

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
David N. Smith

Tuesday, September 13, 2016

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 (September 20, 2016).

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:01 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 – Mom Scouts, Second and Fourth Graders, Scout Leader Jordan Rose

Invocation – Pastor Freddy T. Wyatt, First Southern Baptist Church of Scottsdale

Mayor's Report – Mayor Lane announced that the City of Scottsdale and the Scottsdale Museum of the West received the prestigious Arizona Forward Crescordia Award for public sector site development.

Presentations/Information Updates – None

Public Comment – Steve Ziomek, Tony Hudson, and Bruce Weber spoke about the Thunderbird Field II Veterans Memorial Project. Matthew Salenger reported on a workshop to teach Valley teenagers about architecture.

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 comment 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."**



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

CONSENT AGENDA ITEMS 1-17

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 17, absent Item 12, which was moved to the Regular Agenda. Councilwoman Klapp seconded the motion, which carried 7/0.

1. **[BKB Quarter Liquor License \(63-LL-2016\)](#) – 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: 15147 N. Scottsdale Road, Suite 133
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
2. **[Pebblestone Market Liquor License \(75-LL-2016\)](#) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 9 (liquor store) State liquor license for an existing location with a new owner.
Location: 3399 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
3. **[Tia Shorty's Liquor License \(76-LL-2016\)](#) – 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: 7001 N. Scottsdale Road, Suite 184
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
4. **[Arizona BBQ Shack Liquor License \(77-LL-2016\)](#) – 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: 8471 E. McDonald Drive
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
5. **[33rd Degree Liquor License \(78-LL-2016\)](#) – 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: 7316 E. Stetson Drive, Suite 2
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
6. **[Permanent Extension of Premises for Starbucks Coffee No. 5327 \(3-EX-2016\)](#) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a permanent extension of premises for a Series 12 (restaurant) State liquor license for an existing location to include a patio.
Location: 15811 N. Frank Lloyd Wright Boulevard, Suite 135
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

7. **Permanent Extension of Premises for FnB (4-EX-2016) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a permanent extension of premises for a Series 12 (restaurant) State liquor license.
Location: 7125 E. 5th Avenue, Suite 31
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
8. **Skye on McDowell Final Plat (1-PP-2016) – Approved on Consent.**
Request: Approve the final plat for a 58-lot residential subdivision with Multi-Family Residential District (R-5) zoning.
Location: 6855-6925 E. McDowell Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
9. **Scottsdale and Gold Dust Rezoning (27-ZN-1992#3) – Approved on Consent.**
Request: Adopt **Ordinance No. 4275** approving a correction to the zoning district map, approved in previous Case No. 27-ZN-1992#2, to show the change from Multiple-Family Residential District (R-5) zoning to Central Business District (C-2) zoning on a 2.84± acre parcel located at the southeast corner of N. Scottsdale Road and E. Gold Dust Avenue.
Location: 7245 E. Gold Dust Avenue
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
10. **Planned Community (P-C) District Text Amendment (1-TA-2016) – Approved on Consent.**
Request: Adopt **Ordinance No. 4239** approving a text amendment to the City of Scottsdale Zoning Ordinance No. 455 to amend Section 5.2102.B of the P-C District to specify that only land area within the single Central Business District boundary, as designated in Resolution No. 8356, is eligible for a reduction in the minimum property size requirement from 160 acres of gross development plan area to 10 acres of gross development plan area.
Location: N. Scottsdale Road between E. Thomas Road and E. McKellips Road; and E. McDowell Road between 64th Street and N. Pima Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
11. **Arizona Fall League Stadium License Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10556** authorizing Agreement No. 2016-144-COS with the Office of the Commissioner of Baseball, dba Arizona Fall League, for the use of Scottsdale Stadium.
Staff Contact(s): William Murphy, Community Services Director, 480-312-7954, bmurphy@scottsdaleaz.gov
12. **NCAA Men's Final Four Event – Councilmember Korte made a motion to approve the NCAA Men's Final Four sponsorship and adopt Resolution No. 10532. Councilwoman Milhaven seconded the motion, which carried 6/1, with Vice Mayor Littlefield dissenting.**
Request: Adopt **Resolution No. 10532** to authorize:
 1. Funding not to exceed \$150,000 from the Event Development portion of the Tourism Development Fund for the NCAA Men's Final Four event.
 2. New Event Funding Agreement No. 2016-135-COS with the Phoenix Final Four Local Organizing Committee.
 3. A new Scottsdale Convention and Visitors Bureau tourism marketing program related to the NCAA Men's Final Four event.**Staff Contact(s):** Karen Churchard, Tourism and Events Director, 480-312-2890, kchurchard@scottsdaleaz.gov

13. **Special Events Farmers Market Code Amendment – Approved on Consent.**
Request: Adopt **Ordinance No. 4273** amending Chapter 22, Sections 22-3 and 22-7, of the Scottsdale Revised Code regarding special events to add provisions for farmers markets.
Staff Contact(s): Karen Churchard, Tourism and Events Director, 480-312-2890, kchurchard@scottsdaleaz.gov
14. **Transit Route 72 Improvements Project Budget Adjustment – Approved on Consent.**
Request: Adopt **Resolution No. 10538** to authorize:
 1. A FY 2016/17 change in funding source for the local match portion of the Transit Route 72 Improvements Project (TC08A) from Transportation Sales Tax to the local grant funding source awarded by the Regional Public Transportation Authority in the amount of \$55,103.
 2. A FY 2016/17 General Fund Capital Contingency Budget Appropriation transfer in the amount of \$60,000 funded by CIP Transportation Sales Tax to the CIP project titled Transit Route 72 Improvements Project to cover administrative costs.**Staff Contact(s):** Paul Basha, Transportation Director, 480-312-7651, pbasha@scottsdaleaz.gov
15. **Airport Power Vault and Beacon Relocation Project Construction Bid Award – Approved on Consent.**
Request: Adopt **Resolution No. 10549** to authorize:
 1. Construction Bid Award No. 16PB034 to Corbins Service Electric, LLC, dba Corbins Electric, the lowest responsive bidder, at a lump sum price of \$639,718 for the construction of the Airport Power Vault and Beacon Relocation Project.
 2. A FY 2016/17 Airport-Future Grants Contingency Budget Appropriation transfer in the amount of \$250,000 to Aviation Capital Project No. AD01 (Airport Relocate Power Vault and Beacon) to be funded by grant funds in the amount of \$238,825 and Aviation funds in the amount of \$11,175.**Staff Contact(s):** Gary Mascaro, Aviation Director, 480-312-7735, gmascaro@scottsdaleaz.gov
16. **Acquisition of State Trust Lands for the McDowell Sonoran Preserve – Approved on Consent.**
Request: Adopt **Resolution No. 10558** authorizing the City Manager, or designee, to submit bids, and, if the City is the successful bidder, authorize staff to pay required deposits and provide complete payment to the Arizona State Land Department for the following properties to be sold at auction on September 21, 2016:
 1. 121± acres of State Trust land, generally located east of Pima Road, west of the 104th Street alignment and between the Dixileta Drive and Westland Road alignment.
 2. 294± acres of State Trust land, generally located east of Pima Road, west of the 92nd Street alignment and between the Dynamite Boulevard and Dixileta Drive alignment.
 3. Declaring an emergency.**Staff Contact(s):** Kroy Ekblaw, Preserve Director, 480-312-7064, kekblaw@scottsdaleaz.gov
17. **Monthly Financial Report – Approved on Consent.**
Request: Accept the FY 2015/16 Monthly Financial Report as of May 2016.
Staff Contact(s): Judy Doyle, Budget Director, 480-312-2603, jdoyle@scottsdaleaz.gov

Public Comment – None

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CITIZEN PETITIONS

ITEM 18

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.

18. 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

ITEM 19

– Councilwoman Milhaven made a motion to agendaize, before calendar year end, for discussion and possible direction to staff, an update on the specific steps taken to ensure that input received through the City website is reliable feedback received from individual citizens. Councilmember Korte seconded the motion, which carried 7/0.

– Councilman Phillips made a motion to direct staff to agendaize an item invoking the termination of convenience with the Desert Discovery Center Scottsdale at the next scheduled regular Council meeting. Vice Mayor Littlefield seconded the motion, which failed 2/5, with Mayor Lane and Councilmembers Klapp, Korte, Milhaven, and Smith dissenting.

19. Boards, Commissions, and Task Forces Interviews and Appointments

How the Board and Commission Interview and Appointment Processes Work:

The Council will spend a few minutes interviewing each board and commission nominee.

The Council will make the appointment(s) at the conclusion of the interviews for each board or commission.

Airport Advisory Commission – Cory Little and Kevin Maxwell were appointed, effective September 13, 2016; and John Berry was appointed, effective September 21, 2016.

Nominee(s): John Berry, Larry Brow, Cory Little, Kevin Maxwell, Charles McDermott, Renee Wittrock Council to fill three vacancies (two appointments effective September 13, 2016, and one appointment effective September 21, 2016)

Building Advisory Board of Appeals – Scott Rothman was appointed, effective September 13, 2016.

Nominee(s): Scott Rothman

Council to fill one vacancy (appointment effective September 13, 2016)

Human Relations Commission – Laurie Coe was reappointed, and Nadia Mustafa was appointed, effective September 13, 2016.

Nominee(s): Laurie Coe, Susan Mellinger, Nadia Mustafa, Stuart Rhoden, Janice Shimokubo Council to fill two vacancies (appointments effective September 13, 2016)

Human Services Commission – Edmund Portnoy was appointed, effective September 13, 2016.

Nominees: Mark Culbertson, Jayne Hubbard, Robert Jones, Greg Pierce, Edmund Portnoy Council to fill one vacancy (appointment effective September 13, 2016)

Judicial Appointments Advisory Board – Sandra Schenkat was appointed, effective September 13, 2016.

Nominees: Sandra Schenkat

Council to fill one citizen vacancy (appointment effective September 13, 2016)

One judicial confirmation: Honorable Bradley Astrowsky (*appointment effective December 23, 2015, to September 30, 2017*) – **Vice Mayor Littlefield announced Arizona Supreme Court Chief Justice Scott Bales' appointment of the honorable Bradley Astrowsky.**

Library Board – Joseph Rubin was appointed, effective September 13, 2016.

Nominees: Patricia Bauer, Sheila Collins, Sheila Reyman, Joseph Rubin, Barbara Truelick

Council to fill one vacancy (appointment effective September 13, 2016)

Loss Trust Fund Board – Russell Mosser was appointed, effective September 13, 2016.

Nominee(s): Russell Mosser

Council to fill one vacancy (appointment effective September 13, 2016)

Neighborhood Advisory Commission – Joe Meli was reappointed, and Carol Miraldi was appointed, effective September 13, 2016.

Nominee(s): Anne Marie Chiapetta, Joe Meli, Carol Miraldi, Rachel Putman, Kay Sperduti

Council to fill two vacancies (appointments effective September 13, 2016)

Tourism Development Commission – Frank Ashmore was appointed, effective September 13, 2016.

Nominees: Frank Ashmore

Council to fill one hotelier vacancy (appointment effective September 21, 2016)

Adjournment – 7:20 P.M.