

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

Tuesday, January 14, 2020

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 21, 2020).

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:02 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 – Katelyn Cai, Mayor's Youth Council member and Arizona Outstanding Teen

Invocation – Luke Douglas, Humanist Society of Greater Phoenix. Mayor Lane requested a moment of silence in remembrance of City employee Michelle Pascarella, a Communications Supervisor with the Police Department.

Mayor's Report – Mayor Lane congratulated the design and construction team for the Aviation Business Center and Executive Hangars at the Scottsdale Airport. The redevelopment project was named the 2019 Best Project in the Engineering News-Record Southwest airport/transit category.

Presentations/Information Updates – Fire Chief Tom Shannon, Police Chief Alan Rodbell, and Mayor Lane expressed their appreciation to Thunderbirds' Executive Director John Bridger for 18 years of service. American Heart Association Vice President Kerrin Kleinschmidt presentation.

- **Thunderbirds Presentation of EMT Cart**
Presenter(s): John Bridger, Thunderbirds Executive Director; Tom Shannon, Fire Chief
- **American Heart Association**
Presenter(s): Kerrin Kleinschmidt, American Heart Association Vice President, Health



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

Public Comment – Allison Colwell gave a brief presentation on Canal Convergence 2019. David Ortega spoke about real estate transactions along the Scottsdale canal.

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. Public Comment time is also the designated time for presenting a citizen petition. There is no limit on the number of petitions a citizen may present; however, each citizen is limited to a total time of three minutes to present and speak to the petition(s). A Request to Speak card must be submitted together with the petition(s) before the Mayor announces the second Public Comment period. Speakers may address the Council once under Public Comment at the beginning or the end of the meeting, but not both. 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."**

MINUTES

Request: Approve the [Regular Meeting Minutes of November 25, 2019](#), [December 3, 2019](#), and [December 4, 2019](#), and [Special Meeting Minutes of December 4, 2019](#).

– Councilmember Korte made a motion to approve the Regular Meeting Minutes of November 25, 2019, December 3, 2019, and December 4, 2019, and Special Meeting Minutes of December 4, 2019. Councilman Phillips seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Littlefield; and Councilmembers Klapp, Korte, Milhaven, Phillips, and Whitehead voting in the affirmative.

CONSENT AGENDA ITEMS 1-25

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.

– Councilmember Korte made a motion to approve Consent Agenda Items 1 through 25. Vice Mayor Littlefield seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Littlefield; and Councilmembers Klapp, Korte, Milhaven, Phillips, and Whitehead voting in the affirmative.

1. [Habaneros Mexican Grill & Tequila Liquor License \(60-LL-2019\)](#) – **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: 14601 N. Scottsdale Rd., Suite 110
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
2. [Terroir Wine Pub Liquor License \(80-LL-2019\)](#) – **Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 7 (beer and wine bar) State liquor license for an existing location with a new owner.
Location: 7001 N. Scottsdale Rd., Suite 157
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
3. [Marriott Residence Inn Liquor License \(91-LL-2019\)](#) – **Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 7 (beer and wine bar) State liquor license for an existing location with a new owner.
Location: 17011 N. Scottsdale Rd.
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

4. **[Crust Brothers Liquor License \(92-LL-2019\)](#) – **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: 7342 E. Shea Blvd., Suite 111
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov**
5. **[La Jit Spirits Liquor License \(93-LL-2019\)](#) – **Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 4 (wholesaler) State liquor license for a new location and owner.
Location: 14795 N. 78th Way, Suite 600
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov**
6. **[Blazer Beverage Liquor License \(94-LL-2019\)](#) – **Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 4 (wholesaler) State liquor license for a new location and owner.
Location: 7301 E. Acoma Dr., Unit 3037
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov**
7. **[Americano Liquor License \(95-LL-2019\)](#) – **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: 17797 N. Scottsdale Rd.
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov**
8. **[Sol Mexican Cocina Liquor License \(96-LL-2019\)](#) – **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: 15323 N. Scottsdale Rd., Suite 195
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov**
9. **[Euro Café 71 Liquor License \(97-LL-2019\)](#) – **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: 8700 E. Pinnacle Peak Rd., Suite 106
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov**
10. **[Kin Dai Kin Dee Liquor License \(99-LL-2019\)](#) – **Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor License and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 8260 N. Hayden Rd., Suite A100
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov**
11. **[Permanent Extension of Premises for Prep & Pastry \(6-EX-2019\)](#) – **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 12 (restaurant) State liquor license for an existing location to add a new patio.
Location: 7025 E. Via Soleri Dr., Suite 175
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov**

12. **[Site 42 Reservoir Expansion \(7-UP-2019 and 1-HE-2019\)](#) – **Approved on Consent.**
Request: Find that the Municipal Use Master Site Plan criteria have been met and adopt:
 1. **Resolution No. 11682** approving a Municipal Use Master Site Plan to expand an existing City potable water facility on a 4.0±-acre site, with Single-Family Residential, Environmentally Sensitive Lands, Foothills Overlay (R1-43 ESL FO) zoning.
 2. **Resolution No. 11681** approving a hardship exemption to increase the building height from 24 feet to 40 feet on a 4.0±-acre site, with Single-Family Residential, Environmentally Sensitive Lands, Foothills Overlay (R1-43 ESL FO) zoning.**Location:** 26602 N. Pima Rd.
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov**

13. **[Verizon PHO Dynamic Conditional Use Permit \(8-UP-2014#2\)](#) – **Approved on Consent.**
Request: Find that the conditional use permit criteria have been met and adopt
Resolution No. 11679 approving a Conditional Use Permit for an existing Type 4, Alternative Concealment, Wireless Communication Facility located on a 55-foot-tall artificial palm tree, with associated ground-mounted equipment.
Location: 1525 E. Hayden Rd.
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov**

14. **[Verizon PHO Macjack Conditional Use Permit \(10-UP-2014#2\)](#) – **Approved on Consent.**
Request: Find that the conditional use permit criteria have been met and adopt
Resolution No. 11678 approving a renewal of a Conditional Use Permit for an existing Type 4 Alternative Concealment Wireless Communication Facility located on a 65-foot-tall artificial palm tree, with associated ground-mounted equipment.
Location: 4251 N. Hayden Rd.
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov**

15. **[Phoenix Herpetological Sanctuary Abandonment \(6-AB-2019\)](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 11680** authorizing the abandonment of five feet of fee-simple right-of-way and eight feet of General Land Office Patent Easement along the western boundary of parcel 212-21-020A, and five feet of fee-simple right-of-way and 13 feet of General Land Office Patent Easement along the southern boundary of parcel 212-21-020A, on a 2.5±-acre site, with Single-Family Residential, Environmentally Sensitive Land, Foothills Overlay (R1-70 ESL FO) zoning.
Location: 28011 N. 78th St. (northeast corner of N. 78th St. and E. Antioch Way)
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov**

16. **[Sereno Canyon Phase 2A Final Plat \(16-PP-2017#8\)](#) – **Approved on Consent.**
Request: Approve the final plat to replat portions of Sereno Canyon Phase 2 on 43± acres of a 350-acre site, as per Phase 2 of the Sereno Canyon Community Phasing Plan and Final Plat, to establish 22 single-family units within the Single-Family Residential District, Environmentally Sensitive Lands (R1-130 ESL) zoning portion of the site.
Location: Between E. Alameda Road and E. Pinnacle Peak Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov**

17. **[Scottsdale Airport Lease Agreement](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 11617** authorizing Contract No. 2010-166-COS-A4, the fourth amendment to the airport land lease agreement with SDL Holdings, LLC, dba Ross Aviation.
Staff Contact(s): Gary Mascaro, Aviation Director, 480-312-7735, gmascaro@scottsdaleaz.gov**

18. **Maricopa Association of Government Grants – Approved on Consent.**
Request: Adopt **Resolution No. 11637** to authorize acceptance of:
 1. Maricopa Association of Governments Congestion Mitigation and Air Quality grant in the amount of \$615,243, with a local match requirement of \$281,994 funded with operating transportation sales tax, for a total program cost of \$897,237, to fund bicycle lane improvements, median modifications, restriping, and bicycle/pedestrian intersection improvements on 68th Street from Indian School Road to Thomas Road.
 2. Maricopa Association of Governments Transportation Alternatives Program grant in the amount of \$3,681,972, with a local match requirement of \$1,127,353 funded with operating transportation sales tax, for a total program cost of \$4,809,325, to fund bicycle lane improvements, median modifications, drainage improvements, and bicycle/pedestrian intersection improvements on Thomas Road from 56th Street to 73rd Street.**Staff Contact(s):** Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

19. **Citywide Electrical Construction Services Job Order Contracts – Approved on Consent.**
Request: Adopt **Resolution No. 11673** authorizing the following job order contracts in a total amount not to exceed \$5,000,000 for the first two years of each contract for citywide electrical (Water Resources electrical systems) construction services:
 1. Contract No. 2020-008-COS with Keller Electrical Industries, Inc.
 2. Contract No. 2020-009-COS with Rosendin Electric, Inc.**Staff Contact(s):** Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

20. **Salt River Valley Users Association Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 11665** authorizing Contract No. 2020-003-COS, an amended and restated agreement with Salt River Project for water transportation services.
Staff Contact(s): Brian Biesemeyer, Water Services Director, 480-312-5683, bbiesemeyer@scottsdaleaz.gov

21. **Scottsdale Jazz Festival – Approved on Consent.**
Request: Adopt **Resolution No. 11664** to authorize:
 1. Funding not to exceed \$30,000 from the portion of the FY 2019/20 Tourism Development Fund that is allocated toward event retention and development for the Scottsdale Jazz Festival.
 2. Event Funding Agreement No. 2020-002-COS with the International Jazz Day AZ Foundation.**Staff Contact(s):** Karen Churchard, Tourism and Events Director, 480-312-2890, kchurchard@scottsdaleaz.gov

22. **Council Capital Improvement Plan Subcommittee – Approved on Consent.**
Request: Confirm Mayor Lane’s recommendation to dissolve the Council Capital Improvement Plan Subcommittee.
Staff Contact(s): Rachel Smetana, Mayor’s Chief of Staff, 480-312-7806, rsmetana@scottsdaleaz.gov

23. **Fox v. City of Scottsdale Settlement Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 11693** authorizing settlement in the amount of \$80,000 of Roberta Fox’s negligence lawsuit against the city titled *Fox v. City of Scottsdale*, Case No. CV2018-005444, currently pending in Maricopa County Superior Court.
Staff Contact(s): Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov

24. **National Wildlife Federation Mayors’ Monarch Pledge – Approved on Consent.**
Request: Adopt **Resolution No. 11687** authorizing the City to enter into the National Wildlife Federation Mayors’ Monarch Pledge.
Staff Contact(s): Kelly Corsette, Communications and Public Affairs Director, 480-312-2336, kcorsette@scottsdaleaz.gov

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

Request: Accept the FY2019/20 Monthly Financial Report as of October 2019.

Staff Contact(s): Judy Doyle, Budget Director, 480-312-2603, jdoyle@scottsdaleaz.gov

REGULAR AGENDA ITEMS 26-27

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.**

26. **STR Ventures McKnight Rezoning (26-ZN-2018)**

Request: Adopt **Ordinance No. 4433** approving a Zoning District Map amendment from Service Residential, Downtown Overlay (S-R DO) to Downtown/Downtown Mixed-Use Type 2, Downtown Overlay (D/DMU-2 DO) zoning on a 7,539±-square-foot site.

Location: 7531 E. McKnight Ave.

Presenter(s): Ben Moriarity, Planner

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

27. **STR Ventures Main & 1st Rezoning (27-ZN-2018)**

Request: Adopt **Ordinance No. 4435** approving a Zoning District Map amendment from Service Residential Downtown Overlay (S-R DO) to Downtown/Downtown Mixed-Use Type 2, Downtown Overlay (D/DMU-2 DO) zoning on a 34,555±-square-foot site.

Location: 7505 E. Main St, 7504 and 7510 E. 1st St.

Presenter(s): Ben Moriarity, Planner

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

– Councilwoman Klapp made a motion to continue Items 26 and 27 to February 4, 2020. Vice Mayor Littlefield seconded the motion, which carried 7/0, with Mayor Lane; Vice Mayor Littlefield; and Councilmembers Klapp, Korte, Milhaven, Phillips, and Whitehead voting in the affirmative.

Public Comment – None

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.

Public Comment time is also the designated time for presenting a citizen petition. There is no limit on the number of petitions a citizen may present; however, each citizen is limited to a total time of three minutes to present and speak to the petition(s). A Request to Speak card must be submitted together with the petition(s) before the Mayor announces the second Public Comment period.

Speakers may address the Council once under Public Comment at the beginning or the end of the meeting, but not both. 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."**

CITIZEN PETITIONS

ITEM 28

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.

28. 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 agendaize 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 – 5:32 P.M.