

SCOTTSDALE

CITY COUNCIL MEETING

MEETING NOTICE AND AGENDA



COUNCIL

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

Kathleen S. Littlefield
Linda Milhaven
Solange Whitehead

Tuesday, June 22, 2021

The City Hall Kiva Forum (Kiva) is open to the public during City Council meetings at a reduced capacity. Seating in the Kiva will be available on a first come, first served basis. Once capacity has been reached, individuals will be directed to a nearby location to view the televised meeting. The Mayor will announce the names of speakers in advance to give those attending the meeting from the nearby location sufficient time to enter the Kiva and make their comments in person. As seating in the Kiva becomes available, individuals waiting in the nearby location will be asked to come to City Hall.

City Council meetings are also televised on Cox Cable Channel 11 and streamed online at ScottsdaleAZ.gov (search "live stream") to allow the public to virtually attend, participate telephonically, and listen/view the meeting in progress. Unless an exception is made, or unless otherwise noted, the Council will not begin discussion on any new items after 10:00 p.m. Items that are not heard will be continued to the next scheduled Council meeting (July 1, 2021).

In-person or telephonic comment is being accepted on items on the Consent and Regular Agenda (Items 1 through 38). To sign up to speak on these items, please click [here](#).

Scottsdale citizens may also speak on items that are within the Council's jurisdiction but are not on the agenda with a total of 15 minutes at the beginning and 15 minutes at the end of the meeting dedicated to comment on non-agendized items. To sign up to speak in person or telephonically on a non-agendized item that is within the Council's jurisdiction, please click [here](#).

Online Request to Speak forms for Consent, Regular and Non-Agendized items must be submitted no later than 90 minutes before the start of the meeting and you must indicate whether you will be addressing the Council in person or telephonically.

Written comments on any of the items on tonight's agenda that are submitted electronically at least 90 minutes before the meeting will be emailed to the Council and posted online prior to the meeting. A written public comment may be submitted electronically by clicking [here](#).

5:00 P.M.

Marked Agenda

REGULAR CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard



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

Tuesday, June 22, 2021

Page 2 of 13

Call to Order – 5:00 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 – Councilmember Durham

Mayor's Report – Mayor Ortega welcomed Scottsdale residents back to the Kiva, noting the Kiva was open to the public at reduced capacity and that virtual participations options were still available. He noted the City was preparing to open the Kiva at full capacity once Scottsdale and Maricopa County return to “low” community transmission of the coronavirus.

Mayor Ortega announced that on June 25th, Scottsdale celebrates 70 years as a municipality. He said that at 2:00 p.m. on June 23rd, there is a Retro Ride through Scottsdale in the Civic Center Library Auditorium with Scottsdale community historian Joan Fudala. Starting June 23rd, Scottsdale Leadership created a wonderful display of history to celebrate the City's 70th and Scottsdale Leadership's 35th anniversaries which can be seen at the Civic Center Library for the next few weeks. The Mayor invited residents to participate in Legacy Quest, a family-friendly expedition around Old Town on June 25th. To learn more, visit the City of Scottsdale's website and search “Legacy Quest.”

Mayor Ortega reported that on June 29th, the Scottsdale City Council is partnering with the American Red Cross for a blood drive at Mountain View Community Center. The Red Cross is currently in a critical shortage and encouraged residents to help reach the City's goal of 70 pints for 70 years. To register, visit the City of Scottsdale's website and search “70th Anniversary”.

Mayor Ortega introduced a video by the City's Parks and Recreation Youth Development Program participants which celebrated the City's 70th Anniversary. He also presented the Council with a collage picture celebrating the City's 70th Anniversary that was created by the City's Parks and Recreation Youth Development Program and featured program participants in the collage.

Presentations/Information Updates – Water Resources Executive Director Brian Biesemeyer and Arizona Public Service Representative Patricia McLaughlin gave the video presentation.

- **Arizona Public Service (APS) Peak Solutions Rebate**
Presenter(s): Brian Biesemeyer, Water Resources Executive Director and Patricia McLaughlin, Arizona Public Service

Public Comment – Paula Sturgeon thanked Councilmembers for listening to business leaders regarding The Kimsey Triangle project, working together to submit a General Plan to voters, and for reopening the Kiva to the public. Sonnie Kirtley thanked Councilmembers for the impressive priorities outlined in the Strategic Plan, which is on the agenda for July 1st.

Public Comment time is reserved for Scottsdale citizens to comment on non-agendized items that are within the Council's jurisdiction. No official Council action can be taken on these items. 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 [form](#) 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 May 4, 2021](#); [Work Study Session Minutes of May 4, 2021](#); and [Work Study Session Minutes of May 11, 2021](#).

– Vice Mayor Janik made a motion to approve the Regular Meeting Minutes of May 4, 2021; Work Study Session Minutes of May 4, 2021; and Work Study Session Minutes of May 11, 2021. Councilwoman Littlefield seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.

CONSENT AGENDA ITEMS 1-32

How the Consent Agenda Works: The Council may take one vote to act on all of the items on the Consent Agenda or may remove items for further discussion. Items not removed from the Consent Agenda will be considered in one motion. Items removed for clarification or discussion by the Council will be acted on as appropriate.

– Councilwoman Whitehead made a motion to approve Consent Agenda Items 1 through 32, absent Items 6 and 9, which were continued to July 1, 2021, and Item 12, which was moved to the Regular Agenda. Councilwoman Caputi seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.

1. [Quix Liquor License \(34-LL-2021\)](#) – Approved on Consent.

Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 10 (beer and wine store) State liquor license for an existing location with a new owner.

Location: 7127 E. Shea Boulevard, Suite K15

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

2. [Wild West Storage Conditional Use Permit Amendment \(21-UP-2004#2\)](#) – Approved on Consent.

Request: Find that the conditional use permit criteria have been met and adopt **Resolution No. 12186** approving a Conditional Use Permit amendment to amend the site plan and stipulations for a vehicle storage facility on a ±1.5-acre property with Highway Commercial Planned Community District (C-3 PCD) zoning.

Location: 11420 E. Shea Boulevard

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

3. [Greystar Independent Living Rezoning and Abandonment \(16-ZN-2020 and 7-AB-2020\)](#) – Approved on Consent.

Requests:

1. Adopt **Ordinance No. 4509** approving a zoning district map amendment from Single-Family Residential (R1-35) to Commercial Office (C-O) zoning on a ±4.5-acre site.
2. Adopt **Resolution No. 12184** authorizing the abandonment of General Land Office easements along the north, west, and south boundary of Parcel No. 217-15-033.

Location: Approximately 1,000 feet northwest of the E. Raintree Drive and N. 90th Street intersection

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

4. [Ina Levine Jewish Community Campus Text Amendment and Rezoning](#) – Approved on Consent.

(3-TA-2020, 11-ZN-2020, and 6-DA-2020)

Requests:

1. Adopt **Ordinance No. 4506** approving a text amendment to the City of Scottsdale Zoning Ordinance No. 455, amending the Use Regulations identified in Section 6.803 of the Special Campus (SC) District to allow for community buildings and recreational facilities not publicly owned, educational services, and residential healthcare facilities.
2. Adopt **Ordinance No. 4508** approving a zoning district map amendment from Single-Family Residential (R1-35) District to Special Campus, Planned Shared Development District (SC PSD), including a Development Plan with amended (Transition) performance standards for building setbacks, building stepbacks, landscape buffers and Floor Area Ratio on a ±28.5-acre site.
3. Adopt **Resolution No. 12203** declaring the document titled "*Ina Levine Jewish Community Special Campus Master Plan Development Plan*" to be a public record.
4. Adopt **Resolution No. 12183** authorizing Development Agreement No. 2021-083-COS with the Jewish Community Campus, LLC.

Location: 12701, 12707, and 12753 N. Scottsdale Road

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

5. **[Sereno Canyon Phase 4D Replat \(16-PP-2017#20\)](#) – **Approved on Consent.****

Request: Approve the final plat to replat Sereno Canyon Plat Phase 4D on ±14.3 acres of a 350-acre site, as per Phase 4 of the Sereno Canyon Community Phasing Plan and Final Plat to realign the 27 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. 123rd Street and N. 124th Street

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

6. **[Investment Grade Energy Audit Contract](#) – **Vice Mayor Janik made a motion to continue to July 1, 2021. Councilwoman Whitehead seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.****

Request: Adopt **Resolution No. 12198** authorizing Investment Grade Audit Contract No. 2021-086-COS with Schneider Electric Buildings Americas, Inc., in the amount of \$60,586.25 for energy, water, and related conservation measures audit services.

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

7. **[On-Call Water Resources Engineering Services Contracts](#) – **Approved on Consent.****

Request: Adopt **Resolution No. 12179** authorizing the following one-year contract extensions in an amount not to exceed \$1,000,000 per contract for on-call water resources engineering services:

1. Contract No. 2019-081-COS-A1 with Carollo Engineers, Inc.
2. Contract No. 2019-082-COS-A1 with GHD, Inc.
3. Contract No. 2019-083-COS-A1 with HDR Engineering, Inc.
4. Contract No. 2019-084-COS-A1 with Narasimhan Consulting Services Inc., doing business as NCS Engineers
5. Contract No. 2019-085-COS-A1 with Water Works Engineers, LLC

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

8. **[Hualapai Drive: Hayden Road to Pima Road Engineering Services Contract](#) – **Approved on Consent.****

Request: Adopt **Resolution No. 12199** authorizing Contract No. 2021-087-COS with Strand Associates, Inc., in the amount of \$767,926 for engineering services for the development of design documents for the Hualapai Drive: Hayden Road to Pima Road project.

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

9. **Scottsdale Stadium Wireless License Agreement – Vice Mayor Janik made a motion to continue to July 1, 2021. Councilwoman Whitehead seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.**
Request: Adopt **Resolution No. 12125** authorizing Wireless Communications Antenna Site Revocable License Agreement No. 2021-042-COS with Cellco Partnership, doing business as Verizon Wireless, permitting the continued operation of a wireless site at Scottsdale Stadium.
Location: 7408 E. Osborn Road
Staff Contact(s): Dan Worth, Public Works Executive Director, 480-312-5555, daworth@scottsdaleaz.gov
10. **Herb Drinkwater Truck Loan Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 12164** authorizing Loan Agreement No. 2021-058-COS with Mark Raymond Drinkwater for the loan of former City of Scottsdale Mayor Herb Drinkwater's 1929 Model A Ford pickup truck for public display at the McCormick-Stillman Railroad Park.
Staff Contact(s): Kira Peters, Community Services Administrator, 480-312-2691, kcpeters@scottsdaleaz.gov
11. **Hirsch Academy Revocable License Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 12138** to authorize:
1. Revocable License Agreement No. 2021-051-COS with Hirsch Academy: a Challenge Foundation Academy, to use space at the Paiute Neighborhood Center to operate a public charter school.
2. The City Manager, or designee, to execute any other documents and take such other actions as necessary to carry out the intent of the Resolution.
Staff Contact(s): Greg Bestgen, Human Services Department Director, 480-312-0104, gbestgen@scottsdaleaz.gov
12. **Scottsdale Aquatic Club Revocable License Agreement – Councilwoman Milhaven made a motion to adopt Resolution No. 12173 to authorize Multi-year Revocable License Agreement No. 2021-078-COS with Scottsdale Aquatic Club, Inc. Councilwoman Whitehead seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.**
Request: Adopt **Resolution No. 12173** to authorize:
1. Multi-year Revocable License Agreement No. 2021-078-COS with Scottsdale Aquatic Club, Inc., to use space and provide services at certain City aquatic facilities for competitive youth swimming.
2. The Assistant City Manager overseeing Community Services to execute any other documents and take such other actions necessary to carry out the intent of the Resolution.
Staff Contact(s): Kira Peters, Community Services Administrator, 480-312-2691, kcpeters@scottsdaleaz.gov
13. **Clavadistas del Sol Revocable License Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 12174** to authorize:
1. Multi-year Revocable License Agreement No. 2021-079-COS with Clavadistas del Sol to use space and provide services at certain City aquatic facilities for competitive youth diving.
2. The Assistant City Manager overseeing Community Services to execute any other documents and take such other actions necessary to carry out the intent of the Resolution.
Staff Contact(s): Kira Peters, Community Services Administrator, 480-312-2691, kcpeters@scottsdaleaz.gov

14. **Scottsdale Synchro Arizona Revocable License Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 12175** to authorize:
1. Multi-year Revocable License Agreement No. 2021-080-COS with Scottsdale Synchro Arizona to use space and provide services at certain City aquatic facilities for competitive youth artistic swimming.
 2. The Assistant City Manager overseeing Community Services to execute any other documents and take such other actions necessary to carry out the intent of the Resolution.
- Staff Contact(s):** Kira Peters, Community Services Administrator, 480-312-2691, kcpeters@scottsdaleaz.gov
15. **Naming of Program Office at Eldorado Community Center – Approved on Consent.**
Request: Adopt **Resolution No. 12178** to authorize:
1. The Boys & Girls Clubs of Greater Scottsdale, Youth, LLC, to name the program office in the Executive Council Charities Teen Center at the Barker Branch of the Boys & Girls Club within the Eldorado Community Center the “*Boys & Girls Clubs of America and The Hartford College and Career Center.*”
 2. The recognition of such naming with two interior signs as approved by the Community Services Administrator or designee.
- Staff Contact(s):** Kira Peters, Community Services Administrator, 480-312-2691, kcpeters@scottsdaleaz.gov
16. **Housing Choice Voucher Payment Standards – Approved on Consent.**
Request: Adopt **Resolution No. 12189** approving updated Housing Choice Voucher Payment Standards effective July 1, 2021 and authorizing the City Manager or designee to execute any other documents and take such other actions as necessary to carry out the intent of the Resolution.
- Staff Contact(s):** Greg Bestgen, Human Services Department Director, 480-312-0104, gbestgen@scottsdaleaz.gov
17. **Fiscal Year (FY) 2021/22 Human Services Program Funding – Approved on Consent.**
Request: Adopt **Resolution No. 12190** approving the recommendations of the Human Services Commission and authorizing:
1. The allocation of FY 2021/22 Scottsdale Cares Program funding in the amount of \$160,000 to agencies supporting a variety of human services programs.
 2. The distribution of Scottsdale Endowment Program funding in the amount of \$8,700 to the McDowell Sonoran Conservancy for their Expedition Days: Taking STEM Learning Out to the Natural Environment Program.
 3. The contingency transfer of Salt River Pima-Maricopa Indian Community (SRPMIC) funds in the amount of \$100,000 to agencies supporting a variety of human services programs.
 4. The Assistant City Manager or designee to execute contracts with non-profit agencies for programs and services that do not exceed the formal bid limit of \$25,000.
 5. The Assistant City Manager or designee to execute any other documents and take such other actions as necessary to carry out the intent of the Resolution.
 6. A budget transfer in the amount of \$100,000 from the Adopted FY 2021/22 Future Grants Budget and/or Grant Contingency Budget to the SRPMIC Grant center(s) to record the grant activity.
- Staff Contact(s):** Greg Bestgen, Human Services Department Director, 480-312-0104, gbestgen@scottsdaleaz.gov
18. **First Things First Grant Acceptance for the Scottsdale Family Resource Center – Approved on Consent.**
Request: Adopt **Resolution No. 12133** to authorize:

1. Agreement No. 2018-058-COS-A3, the third amendment to the grant agreement with the Arizona Early Childhood Development and Health Board (First Things First), to accept a grant in the amount of up to \$200,000 for the Scottsdale Family Resource Center.
2. A budget transfer in the amount of \$200,000 from the adopted Fiscal Year 2021/22 Future Grants Budget and/or Grant Contingency Budget to a newly created cost center to record the related grant activity.
3. The Human Services Director to execute all documents necessary for the acceptance and administration of the grant.

Staff Contact(s): Greg Bestgen, Human Services Department Director, 480-312-0104, gbestgen@scottsdaleaz.gov

19. **Stadium Security Services Intergovernmental Agreement – Approved on Consent.**

Request: Adopt **Resolution No. 12193** authorizing Agreement No. 2018-084-COS-A1, the first amendment to the agreement with the City of Glendale for the provision of security and traffic control services by Scottsdale police officers at State Farm Stadium.

Staff Contact(s): Jeff Walther, Chief of Police, 480-312-1900, jwalther@scottsdaleaz.gov

20. **Regional Economic Development Marketing Services Agreement – Approved on Consent.**

Request: Adopt **Resolution No. 12160** authorizing Agreement No. 2021-057-COS with the Greater Phoenix Economic Council in the amount of \$122,867 for regional economic development marketing services.

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

21. **Scottsdale Arts Financial Participation Agreement – Approved on Consent.**

Request: Adopt **Resolution No. 12127** authorizing Agreement No. 2021-044-COS with Scottsdale Cultural Council, doing business as Scottsdale Arts, for Fiscal Year 2021/22 in the amount of \$5,907,130 to be allocated for activities consistent with Management Services Agreement No. 2020-046-COS.

Staff Contact(s): Karen Churchard, Tourism and Events Director, 480-312-2890, kchurchard@scottsdaleaz.gov

22. **Fourth of July Celebration – Approved on Consent.**

Request: Adopt **Resolution No. 12195** to authorize:

1. Funding, not to exceed \$30,000, from the portion of the Fiscal Year 2021/22 Tourism Development Fund that is allocated toward event retention and development for the Scottsdale Fourth of July Celebration
2. New Event Funding Agreement No. 2021-085-COS with M Culinary, LLC.

Staff Contact(s): Karen Churchard, Tourism and Events Director, 480-312-2890, kchurchard@scottsdaleaz.gov

23. **Tourism Strategic Plan Development – Approved on Consent.**

Request: Adopt **Resolution No. 12209** authorizing a Fiscal Year 2021/22 Tourism Development Fund operating contingency transfer in an amount not to exceed \$150,000 to the Tourism and Events Department Operating Budget to provide funds for the development of a Tourism Strategic Plan.

Staff Contact(s): Karen Churchard, Tourism and Events Director, 480-312-2890, kchurchard@scottsdaleaz.gov

24. **Tourism Event Funding Programs – Approved on Consent.**

Request: Adopt the following resolutions authorizing use of the Tourism Development Fund for Fiscal Year 2021/22 events that meet the criteria of the following Tourism Event Funding programs:

1. **Resolution No. 12152** authorizing the Event Venue Fee Funding Program and the Mayor to execute individual agreements with each event producer.

2. **Resolution No. 12153** authorizing the Community Event Funding Program and the Mayor to execute individual agreements with each event producer.
3. **Resolution No. 12154** authorizing the Matching Event Advertising Funding Program and the Mayor to execute individual agreements with each event producer.
4. **Resolution No. 12156** authorizing the New Event Development Funding Program, subject to Council approval of such agreements, and authorizing staff to use the New Event Development Guidelines to evaluate whether an event qualifies for funding.

Staff Contact(s): Karen Churchard, Tourism and Events Director, 480-312-2890, kchurchard@scottsdaleaz.gov

25. **Purchase of Property-Casualty Insurance for the Period of July 1, 2021, to July 1, 2022 – Approved on Consent.**

Request: Adopt **Resolution No. 12194** to authorize:

1. The purchase of property-casualty insurance, including general liability, law enforcement liability, vehicle liability, public officials' errors and omissions, property, workers' compensation, cyber liability, aviation drone, and airport liability insurance for Fiscal Year (FY) 2021/22.
2. The Risk Management Director, or designee, to execute such documents and take all other actions and sign all other documents necessary and proper to purchase the policies authorized by the Resolution for FY 2021/22.

Staff Contact(s): George Woods, Risk Management Director, 480-312-7040, gwoods@scottsdaleaz.gov

26. **Designate the City of Scottsdale's Chief Fiscal Officer – Approved on Consent.**

Request: Adopt **Resolution No. 12149** designating Sonia Andrews, the City Treasurer/Chief Financial Officer, as the City of Scottsdale's Chief Fiscal Officer for officially submitting the Fiscal Year 2020/21 Expenditure Limitation Report to the Arizona Auditor General and superseding the prior designation adopted by the City Council.

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

27. **Fiscal Year (FY) 2020/21 Year-End Budget Adjustments – Approved on Consent.**

Request: Adopt **Resolution No. 12180** authorizing FY 2020/21 budget adjustments related to the Capital Improvement Plan Budget and Operating Budget.

Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov and Sylvia Dlott, CIP Budget Manager, 480-312-2419, sdlott@scottsdaleaz.gov

28. **Fiscal Year (FY) 2020/21 Year-End Capital Improvement Plan, Bond 2019 Program Budget Adjustments – Approved on Consent.**

Request: Adopt **Resolution No. 12196** authorizing FY 2020/21 budget adjustments related to the Capital Improvement Plan, Bond 2019 Program, and Operating Budget.

Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov and Sylvia Dlott, CIP Budget Manager, 480-312-2419, sdlott@scottsdaleaz.gov

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

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

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

30. **Associate City Judge Reappointment – Approved on Consent.**

Request: Consider the recommendation of the Judicial Appointments Advisory Board and reappoint James Blake, Associate City Judge, to a term of four years, as set forth in the City Code, to begin on September 8, 2021.

Staff Contact(s): Donna Brown, Human Resources Director, 480-312-2615, dbrown@scottsdaleaz.gov

31. **November 2, 2021 Special Election by Mail – Approved on Consent.**

Request: Adopt **Resolution No. 12213** calling a City of Scottsdale Special Election by Mail for Tuesday, November 2, 2021, to refer to the qualified electors of the City a proposition to ratify or not ratify the Scottsdale General Plan 2035.

Staff Contact: Ben Lane, City Clerk, 480-312-2411, blane@scottsdaleaz.gov

32. [**Ryan Carney Settlement Agreement and General Release of All Claims – Approved on Consent.**](#)

Request: Adopt **Resolution No. 12216** authorizing Agreement No. 2021-093-COS with Ryan Carney in the amount of \$37,000 to settle Ryan Carney's lawsuit against the City and its employees.

Staff Contact(s): Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov and George Woods, Risk Management Director, 480-312-7040, gwoods@scottsdaleaz.gov

REGULAR AGENDA ITEMS 33-38

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

33. [**Experience Scottsdale Destination Marketing Plan**](#)

Request: Adopt **Resolution No. 12122** authorizing the Fiscal Year 2021/22 Strategic Business Plan, Marketing Guide, Performance Standards, and Contract Budget under Destination Marketing Services Contract No. 2017-079-COS with the Scottsdale Convention and Visitors Bureau, Inc., doing business as Experience Scottsdale.

Staff Contact(s): Karen Churchard, Tourism and Events Director, 480-312-2890, kchurchard@scottsdaleaz.gov

– Tourism and Events Director Karen Churchard gave the PowerPoint presentation.
– Councilwoman Milhaven made a motion to adopt Resolution No. 12122 authorizing the Fiscal Year 2021/22 Strategic Business Plan, Marketing Guide, Performance Standards, and Contact Budget under Destination Marketing Services Contract No. 2017-079-COS with the Scottsdale Convention and Visitors Bureau, Inc., doing business as Experience Scottsdale. Councilmember Durham seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.

34. [**Winfield's Conditional Use Permit and Liquor License \(12-UP-2020 and 3-LL-2020\)**](#)

Requests:

1. Find that the conditional use permit criteria have been met and adopt **Resolution No. 12185** for a ±2,790 square foot bar with Central Business District, Parking District, Downtown Overlay and Parking District, Downtown Overlay (C-2/P-3 DO and P-2 DO) zoning.
2. Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 6 (bar) State liquor license for a new location and owner.

Location: 4440 N. Saddlebag Trail

Presenter(s): Greg Bloemberg, Project Coordination Liaison

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

– Project Coordination Liaison Greg Bloemberg and Applicant Representative Ashley Marsh gave the PowerPoint presentations.
– Councilwoman Milhaven made a motion finding that the conditional use permit criteria have been met, adopting Resolution No. 12185, and amending Stipulation number 4 to include changing the hours of operation to be from 10:00 a.m. on Sundays to 2:00 a.m. on Monday mornings. Councilwoman Caputi seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.

35. [Public Hearing on the Community Development Block Grant \(CDBG\) Program Fiscal Year \(FY\) 2019/20 Annual Action Plan Amendment and Allocation of CDBG-CV3 Funds](#)

Requests:

1. Solicit public testimony regarding the FY 2019/20 Annual Action Plan Amendment for the use of CDBG-CV3 funds; and
2. Adopt **Resolution No. 12130** authorizing and approving:
 - a. The Substantial Amendment to the FY 2019/20 Annual Action Plan.
 - b. The City Manager or designee to submit the Substantial Amendment to the U.S. Department of Housing and Urban Development (HUD), execute appropriate certifications, and execute a contract with HUD for CDBG-CV3 funding.
 - c. Use, award, and allocation of federal CDBG-CV3 funds for eligible programs and services.
 - d. The Mayor to execute amendments to associated CDBG contracts.
 - e. Authorize the Community Assistance Manager to adjust recommended funding awards as necessary based upon final funding allocations; and to execute any other documents and take such other actions as necessary to carry out the intent of this Resolution.
 - f. A budget transfer of \$1,816,626 from the Adopted FY 2021/22 Future Grants Budget and/or Grant Contingency Budget to the CARES ACT CDBG-CV1 centers to record the grant activity.

Presenter(s): Irma Hollamby, Community Assistance Manager

Staff Contact(s): Greg Bestgen, Human Services Department Director, 480-312-0104, gbestgen@scottsdaleaz.gov

– **Community Assistance Manager Irma Hollamby gave the PowerPoint presentation.**

– **Mayor Ortega opened the public hearing.**

– **There were no public comments.**

– **Mayor Ortega closed the public hearing.**

– **Mayor Ortega made a motion to adopt Resolution No. 12130 authorizing and approving:**

- a. **The Substantial Amendment to the FY 2019/20 Annual Action Plan.**
- b. **The City Manager or designee to submit the Substantial Amendment to the U.S. Department of Housing and Urban Development (HUD), execute appropriate certifications, and execute a contract with HUD for CDBG-CV3 funding.**
- c. **Use, award, and allocation of federal CDBG-CV3 funds for eligible programs and services.**
- d. **The Mayor to execute amendments to associated CDBG contracts.**
- e. **Authorize the Community Assistance Manager to adjust recommended funding awards as necessary based upon final funding allocations; and to execute any other documents and take such other actions as necessary to carry out the intent of this Resolution.**
- f. **A budget transfer of \$1,816,626 from the Adopted FY 2021/22 Future Grants Budget and/or Grant Contingency Budget to the CARES ACT CDBG-CV1 centers to record the grant activity.**

Councilwoman Littlefield seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.

36. [Fiscal Year \(FY\) 2021/22 Property Tax Levies](#)

Request: Adopt **Ordinance No. 4504** assessing the FY 2021/22 primary and secondary property tax levies and fixing the primary and secondary property tax rates.

Presenter(s): Gina Kirklin, Enterprise and Finance Director

Staff Contact(s): Gina Kirklin, Enterprise and Finance Director, 480-312-5006, gkirklin@scottsdaleaz.gov

– **Enterprise and Finance Director Gina Kirklin gave the PowerPoint presentation.**

– Councilwoman Whitehead made a motion to adopt Ordinance No. 4504 assessing the Fiscal Year 2021/22 primary and secondary property tax levies and fixing the primary and secondary property tax rates. Vice Mayor Janik seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.

37. [Fiscal Year \(FY\) 2021/22 Streetlight Improvement District Property Tax Levy](#)

Request: Adopt **Ordinance No. 4505** assessing the FY 2021/22 Municipal Streetlight Improvement District property tax levy by district in accordance with Arizona Revised Statutes and the City Charter.

Presenter(s): Gina Kirklin, Enterprise and Finance Director

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

– Enterprise and Finance Director Gina Kirklin gave the PowerPoint presentation.

– Councilwoman Caputi made a motion to adopt Ordinance No. 4505 assessing the FY 2021/22 Municipal Streetlight Improvement District property tax levy by district in accordance with Arizona Revised Statutes and the City Charter. Vice Mayor Janik seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.

38. [Monthly Financial Update](#)

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

Presenter(s): Judy Doyle, Budget Director

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

– Budget Director Judy Doyle gave the PowerPoint presentation.

Public Comment – Veronica Corcoran presented a citizen petition requesting that City Council meetings be open to the public.

Public Comment time is reserved for Scottsdale citizens to comment on non-agendized items that are within the Council’s jurisdiction. No official Council action can be taken on these items. 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 [form](#) 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 39

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 [form](#) must be submitted, together with the petition(s), **before** the second Public Comment period begins.

39. **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): Ben Lane, City Clerk, 480-312-2411, blane@scottsdaleaz.gov

– Councilwoman Littlefield made a motion to direct the City Manager to investigate the citizen petition submitted by Veronica Corcoran asking that City Council meetings be open to the public and prepare a written response to the Council, with a copy to the petitioner. Councilwoman Whitehead seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.

Mayor and Council Items – None

Adjourn the City Council Regular Meeting and Convene the City Council Work Study Session – 7:22 P.M.

– Councilwoman Whitehead made a motion to adjourn the City Council Regular Meeting and Convene the City Council Work Study Session. Councilwoman Littlefield seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.

CITY COUNCIL WORK STUDY SESSION

– City Council Work Study Session called to order at 7:37 P.M.

Roll Call – All present

Work Study Sessions: Work study sessions provide a less formal setting for the Mayor and Council to discuss specific topics, at length, with each other and City staff. Work study sessions provide an opportunity for staff to receive direction from the Council and for the public to observe these discussions.

Public Comment: To provide an opportunity for public input yet continue to maximize the amount of time available for the Council to have focused discussions, spoken comment (maximum of five speakers) is being accepted on the item(s) on tonight's work study session agenda. To sign up to speak in person or telephonically, please click [here](#). **Request to speak forms must be submitted no later than 90 minutes before the start of the meeting.**

– Bastien Andruet cautioned that reducing height and density requirements will exacerbate housing shortages and may conflict with State and Federal legislation. French Thompson expressed concern about height and density in the Downtown and suggested the questions on height and density be decided by the voters. Bob Pejman said there are zoning requirements associated with every parcel of land and changes to zoning requires Council approval.

If you have thoughts or suggestions on the work study session item(s) you would like the Council to consider, you are encouraged to submit your written comment(s) electronically by clicking [here](#). Written comments that are submitted electronically at least 90 minutes before the meeting will be emailed to the Council and posted online prior to the meeting.

1. [Old Town Character Area Plan](#)

Request: Presentation, discussion, and possible direction to staff regarding the Old Town Scottsdale Character Area Plan.

Presenter(s): Adam Yaron, Principal Planner and Brad Carr, Planning and Development Area Manager

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

– Principal Planner Adam Yaron and Planning and Development Area Manager Brad Carr gave the PowerPoint presentations.

– There was Council consensus to direct staff to agendize a discussion and possible initiation of amendments to the Old Town Character Area Plan on August 24, 2021.

– The Council made the following suggestions:

- **Additional modeling for this area is needed.**
- **Focus on the areas of transportation, infrastructure, sustainability, and tourism.**
- **Focus on the area of economic development.**
- **Restrict, reduce, or remove bonus provisions.**
- **Ensure bonus provisions provide greater and better-defined public benefits.**
- **Promote quality redevelopment thoughtfully.**
- **Reduce confusion caused by interchanging terms “Downtown Area” and “Old Town Area”; possibly rebrand this term for better clarification.**
- **Loss of easements in this area needs to be addressed.**
- **Need to maintain flexibility in the Old Town Character Area Plan.**
- **The Old Town Character Area Plan should be more cohesive.**
- **Improve compliance with the Urban Design and Architectural Guidelines.**

Adjournment – 9:28 P.M.

– Mayor Ortega made a motion to adjourn the Work Study. Councilwoman Whitehead seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Janik; and Councilmembers Caputi, Durham, Littlefield, Milhaven, and Whitehead voting in the affirmative.