SCOTTSDALE CITY COUNCIL REGULAR MEETING MINUTES MONDAY, NOVEMBER 14, 2016



CITY HALL KIVA 3939 N. DRINKWATER BOULEVARD SCOTTSDALE, AZ 85251

CALL TO ORDER

Mayor W.J. "Jim" Lane called to order a Regular Meeting of the Scottsdale City Council at 5:02 P.M. on Monday, November 14, 2016, in the City Hall Kiva.

ROLL CALL

Present:

Mayor W.J. "Jim" Lane; Vice Mayor Kathleen S. Littlefield; and

Councilmembers Suzanne Klapp, Virginia Korte, Linda Milhaven, Guy

Phillips, and David N. Smith

Also Present:

Acting City Manager Brian Biesemeyer, Deputy City Attorney Joe Padilla,

City Treasurer Jeff Nichols, City Auditor Sharron Walker, and

City Clerk Carolyn Jagger

PLEDGE OF ALLEGIANCE - Diversity Manager Sharon Cini

INVOCATION – Freddie Johnson, Phoenix Indian Center

MAYOR'S REPORT

Mayor Lane read a proclamation in honor of National Native American Heritage Month.

Mayor Lane invited the public to attend a special event on November 22, 2016, at the Vista del Community Center, which will include a special blessing dance from Yaqui Deer dancers.

PRESENTATIONS

Arizona Sci-Tech Festival Update

Presenter(s): Dr. Jeremy Babendure, Executive Director of the Arizona Sci-Tech Festival

Arizona Sci-Tech Festival Executive Director, Dr. Jeremy Babendure, gave a PowerPoint presentation (attached) on the festival.

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.

ADDED ITEMS

A1. Added Items

The supporting materials for Item No. 7 will be added to the agenda less than ten days prior to the meeting and will require a separate vote to remain on the agenda.

Request: Vote to accept the agenda as presented or to continue the added item(s) to the November 28, 2016 Council meeting.

MOTION AND VOTE - ADDED ITEMS

Councilman Phillips made a motion to accept the agenda as presented. Councilwoman Klapp seconded the motion, which carried 7/0.

MINUTES

Request: Approve the Special Meeting Minutes of October 10, 2016; Regular Meeting Minutes of October 10, 2016; and Executive Session Minutes of October 10, 2016.

MOTION AND VOTE – MINUTES

Councilmember Korte made a motion to approve the Special Meeting Minutes of October 10, 2016; Regular Meeting Minutes of October 10, 2016; and Executive Session Minutes of October 10, 2016. Vice Mayor Littlefield seconded the motion, which carried 7/0.

PUBLIC COMMENT - None.

CONSENT AGENDA

1. Blur Liquor License (90-LL-2016)

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: 7419 E. Indian Plaza Drive, Suite A

Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210,

tcurtis@scottsdaleaz.gov

2. Nonna Urban Eatery Liquor License (91-LL-2016)

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: 7240 E. Main Street, Suite C-100

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

3. Tomaso's Liquor License (92-LL-2016)

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: 23623 N. Scottsdale Road, Suite 120

Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210,

tcurtis@scottsdaleaz.gov

4. Permanent Extension of Premises for Scapegoat Beer and Wine (7-EX-2016)

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 7 (beer and wine bar) State liquor license for an existing location to extend service to their patio.

Location: 7150 E. 5th Avenue, Suite 100

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

5. T-Mobile Monarch Property Type 4 Wireless Communication Facility Conditional Use Permit (24-UP-2005#3)

Request: Find that the conditional use permit criteria have been met and adopt **Resolution No. 10573** approving a Conditional Use Permit for an existing Type 4, Alternative Concealment Wireless Communication Facility concealed within a 55-foot-tall artificial palm tree, with associated ground mounted equipment, with Multiple Family Residential District (R-5) zoning.

Location: 7220 E. McKellips Road (a.k.a. 405 N. Scottsdale Road)

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

6. Arnold Residence Abandonment (7-AB-2016)

Request: Adopt **Resolution No. 10575** authorizing the abandonment of the western 33-foot half-street along N. 71st Street, adjacent to the eastern boundary of 7070 E. Lowden (Parcel No. 216-67-252), with Single-Family Residential District, Environmentally Sensitive Lands, Foothills Overlay (R1-70 ESL FO) zoning.

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

7. Alta Osborn Rezoning (12-ZN-2016) Requests:

- 1. Adopt **Ordinance No. 4281** approving a zoning district map amendment from Highway Commercial (C-3) zoning to Downtown/Downtown Multiple Use Type 2, Planned Block Development, Downtown Overlay (D/DMU-2 PBD DO) zoning, including approval of a Development Plan with specific property development standards for a 4.2±-acre site.
- 2. Adopt **Resolution No. 10572** declaring the document entitled "Alta Osborn Development Plan" to be a public record.
- 3. Adopt **Resolution No. 10578** authorizing Development Agreement No. 2016-154-COS with CRP/WP Scottsdale Owner, LLC.

Location: 3220 N. Scottsdale Road

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

8. Lone Mountain Residence Hardship Exemption (1-HE-2016)

Request: Adopt **Resolution No. 10636** approving a hardship exemption from the current Environmentally Sensitive Lands requirements pertaining to 15-foot setbacks for walls and fences from the side and rear property lines, and pertaining to the maximum building height of 24 feet above natural grade on a 4.3±-acre property with Single-Family Residential, Environmentally Sensitive Lands (R1-190 ESL) zoning.

Location: 8195 E. Lone Mountain Road

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

9. Acceptance of a Public Non-Motorized Access Easement

Request: Adopt **Resolution No. 10623** authorizing the acceptance of a public non-motorized access easement at 12198 E. Doubletree Ranch Road, with payment to the property owner in the amount of \$500 as just compensation.

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

10. On-Call Architectural Services Contract Extensions

Request: Adopt **Resolution No. 10588** authorizing the following on-call architectural contract services one-year contract extensions for studies, design, construction documents, and construction administration for architectural projects throughout the City as needed:

- 1. Contract No. 2013-173-COS-A3 with Holly Street Studio Architects
- 2. Contract No. 2013-174-COS-A3 with Fucello Architects

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

11. Zone 2 Water System Improvements Preconstruction Phase Services Contract Request: Adopt Resolution No. 10615 authorizing CM@Risk Contract No. 2016-172-COS with MGC Contractors, Inc., in the amount of \$89,944 for Zone 2 Water System Improvements.

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

12. Pranksters Too Teletrack Wagering Establishment License

Request: Consider approval of a renewal application for Teletrack Wagering Establishment License No. 1095146 for Pranksters Too.

Location: 7919 E. Thomas Road, Suite 101

Staff Contact(s): Dennis Enriquez, Business Services Director, 480-312-5925, denriquez@scottsdaleaz.gov

13. NCHA Western Finals WestWorld Event Agreement

Request: Adopt **Resolution No. 10535** authorizing Agreement No. 2016-137-COS with National Cutting Horse Association to produce the NCHA Western Finals at the WestWorld facility.

Staff Contact(s): Brian Dygert, WestWorld General Manager, 480-312-6825, bdygert@scottsdaleaz.gov

14. Waste Management Phoenix Open PGA Golf Tournament Event Agreement

Request: Adopt **Resolution No. 10611** authorizing Agreement No. 2016-170-COS with The Thunderbird Charities, Inc., for a five-year event agreement to provide State Land for staging, production, and parking.

Location: State Land located between Scottsdale and Hayden Roads; and Hayden Road to the inside boundary of Arizona State Route 101

Staff Contact(s): Brian Dygert, WestWorld General Manager, 480-312-6825, bdygert@scottsdaleaz.gov

15. Inlet Silverado Golf Course Agreement Amendment

Request: Adopt **Resolution No. 10580** authorizing Agreement No. 1997-048-COS-A4 with Scottsdale Silverado Golf, LLC, related to the sale of irrigation water to Inlet Silverado Golf Course.

Staff Contact(s): David Petty, Acting Water Resources Director, 480-312-5661, dpetty@scottsdaleaz.gov

16. Assignment of Irrigation Water Rights by Troon North Golf Course

Request: Adopt **Resolution No. 10626** authorizing Consent to Assignment and Estoppel Certificate No. 2016-184-COS with ZB, N.A., dba National Bank of Arizona, for the assignment of irrigation water rights in certain pipeline capacity agreements as collateral for a financial loan.

Staff Contact(s): David Petty, Acting Water Resources Director, 480-312-5661, dpetty@scottsdaleaz.gov

17. Federal Transit Administration Grant Intergovernmental Agreement Request: Adopt Resolution No. 10606 to authorize:

- 1. Agreement No. 2016-166-COS with the City of Phoenix for the acceptance of Federal Transit Administration Grant No. AZ-2016-010-00 in the amount of \$173,385 for trolley preventative maintenance.
- 2. A budget transfer in the amount of \$173,385 from the adopted FY 2016/17 Future Grants Budget and/or Grant Contingency Budget and the creation of a new cost center to record the related grant activity.

Staff Contact(s): Paul Basha, Transportation Director, 480-312-7651, pbasha@scottsdaleaz.gov

18. Police Department Urban Area Security Initiative Grant Intergovernmental Agreement

Request: Adopt Resolution No. 10592 to authorize:

- 1. Agreement No. 2016-162-COS with the Arizona Department of Homeland Security to accept a grant in the amount of \$50,000 to purchase up to 15 optic night observation devices to enhance and help sustain response capabilities for the northeastern part of the Phoenix metropolitan area.
- 2. A budget transfer in the amount of \$50,000 from the adopted FY 2016/17 Future Grants Budget and/or the Grant Contingency Budget and the creation of a new cost center to record the related grant activity.

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

19. DUI Enforcement and Education Grant Intergovernmental Agreement Request: Adopt Resolution No. 10614 to authorize:

- 1. Agreement No. 2016-171-COS with the Arizona Governor's Office of Highway Safety to accept a grant in the amount of \$100,000 for overtime and associated expenses to enhance DUI enforcement and education.
- 2. A budget transfer in the amount of \$100,000 from the adopted FY 2016/17 Future Grants and/or Grant Contingency Budget and the creation of a new cost center to record the related grant activity.

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

20. Maricopa County Critical Incident Stress Management Team Intergovernmental Agreement

Request: Adopt **Resolution No. 10608** authorizing Agreement No. 2016-168-COS with the Arizona Department of Public Safety and various cities for the creation and participation in the Maricopa County Critical Incident Stress Management Team designed to support the needs of public safety dispatchers.

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

21. Cooperative Fire Training Intergovernmental Agreement

Request: Adopt **Resolution No. 10596** authorizing Agreement No. 2016-164-COS with Rio Verde Fire District for cooperative fire training.

Staff Contact(s): Tom Shannon, Fire Chief, 480-312-1821,

tshannon@scottsdaleaz.gov

22. Fire Department Urban Area Security Initiative Grant

Request: Adopt Resolution No. 10640 to authorize:

- 1. The City to accept a FY 2016/17 Arizona Department of Homeland Security, Urban Area Security Initiative grant in the amount of \$50,000 for the purchase of hazardous gas detection equipment and Advanced Hazardous Materials certification training.
- 2. The Fire Chief or designee to conduct all negotiations and to execute and submit all documents in connection with the Arizona Department of Homeland Security grant.
- 3. A budget transfer in the amount of \$50,000 from the adopted FY 2016/17 Future Grants Budget and/or Grant Contingency Budget and the creation of a new cost center to record the related grant activity.

Staff Contact(s): Tom Shannon, Fire Chief, 480-312-1821, tshannon@scottsdaleaz.gov

23. Proposition 202 Funds Acceptance Intergovernmental Agreement

Request: Adopt Resolution No. 10569 to authorize:

- 1. Agreement No. 2016-150-COS with the Salt River Pima-Maricopa Indian Community to accept \$1,523,767 in Proposition 202 Tribal Gaming funds.
- 2. A budget transfer in the amount of \$1,523,767 from the adopted FY 2016/17 Grant Contingency and/or the Future Grants Budget and the creation of new cost centers to record all of the grant activity.

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

24. Proposition 202 Funds Acceptance

Request: Adopt Resolution No. 10582 to authorize:

- 1. The City to accept \$180,000 in Proposition 202 Tribal Gaming funds from the Gila River Indian Community to be used for various programs.
- 2. A budget transfer in the amount of \$180,000 from the adopted FY 2016/17 Grant Contingency and/or Future Grants Budget and the creation of new cost center to record all of the grant activity.
- 3. The Government Relations Director to execute any necessary documents to facilitate the receipt or transmittal of the specified grant.

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

25. Matthew Duerwachter v. City of Scottsdale Settlement

Request: Adopt **Resolution No. 10616** authorizing settlement in the amount of \$50,000 of the claim entitled *Matthew Duerwachter v. City of Scottsdale*, City Claim No. 151602-

Staff Contact(s): Bruce Washburn, City Attorney, 480-312-2405, bwashburn@scottsdaleaz.gov

MOTION AND VOTE - CONSENT AGENDA

Councilmember Korte made a motion to approve Consent Agenda Items 1 through 25. Councilman Phillips seconded the motion, which carried 7/0.

REGULAR AGENDA

26. Scottsdale Entrada Rezoning (5-ZN-2016) Requests:

- 1. Adopt **Ordinance No. 4282** approving a zoning district map amendment from 23± acres of General Commercial (C-4) zoning and 0.06± acres of Open Space (OS) zoning to Planned Unit Development (PUD) zoning, including approval of a development plan with amended development standards for a 23.06±-acre site.
- 2. Adopt **Resolution No. 10574** declaring the document entitled "Scottsdale Entrada Development Plan" to be a public record.

Location: Northeast corner of E. McDowell Road and N. 64th Street at 6520 E.

McDowell Road

Presenter(s): Brad Carr, Sr. Planner

Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-

2664, rgrant@scottsdaleaz.gov

Senior Planner Brad Carr and Applicant Representative Ed Bull gave PowerPoint presentations (attached) on the rezoning requests and development plan.

Mayor Lane opened public testimony.

The following spoke in support of the proposed rezoning application and development plan:

- Kim Bolt, Scottsdale Gateway Alliance and resident
- Brandon Nee, Scottsdale resident
- Russell Moore, Scottsdale resident
- Rosemary Ghirardi, Scottsdale resident
- Cylee Gutting, Scottsdale Gateway Alliance
- Sandy Wasserman, Scottsdale Gateway Alliance and resident
- Judy Scalise, Scottsdale resident
- Kyle Powers, Scottsdale resident
- Tim Lasher, Scottsdale Gateway Alliance and resident
- Karen Davis, Scottsdale resident

Mayor Lane closed public testimony.

MOTION AND VOTE - ITEM 26

Councilmember Korte made a motion to adopt Ordinance No. 4282 and Resolution No. 10574. Councilwoman Klapp seconded the motion, which carried 7/0.

27. District at the Quarter Non-Major General Plan Amendment and Rezoning (3-GP-2016 and 8-ZN-2016) Requests:

1. Adopt Resolution No. 10612 approving a Non-Major General Plan Amendment to the Scottsdale General Plan 2001 Conceptual Land Use Map to change the land use designation from Employment, Regional Use District to Mixed-Use Neighborhoods, Regional Use District; and a Non-Major General Plan Amendment to change the Greater Airpark Character Area Plan Future Land Use Map from Airpark Mixed Use (AMU) and Employment (EMP) to Mixed Use-Residential (AMU-R) on a 10.29±-acre site.

- 2. Adopt Ordinance No. 4285 finding that the Planned Unit Development (PUD) district criteria have been met; determine that the proposed Zoning District Map Amendment is consistent and conforms with the adopted General Plan; and recommend that the City Council approve the development plan with amended development standards and a Zoning District Map Amendment from Industrial Park (I-1) District to Planned Unit Development (PUD) District zoning on a 10.29±-acre site.
- 3. Adopt Resolution No. 10613 declaring the document entitled "District at the Quarter Development Plan" to be a public record.

Location: 15501 N. 73rd Street (a.k.a. Dial Boulevard) and 15450 N. Greenway-Hayden

Presenter(s): Bryan Cluff, Sr. Planner

Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-

2664, rgrant@scottsdaleaz.gov

Senior Planner Bryan Cluff and Applicant Representative Paul Gilbert gave PowerPoint presentations (attached) on the proposed non-major general plan amendment and District at the Quarter Development Plan.

MOTION AND VOTE – ITEM 27

Councilwoman Milhaven made a motion to adopt Ordinance No. 10612, approving a Non-Major General Plan Amendment to the Scottsdale General Plan; Ordinance No. 4285, finding that the Planned Unit Development district criteria have been met; and to adopt Resolution No. 10613. declaring the document entitled "District at the Quarter Development Plan" to be a public record. Councilmember Korte seconded the motion, which carried 4/3, with Vice Mayor Littlefield and Councilmembers Phillips and Smith dissenting.

Vacation Rentals or Short-Term Rentals Text Amendment (3-TA-2016) 28. Requests:

- 1. Adopt Ordinance No. 4288 approving a text amendment to the Scottsdale Zoning Ordinance No. 455, to amend or add Sections 3.100, 5.010, 5.012, 5.100, 5.700, 5.703, 5.800, 5.803, 5.900, 5.903, 5.1001, 5.1003, 5.2800, 5.2804, 6.800, 6.803, 7.203, 8.511, 8.512, and 8.513 for the purpose of allowing vacation and short-term rentals in residential districts subject to restrictions, clarifying certain distinctions between such uses and travel accommodations, and conforming related provisions.
- 2. Adopt Resolution No. 10650 declaring the document entitled "3-TA-2016 Short-Term and Vacation Rentals" to be a public record.

Presenter(s): Greg, Bloemberg, Sr. Planner

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

Senior Planner Greg Bloemberg gave a PowerPoint presentation (attached) on the proposed vacation or short-term rentals text amendment.

Mayor Lane opened public testimony.

James Heffernan expressed concern about short-term rentals and asked the City to continue regulation of short-term rentals under the public health safety exemption in State law.

Mayor Lane closed public testimony.

MOTION AND VOTE – ITEM 28

Councilman Phillips made a motion to adopt Ordinance No. 4288 and Resolution No. 10650. Councilwoman Milhaven seconded the motion, which carried 7/0.

Councilman Milhaven asked staff to meet with Mr. Heffernan, provide him with information on City resources to assist neighborhoods, and report back to Council.

29. Thunderbird Field II Veterans' Memorial Donation and Maintenance Agreement Request: Adopt Resolution No. 10607 authoring Agreement No. 2016-167-COS with Thunderbird Field II Veterans' Memorial, Inc., to accept a donation of a Pre-World War II Stearman aircraft to be displayed at the new Aviation Business Center at Scottsdale Airport.

Presenter(s): Gary Mascaro, Aviation Director

Staff Contact(s): Gary Mascaro, Aviation Director, 480-312-7735,

gmascaro@scottsdaleaz.gov

Aviation Director Gary Mascaro and Airport Advisory Commissioner Steve Ziomek gave PowerPoint presentations (attached) on the proposed Thunderbird Field II Veterans' Memorial Donation and Maintenance Agreement.

MOTION NO. 1 – ITEM 29

Councilman Phillips made a motion to adopt Resolution No. 10607. Vice Mayor Littlefield seconded the motion. No vote taken.

ALTERNATE MOTION NO. 1 – ITEM 29

Mayor Lane made an alternate motion to adopt Resolution No. 10607 and direct staff to use bed tax and/or public art dollars to fund the \$412,000 CIP project. Vice Mayor Littlefield seconded the motion. No vote taken.

ALTERNATE MOTION NO. 2 AND VOTE – ITEM 29

Councilwoman Milhaven made a second alternate motion to: (1) Continue Item 29, and (2) direct staff to bring back, at the earliest possible meeting, a complete project plan outlining all of the itemized costs and potential sources to pay for the project, which could include donations and public art and bed tax monies. Councilwoman Klapp seconded the motion, which carried 7/0.

30. Scottsdale Civic Center Mall (453-PA-2016) Requests:

- 1. Presentation, discussion, and possible direction to staff on the Civic Center Mall master planning effort, including the connectivity with other public spaces within Downtown Scottsdale.
- 2. Initiate the following:
 - a. An amendment to Municipal Use Master Site Plan for Civic Center Mall (Preapplication No. 453-PA-2016).
 - b. A zoning district map amendment to rezone the Civic Center Mall from Central Business Downtown Overlay (C-2 DO) and Highway Commercial

Downtown Overlay (C-3 DO) to Downtown /Downtown Civic Center – Type 2 Downtown Overlay in conformance with the Downtown Plan.

c. A Conditional Use Permit for Live Entertainment for the Scottsdale Center for Performing Arts.

Presenter(s): Daniel Worth, Public Works Director

Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555,

dworth@scottsdaleaz.gov

Public Works Director Daniel Worth and Holly Street Studio Principal Architect Diane Jacobs gave PowerPoint presentations (attached) on the Civic Center Mall master planning effort.

MOTION AND VOTE - ITEM 30

Councilwoman Milhaven made a motion to initiate: (a) An amendment to the Municipal Use Master Site Plan for Civic Center Mall; (b) a zoning district map amendment to rezone the Civic Center Mall from Central Business Downtown Overlay and Highway Commercial Downtown Overlay to Downtown/Downtown Civic Center – Type 2 Downtown Overlay in conformance with the Downtown Plan; and, (c) a Conditional Use Permit for live entertainment for the Scottsdale Center for the Performing Arts. Councilmember Korte seconded the motion, which carried 7/0.

PUBLIC COMMENT – None

CITIZEN PETITIONS

31. 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

32. Boards, Commissions, and Task Force Nominations (Note: Interviews and appointments scheduled for September 13, 2016)

Board of Adjustment (one vacancy) - Vice Mayor Littlefield nominated Paul Garry.

Building Advisory Board of Appeals (*three vacancies*) – Councilman Phillips nominated Milan Kesic and Marcy Kostewa.

Human Services Commission (*two vacancies*) – Councilmember Korte nominated Jayne Hubbard and Robert Jones, Mayor Lane nominated Michael Cavanaugh and Holly Snopko, Councilwoman Klapp nominated Mark Culbertson, and Vice Mayor Littlefield nominated Yashira Frederick and Robert Jones.

Historic Preservation Commission (*two vacancies*) – Councilman Smith nominated Blair Schweiger and Paula Scott.

Library Board *(one vacancy)* – Mayor Lane nominated Sheila Collins, Councilwoman Klapp nominated Shiela Reyman, and Councilwoman Milhaven nominated Patricia Bauer.

Loss Trust Fund Board (one vacancy) – Councilwoman Klapp nominated Richard O'Connor.

Parks and Recreation Commission (*two vacancies*) – Councilman Smith nominated Scott Rothman.

Personnel Board (one vacancy) - Councilwoman Milhaven nominated Mark Culbertson.

Planning Commission *(one vacancy)* – Councilman Phillips nominated Jill Moritz, Councilman Smith nominated Bret Kroschell, and Councilmember Korte nominated Prescott Smith.

ADJOURNMENT

The Regular City Council Meeting adjourned at 10:06 P.M.

SUBMITTED BY:

Carolyn Jagger

City Clerk

Officially approved by the City Council on Decomber

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 14thday of November 2016.

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

DATED this 2nd day of December 2016.

Carolyn Jagger, City Clerk

Presentations/Informational Updates







How do we make science relevant?







Involve community

How do we make science <u>culturally</u> relevant?

Sneaky Science

Celebrate Science

CELEBRATE ARIZONA SCIENCE AND TECHNOLOGY WONDERS



What is Arizona SciTech

- A series of statewide science related events held February-March
- Hundreds of venues and collaborators, thousands of attendees!
- Focused on STEM education and innovation in AZ
- · Brand Arizona as a worldwide leader in STEM



- 800+ collaborators
- 400K estimated attendance
- 53 Arizona Cities & Towns
- 400+ venues
- 1200+ events statewide
- 98% visitor satisfaction
- 500K+ website visitors
- 95% collaborator satisfaction (ROI)





Keys to our success

- Common ground events establish forums for diverse collaboration
- · Inclusiveness anyone can participate
- · Leverage existing assets programs, events, venues integrated
- · Common goal Brand communities as a leaders in STEM & Innovation
- Non-competitive efforts focused in space that fuels collaborators
- Catalyst grown the number and type of collaborators engaged
- Sustainable establish self-sufficient community STEM collaboratives
- · Brand well recognized, positive brand with collaborators & public











A Thriving Collaborative

- 50+ school districts
- All major AZ Education organizations
- 20+ municipalities
- Business & Industry key industry sectors, chambers, trade associations, small business, non traditional partners
- All major universities
- · All major community colleges
- · Informal education

6 years of Kickoff Conferences in Scottsdale - 2011



6 years of Kickoff Conferences in Scottsdale - 2012











Spring Training Festival - 5 seasons!







Spring Training Festival – 5 seasons!







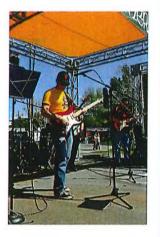


Spring Training Festival – 5 seasons!









Spring Training Festival Press



Science of Scottsdale – 4 seasons



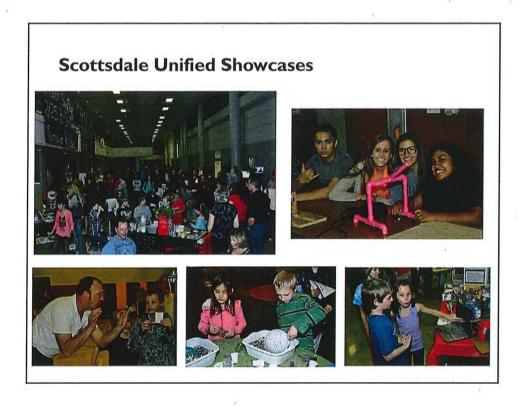
Science of Scottsdale – 4 seasons











Item 26

Scottsdale Entrada

5-ZN-2016

City Council
November 14, 2016
Coordinator: Brad Carr, AICP, LEED-AP

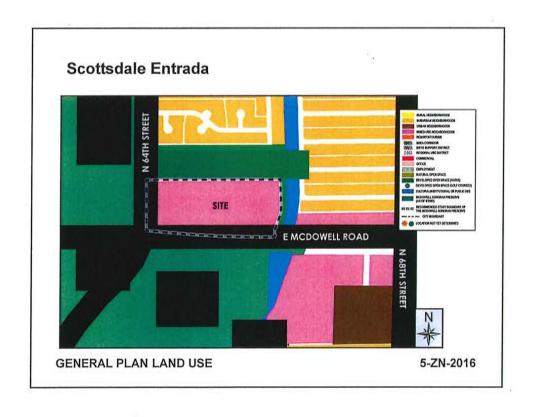
Scottsdale Entrada

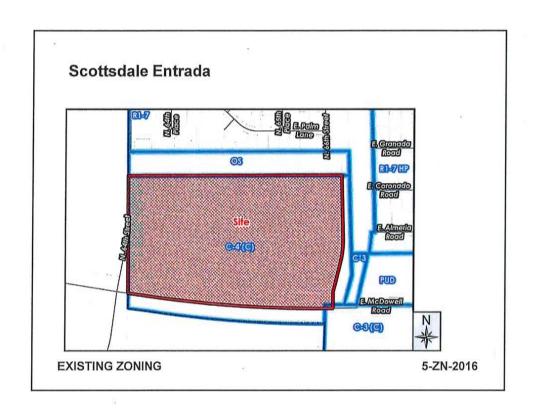


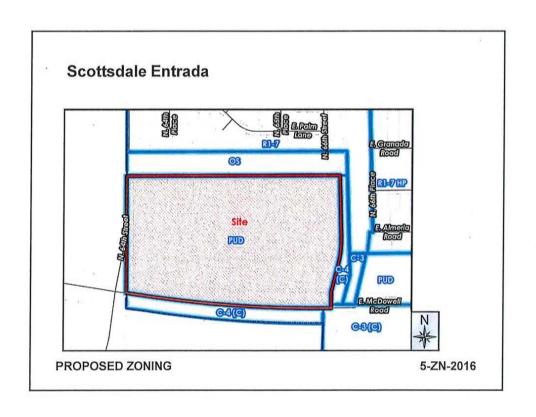
CONTEXT AERIAL

5-ZN-2016









Scottsdale Entrada

Adopt Ordinance No. 4282 adopting a Zoning District Map Amendment from approximately 23 acres of General Commercial (C-4) zoning and approximately 0.06 acres of Open Space (OS) zoning to Planned Unit Development (PUD) zoning, including approval of a Development Plan with Amended Development Standards, for a +/- 23.06-acre site located at the northeast corner of E. McDowell Road and N. 64th Street at 6520 E. McDowell Rd.

The proposed zoning district map amendment and Development Plan with Amended Development Standards (ADS) will allow significant mixed-use development on the largely-vacant site to include a maximum of 750 residential units, maximum 250 hotel units, maximum 50,000 square feet of commercial space, and a minimum of 250,000 square feet of office space.

REQUEST

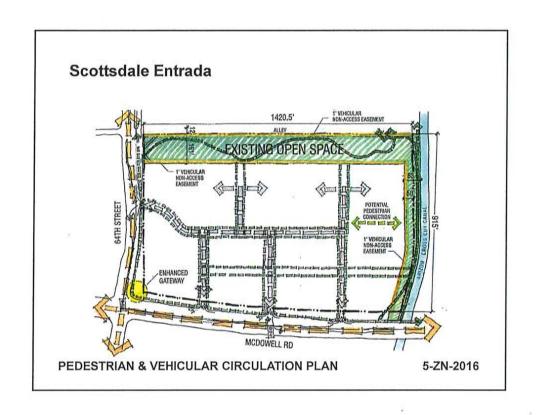
5-ZN-2016

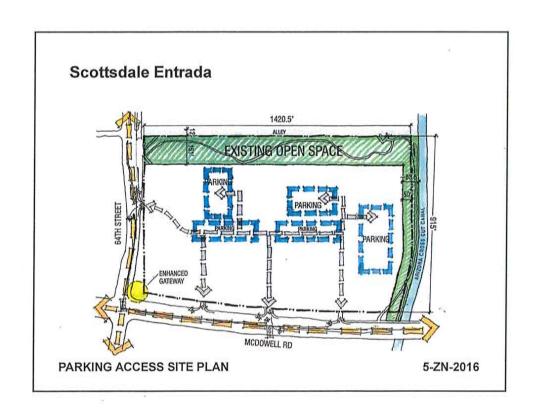
Scottsdale Entrada

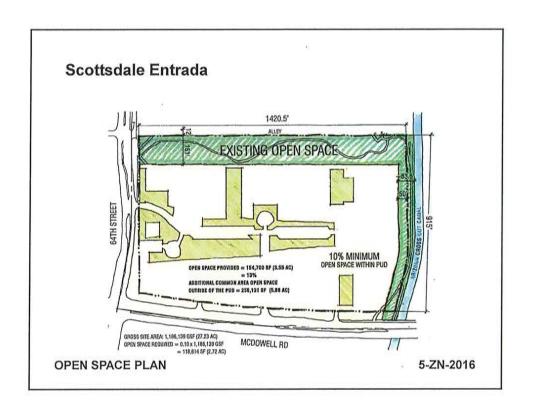


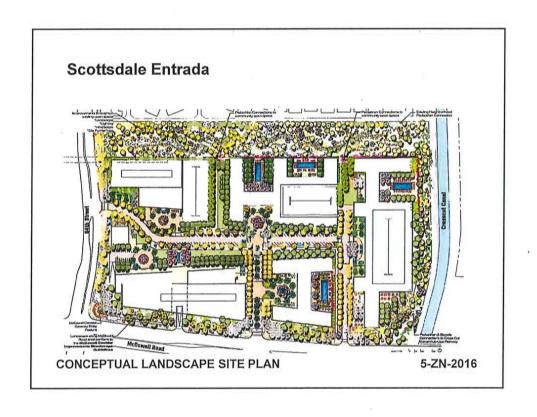
BASE OPTION SITE PLAN

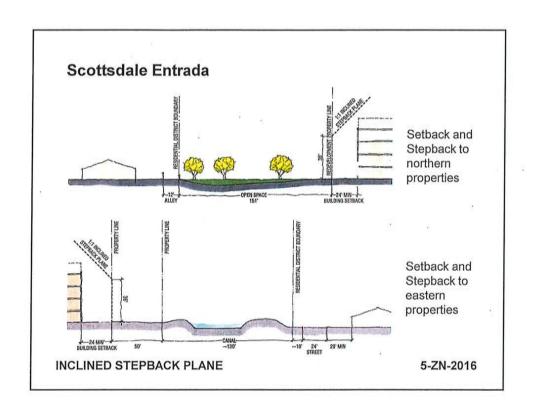
5-ZN-2016











Scottsdale Entrada

Development Standard	Zoning Ordinance Requirement (Zoning Ordinance Sec. 5.5005.)	Amended Development Standard
Gross Acreage	25	27.25
Maximum Intensity (FAR) for Commercial Uses	0.8	0.8, unless adequate shared parking facilities are provided
Exception to Building Height — Elevator Bulk Head and Shading	Maximum 10 foot exception	Maximum 16 foot exception
Building Setbacks – Minimum and Average for Residential Uses	34 feet minimum; 40 feet average	44 feet minimum; Between 0 and 10 feet average
Building Selbacks – Minimum and Average for Commercial Uses	28 feet minimum; 32 feet average	44 feet minimum; Between 0 and 10 feet average
Building Envelope	No requirement adjacent to non- residential zoning	Add building envelope requirement to north and east sides of project adjacent to non-residential zoning

PROPERTY DEVELOPMENT STANDARDS – AMENDMENTS

5-ZN-2016

Scottsdale Entrada

Existing Use: Mostly vacant automotive dealerships

Proposed Use:
 Mixed-use development

• Parcel Size: 27.23 gross acres / 23.14 net acres

Commercial space: 50,000 square feet (maximum)

Office and approximately a square feet (minimum)

Office space: 250,000 square feet (minimum)

Floor Area Ratio Allowed: 0.8

Floor Area Ratio Proposed: 0.8 maximum (unless otherwise approved

by City Council with project meeting criteria)

Building Height Allowed:
 48 feet, excluding defined rooftop appurtenances

Building Height Proposed: 48 feet, excluding defined rooftop appurtenances
 Open Space Required: 118,614 square feet / 2.72 acres

• Open Space Provided: 154,700 square feet / 3.55 acres

Hotel Units Proposed: 250 units (maximum)
 Dwelling Units Proposed: 750 units (maximum)

Density Allowed: Density determined by Development Plan
 Density Proposed: 25.5 dwelling units per gross acre (maximum)

*** Development Review Board recommended approval at August 18, 2016 hearing

*** Planning Commission recommended approval at August 18, 2016 hearing ***

DEVELOPMENT INFORMATION

5-ZN-2016

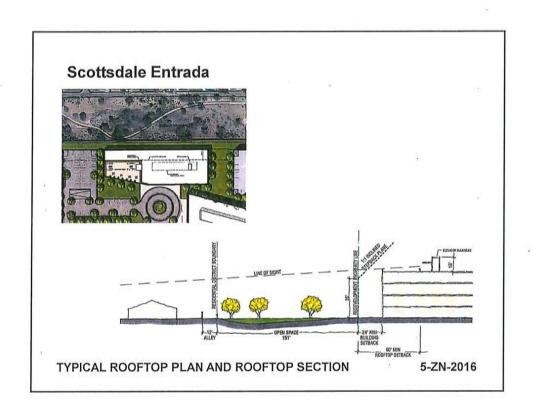
Scottsdale Entrada

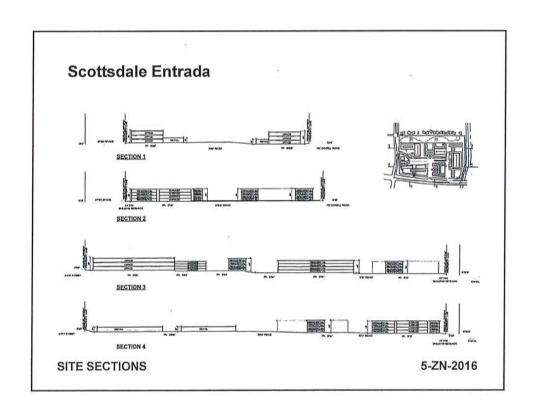
5-ZN-2016

City Council

November 14, 2016

Coordinator: Brad Carr, AICP, LEED-AP





Item 27

District at the Quarter

3-GP-2016 / 8-ZN-2016

City Council November 14, 2016 Coordinator: Bryan Cluff, LEED AP

District at the Quarter



CONTEXT AERIAL

3-GP-2016 / 8-ZN-2016

District at the Quarter



DETAIL AERIAL

3-GP-2016 / 8-ZN-2016

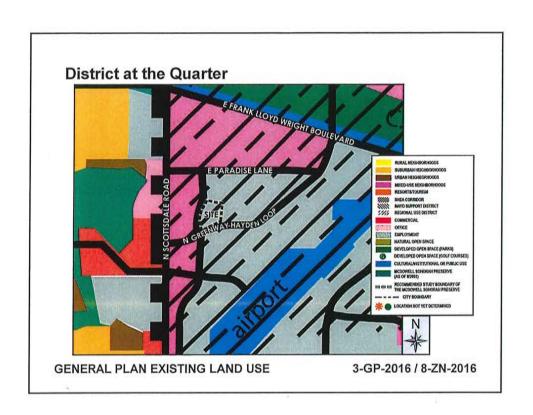
District at the Quarter

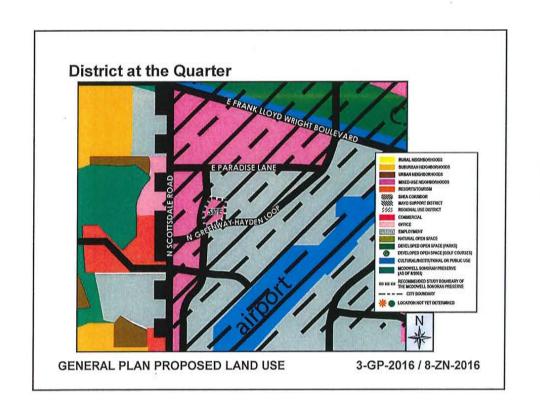
Request:

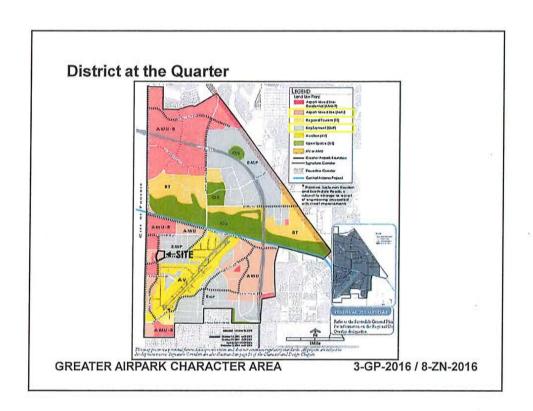
- Non-Major General Plan Amendment
 - Employment / Regional Use to Mixed-Use Neighborhoods / Regional Use (GP)
 - Airpark Mixed-Use (AMU) and Employment (EMP) to Mixed-Use Residential (AMU-R) (GACAP Future Land Use Map)
- · Zoning District Map Amendment
 - Industrial Park (I-1) to Planned Unit Development (PUD)
 - Development Plan with amended development standards

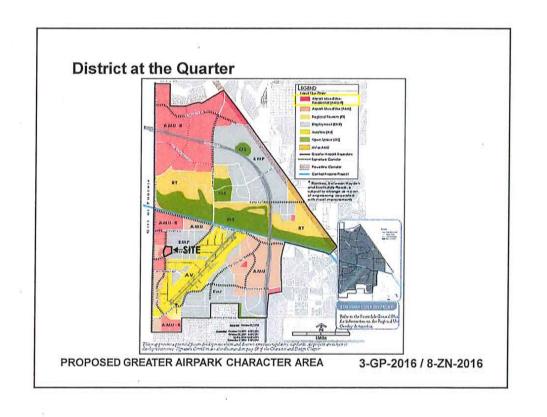
REQUEST

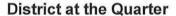
3-GP-2016 / 8-ZN-2016

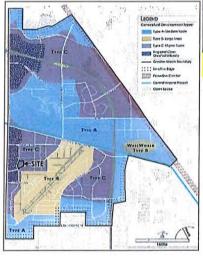








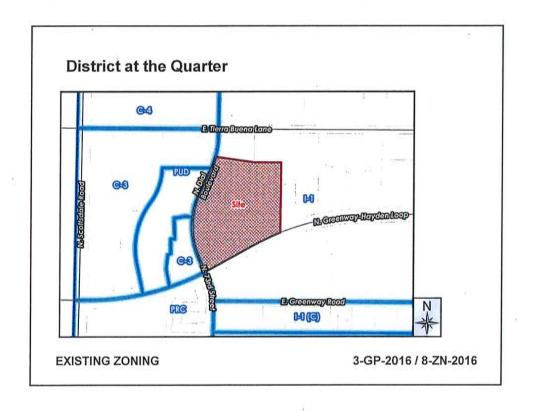


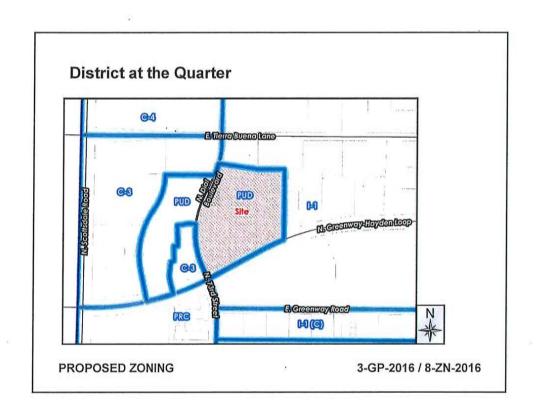


Development Type	Scale	Mass	Building Intensity
SE	Lower	Lower to Medium	Lower
Type A	Medium	Medium	Medium
Туре В	Medium to Higher	Large and/or Continuous	Higher
Type C	Medium to Higher	Varies	Medium to Higher
RC	High to Highest	Varies	High to Highest

- Type C development represents medium to higher-scale development, which supports pedestrian activity in the Greater Airpark. Type C is encouraged in areas with access to multiple modes of transportation, served by regional transportation networks (i.e. freeways or transit corridors), and where the scale will complement the area's character. Type C development is appropriate in areas next to both Types A and B development. Type C is not recommended immediately adjacent to the Scottsdale Airport.
- The <u>Regional Core</u> designation denotes areas appropriate for the greatest development intensity in the Greater Airpark to support major regional land uses. Regional Core is only appropriate in Type C areas that are or will be served by highcapacity transit or a freeway. Regional Core areas should not be located adjacent to single-family residential areas or within Type A or B development areas.

GACAP DEVELOPMENT TYPES







Parcel Size:

10.29 gross acres / 8.84 net acres

Building Height Allowed:

48 feet, excluding defined rooftop appurtenances

Building Height Proposed:

48 feet, excluding defined rooftop appurtenances

44,830 square feet / 1.03 acres

Open Space Required:

Open Space Provided:

46,114 square feet / 1.06 acres

Dwelling Units Proposed:

622 units (maximum)

Non-Residential space:

- 7 Live/Work

20,025 square feet - Restaurant / 7,035 square feet

- Clubhouse / 7,855 square feet

- Office / 1,781 square feet

- Fitness Center / 5,354 square feet

Density Allowed:

Density determined by Development Plan

Density Proposed:

62.4 dwelling units per gross acre (maximum)

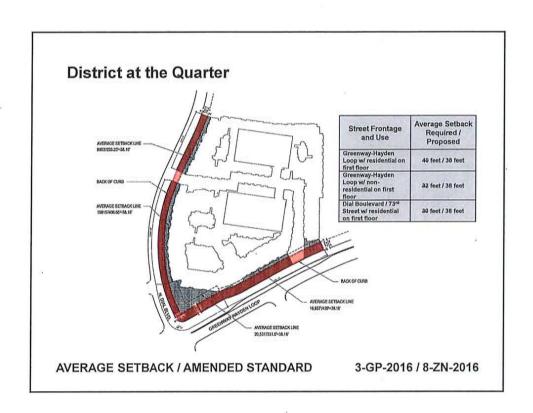
DEVELOPMENT INFORMATION

8-ZN-2016

District at the Quarter



LANDMARK INTERSECTION





PERSPECTIVES



PERSPECTIVES

3-GP-2016 / 8-ZN-2016

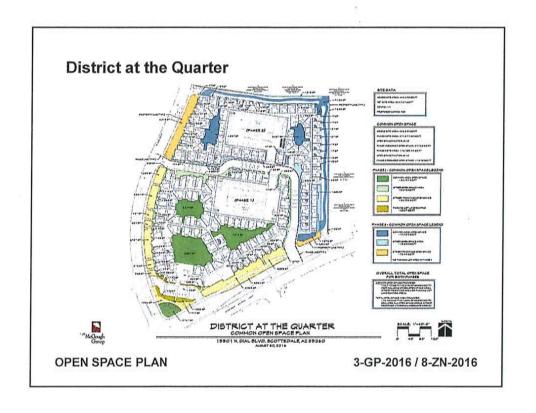
District at the Quarter

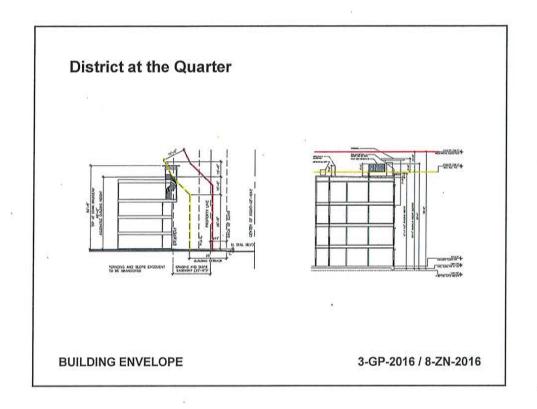
Other Boards & Commissions:

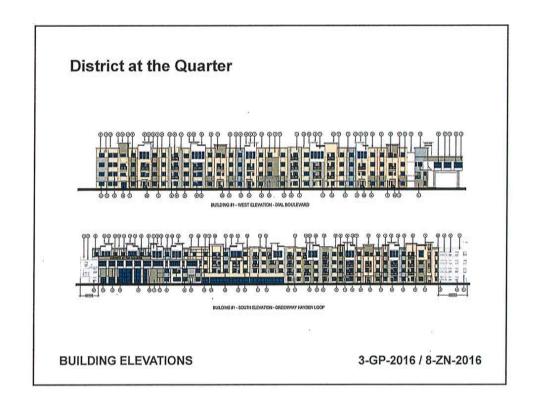
- Airport Advisory Commission September 21, 2016
 - Expressed concerns regarding potential for owner occupied units (condominiums) and recommended additional noise attenuation measures
 - Recommended approval 7-0
- Development Review Board October 6, 2016
 - Reviewed Development Plan elements regarding design compatibility, environmental responsiveness, solar shading, connectivity, and open space
 - Recommended approval 5-0
- Planning Commission October 19, 2016
 - Reviewed Development Plan elements and PUD findings
 - Recommended approval 7-0

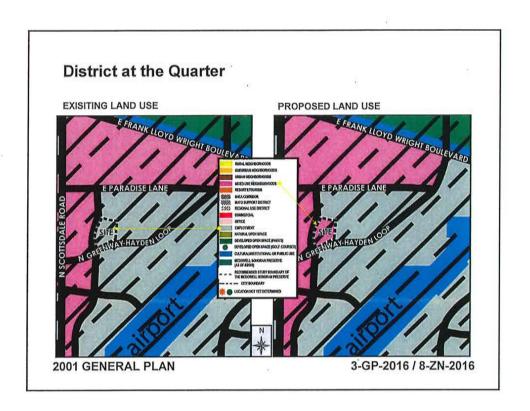
3-GP-2016 / 8-ZN-2016

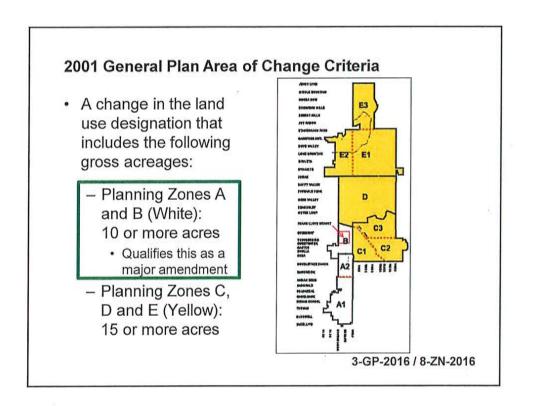
City Council November 14, 2016 Coordinator: Bryan Cluff, LEED AP

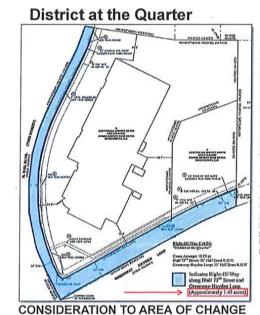










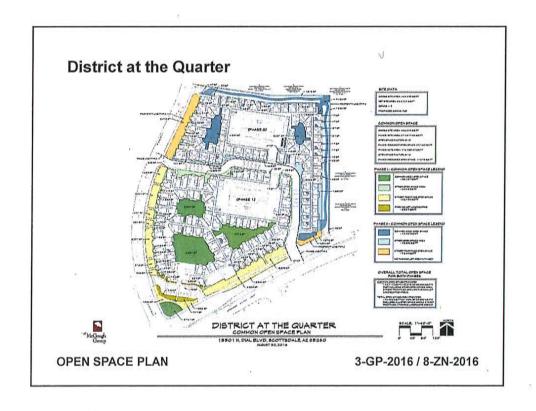


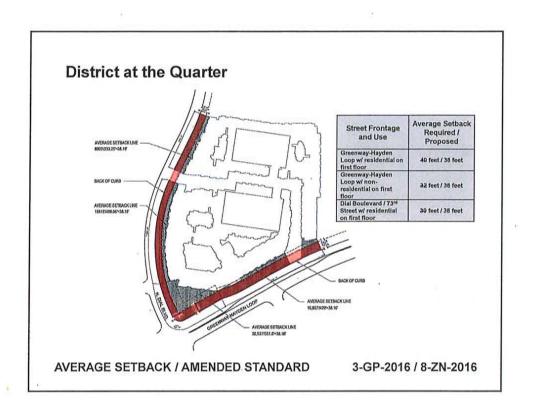
2001 GENERAL PLAN, PAGE 61:

Character of Land Uses: A change in the planned land uses may have a substantial impact upon the city by transforming the character of the land uses within a given planning area. The character of the land uses may be indicated by the physical intensity of the use in terms of massing, height or relationships between uses; the blending of different types of uses and the patterns and scale inherent to each; or the relative amount, type and placement of open spaces. Significant changes in the established land use character will be considered in determining whether or not a proposal is a major amendment.

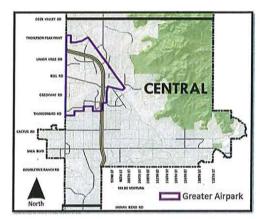
CONSIDERATION TO AREA OF CHANGE:

The excess land area of 1.45 acres does not materially change the proposed use or function of the site; the excess land area is minimal when compared to the proportionate amount of gross area dedicated as public right-of way, resulting in a net development area of 8.63 +/- acres; and there are established similar land uses and development intensities surrounding the proposed development





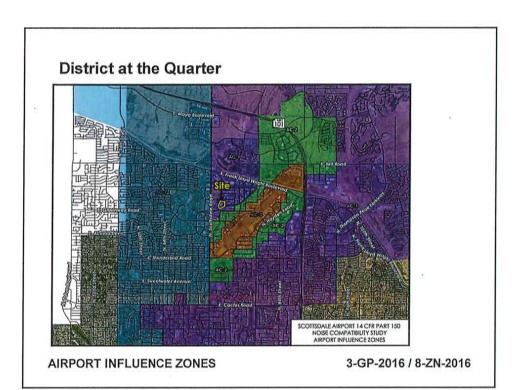
Multi-family Development Activity

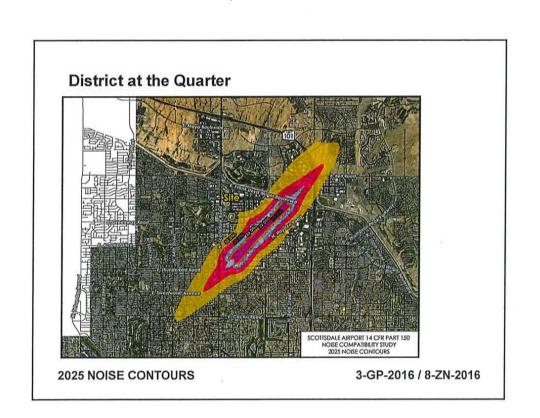


The 2011 Applied Economic Development Forecast expected 6,900 units to be added to the Central Subarea of the City by 2030.

Central Subarea

- 4,675 units have been entitled since 2010. (58% of this activity is located within the Greater Airpark.)
 - 2,337 (49%) are under construction or completed in the Central Subarea.
- This proposal would increase the total by 622 units – resulting in a total 5,297 entitled units.
- The multi-family development activity for this subarea is on track with the 2011 Development Forecast projections for this area of the city.





Item 28

Vacation Rentals and Short-Term Rentals Text Amendment

3-TA-2016

City Council
November 14, 2016
Coordinator: Greg Bloemberg

Background

- ➤ State of Arizona recently adopted Senate Bill No. 1350, which prevents cities from prohibiting STR's in residential zoning districts; goes into effect 1/1/17.
- Scottsdale currently classifies STR's as "travel accommodations"; allowed only in zoning districts that allow hotels, motels, or resorts; prohibited in SF neighborhoods.
- > Amendment will align Zoning Ordinance with State law

Background

- According to an independent firm that monitors STR's, there are upwards of 2,900 properties available for short-term stays (less than 30 days) in Scottsdale. Most are registered incorrectly, or are not licensed to operate.
- > Building and Fire codes are being reviewed separately

3-TA-2016

Community Outreach

- > Heads-up postcards mailed to Interested Parties
- > 1/8-page ad in Arizona Republic
- > E-mail sent to over 500 HOA's
- Posted on P&Z Link, as well as City Facebook and Twitter pages
- > 4 Community Open Houses

Open House Discussion Items

- > Collection of bed taxes/sales taxes
- > Role of Police Department and Code Enforcement
- > Registration/licensing
- > Affect of amendment on HOA rules and regulations
- Ability of HOA's to adopt new regulations in response to State law
- Possibility of renting guest house separate from main dwelling
- > Parking

3-TA-2016

Under SB 1350 cities **CANNOT**:

- ➤ Restrict STR's from operating in dwellings with residential zoning, including SF neighborhoods
- > Apply separation requirements to STR's in residential areas

Under SB 1350 cities CAN:

- Restrict accessory uses, such as restaurants, retail, and conference facilities, from operating in a residential STR
- > Continue to enforce existing parking regulations, i.e. the amount of front yard area that can be used for parking
- > Enforce regulations related to public health, safety and welfare, i.e. building and fire codes
- > Require an emergency contact for all STR's

3-TA-2016

Summary

- > STR's will be allowed by right in all residential zoning districts
- ➤ Code enforcement limited to general nuisances, i.e. property maintenance, parking, etc.; similar to enforcement efforts for SF residences
- > Potential for greater revenue from bed taxes, if STR's are reliably identified and properly licensed
- Will not affect the ability of HOA's to enforce private contract rules and regulations

Further Steps for Consideration

- ➤ As of January 1, 2017, the State will take over administration of transaction privilege tax and will collect transient (bed) taxes.
- > In order to assure accuracy of tax collections, City may choose to maintain a list of STR's in Scottsdale
 - Efficient method of gathering list is to contract with a vendor to monitor and update STR's
 - · Cost of this service is approx. \$50,000 annually
 - Potential bed/sales tax revenue could exceed \$1 million annually

3-TA-2016

Further Steps for Consideration

- If this amendment is approved, staff anticipates including in the upcoming budget the funds necessary to obtain and update a database of active STR's to:
 - · Support revenue collection efforts
 - Document locations of STR's
 - Maintain emergency contact information with property owners/management companies

Other Boards or Commissions

- 10/26/16 Neighborhood Advisory Commission (informational item; no action taken)
- 10/26/16 Planning Commission (recommended approval with a 6-0 vote)

Item 29

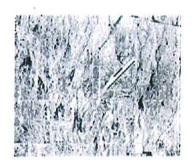
THUNDERBIRD FIELD II VETERANS MEMORIAL, INC. (DONOR)





Thunderbird Field II

- Est. June 22, 1942
- · World War II Army Air Corps pilot
- Graduated over 5,500 students
- T-bird II pilots flew nearly 26,500,000 miles
- · Deactivated 2 years, 3 months & 24 days later

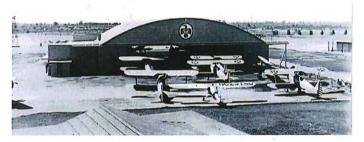




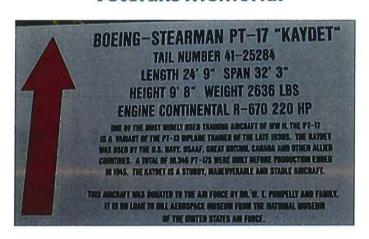
Thunderbird Field II

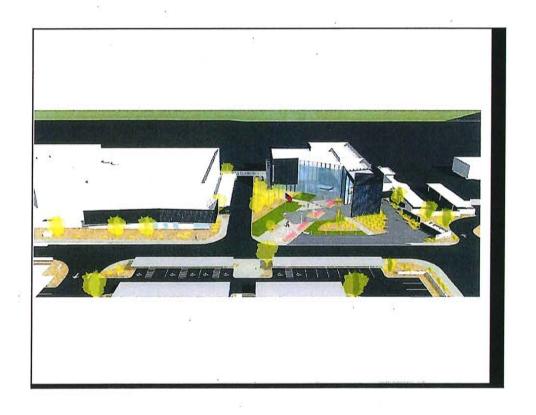
- · November 1943 Peak @ 615 cadets
- Flew 2 hours/day & 1,845 separate landings
- 65 hours flight training
- 109 hours ground school



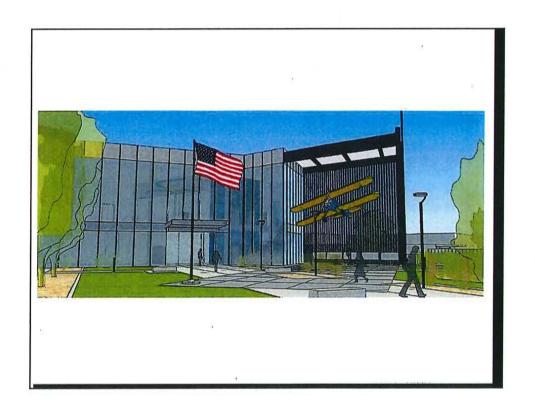


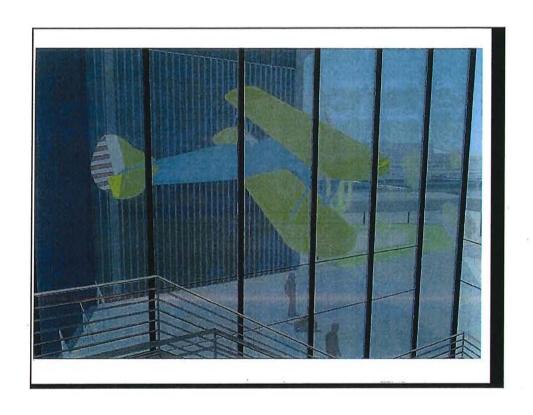
Thunderbird Field II Veterans Memorial

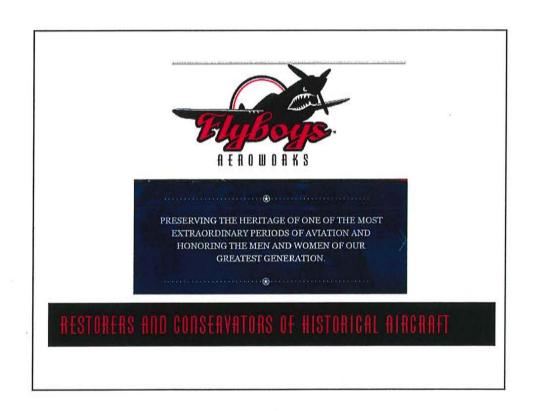
























www.tbird2.org

Thunderbird Field II Veterans Memorial



Supporters and Advisors

Mark Hiegel – Pres & CEO, Scottsdale Area Chamber of Commerce

Donna Isaac - Director, Scottsdale Public Art

Barry Goldwater Jr. – Former United States Representative

John Hyde – Commander – Scottsdale American Legion Post 44

Austin Deuel, Commander – *Veterans of Foreign Wars* (*VFW*), Sculptor,

Pat Mathiesen - Sculptor of One with the Eagle statue

Michael Kuzmik – Architect, Instructor Scottsdale Community College; Vietnam Veteran, US Navy Seabees (MCB5)

A Tribute to Our Veterans & Arizona's Aviation History



www.tbird2.org

KEY CONTRACTURAL CONSIDERATIONS

- The Donor shall pay for all the costs associated with the restoration of the aircraft, ready for installation.
- The City shall pay for all costs associated with the design, permitting, construction, and installation of the aircraft under the shade using general funds.
- The cost associated with the restoration of the aircraft is \$120,000.
- On or before December 1, 2016, the Donor shall have written donation commitments for at least \$50,000.

KEY CONSIDERATIONS

- The Donor must have the entire cost of the aircraft either committed or on deposit with the contractor restoring the aircraft by April 1, 2017.
- The Donor shall be responsible to cover the costs for the maintenance and upkeep of the aircraft based on estimates provided by the aircraft restorer of \$3,000 annually.
- The City shall pay for all costs associated with landscape services and utility services necessary to surround and display the aircraft, and to provide insurance using Aviation Funds.

ACTION

Adopt Resolution No. 10607 authorizing Contract No. 2016-167-COS with Thunderbird II Veterans Memorial, Inc. to donate a Pre-World War II Stearman Aircraft to the City to be located at the Scottsdale Airport.

ITEM 30

