filed.

June 19, 2019: Staff receives a petition signed by 31 residents opposing the application. Petition and Correspondence is attached to City Council report.

August 27, 2019: Mrs. D’Amato submitted additional correspondence to the City Clerk.
Scottsdale Pima Inn
CUP Renewal & Service Upgrade

7330 North Pima Road
Scottsdale, Arizona 85258
August 2019

Who is Crown Castle?

- State & Federal Compliance
  - APA, FAA & FCC
  - In-house legal teams dedicated to compliance issues

- Safety
  - Twice general / tower inspections every three years
  - Biannual inspections every two years
  - Incident Response & Disaster Recovery Programs

- Network Operations Center
  - Open 24/7
  - Monitors critical systems
  - Responds to network outages
  - Calls answered by live representatives

Why is this use permit necessary

1. In 2011, Scottsdale approved a Conditional Use Permit (CUP) for AT&T to install and operate a Wireless Communication Facility (WCF) at 7330 North Pima Road under certain conditions of approval.
2. In 2013, Crown Castle purchased a notable portfolio of communication towers from AT&T and became the owner of this site.
3. In 2017, while working with the Pima Inn owner and the City on redevelopment plans, Crown Castle allowed their CUP to expire in anticipation of moving the site.
4. Today, Pima Inn redevelopment is underway and Crown Castle seeks to renew their CUP to remain in compliance with the originally approved CUP.

Allowable Use and In Compliance

1. Wireless Communication facilities are a conditionally permitted use in the R-5 zoning district. The characteristics of this proposed conditional use are reasonably compatible with the types of uses permitted in the surrounding areas.
2. This existing wireless communication facility has been in compliance with City of Scottsdale zoning ordinances since it was built in 2013 and other than the currently expired CUP, continues to meet these requirements with the proposed modification.
3. The shape of the WCF blends with the palm trees in the vicinity of the monopole. Additionally, we have agreed to the replacement of all of the palm trees in order to optimize this stealth design. A mix of 15 and 8 feet trees in a 60:40 distribution will provide a more natural look.

Why is this site important?

- 90% of all households within one mile
- 48% of all adults registered to vote within one mile
- 70% of all driver’s licenses within one mile

Coverage and Capacity Objectives

Significant Impact On Neighbors And Businesses

- Coverage Objectives
  - Neighborhood West of Pima Road (over 1,000 homes)
  - Businesses East of Pima Road
  - Salt River Flats (13,000 acres)
  - Scottsdale (50+ restaurants)
  - Private Property

- Capacity Cutoff Objectives
  - Hwy 101 (130,000 cars/day)
  - Pima Road (16,700 cars/day)
  - Indian Bend (25,580 cars/day)
Alternative Candidate Analysis

1. Land East of Pima Road is Salt River Pima-Maricopa Indian Community (SRP-MIC), Not Leasable
2. Land West of Pima Road is residential, Not Zonable
3. Roof of Pima Inn lacks structural capacity/sufficient height to meet coverage and capacity objectives. Not Buildable/Does not meet RF objectives

Summary

1. This existing WCF is, and has been, in compliance with all applicable zoning codes since 2013.
2. Without this site, there would be a significant gap in coverage and capacity for AT&T.
3. This continues to be the least intrusive means to meet the coverage and capacity needs of the community.