

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, December 7, 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 (December 8, 2021).

In-person or telephonic comment is being accepted on Items 1 through 29. 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, December 7, 2021

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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 – Vice Mayor Caputi

Mayor's Report – Mayor Ortega announced that Chaparral High School and Saguaro High School will be heading to the State football championships held at Arizona State Sun Devil Stadium on Saturday, December 11, 2021. Chaparral High School, led by quarterback Brayten Silbor, will begin their game at noon. Saguaro High School, led by quarterback Devon Dampier, will begin their game at 5:00 p.m.

Public Comment – None

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 [Special Meeting Minutes of November 9, 2021](#); [Regular Meeting Minutes of November 9, 2021](#) and [Work Study Session Minutes of November 9, 2021](#).

– Councilwoman Janik made a motion to approve the Special Meeting Minutes of November 9, 2021; Regular Meeting Minutes of November 9, 2021; and Work Study Session Minutes of November 9, 2021. Councilwoman Littlefield seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Caputi; and Councilmembers Durham, Janik, Littlefield, Milhaven, and Whitehead voting in the affirmative.

CONSENT AGENDA ITEMS 1-28

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

1. [Churchill's Fine Cigars & Bar Liquor License \(75-LL-2021\)](#) – **Approved on Consent.**

Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 6 (bar) State liquor license for a new location and existing owner.

Location: 18529 N. Scottsdale Road, Suite 127A

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

2. **[Yasuo Sushi & Tapas Liquor License \(76-LL-2021\)](#) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for a new location and owner.
Location: 8300 N. Hayden Road, Suite E108
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
3. **[Element Skysong Scottsdale Liquor License \(81-LL-2021\)](#) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 11 (hotel) State liquor license for an existing location with a new owner.
Location: 1345 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
4. **[Pizza Hut Liquor License \(83-LL-2021\)](#) – 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 a new location and owner.
Location: 4436 N. Miller Road, Suite 105
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
5. **[Pitadale Mediterranean Kitchen Liquor License \(84-LL-2021\)](#) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for a new location and owner.
Location: 17025 N. Scottsdale Road, Suite 160
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
6. **[Thompson 105 Liquor License \(85-LL-2021\)](#) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 10401 E. McDowell Mountain Ranch Road, Suite 160
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
7. **[Buddhas Ritual Liquor License \(86-LL-2021\)](#) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 16580 N. 92nd Street, Unit 100
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
8. **[Lacquer Nails and Spa Liquor License \(87-LL-2021\)](#) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 7 (beer and wine bar) State liquor license for a new location and owner.
Location: 8664 E. Shea Boulevard, Suite 152
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
9. **[Spiga Cucina Italiana Liquor License \(88-LL-2021\)](#) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 7500 E. Pinnacle Peak Road, Suite J125
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

10. **Hyderabad House Arizona Liquor License (89-LL-2021) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for a new location and owner.
Location: 16495 N. Scottsdale Road, Suite 105
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
11. **The Brush Bar Liquor License (90-LL-2021) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 7 (beer and wine bar) State liquor license for a new location and existing owner.
Location: 7010 E. Main Street
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
12. **Nori Sushi Liquor License (92-LL-2021) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 10115 E. Bell Road, Suite 109
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
13. **Arco Food Market Liquor License (93-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: 10809 N. Frank Lloyd Wright Boulevard
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
14. **Tequila Corrido Liquor License (94-LL-2021) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 4 (wholesaler) State liquor license for a new location and owner.
Location: 15035 N. 73rd Street, Suite A
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
15. **Hash Kitchen Liquor License (95-LL-2021) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 8777 N. Scottsdale Road, Suite 308
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
16. **Hash Kitchen Liquor License (96-LL-2021) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 14838 N. Frank Lloyd Wright Boulevard
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
17. **Crown Castle BU 826045 – Monarch Property Type 4 Wireless Communication Facility Conditional Use Permit (24-UP-2005#5) – Approved on Consent.**
Request: Find that the conditional use permit criteria have been met and adopt
Resolution No. 12320 approving a Conditional Use Permit for an existing Type 4, Alternative Concealment Wireless Communication Facility designed as a 55-foot-tall artificial palm tree with Multiple Family Residential District (R-5) zoning.
Location: 7220 E. McKellips Road (a.k.a. 409 N. Scottsdale Road)
Staff Contact(s): Randy Grant, Planning, Economic Development, and Tourism Executive Director, 480-312-2664, rgrant@scottsdaleaz.gov

18. [**T-Mobile PH60902D – Towercom Hambro Tree Conditional Use Permit \(12-UP-2021\) – Approved on Consent.**](#)
Request: Find that the conditional use permit criteria have been met and adopt **Resolution No. 12319** approving a Conditional Use Permit for an existing Type 4, Alternative Concealment Wireless Communication Facility designed as a 65-foot-tall artificial eucalyptus tree with associated ground mounted equipment, with Planned Community District Industrial Park (I-1 PCD) zoning.
Location: 16423 N. 91st Street
Staff Contact(s): Randy Grant, Planning, Economic Development, and Tourism Executive Director, 480-312-2664, rgrant@scottsdaleaz.gov
19. [**Joint Use School Site Intergovernmental Agreement – Approved on Consent.**](#)
Request: Adopt **Resolution No. 12335** to authorize:
 1. Intergovernmental Agreement No. 1995-009-COS-A1, the first amendment to the agreement with the Scottsdale Unified School District No. 48 regarding joint use school site for the district to fund and construct a shaded seating area on city property adjacent to Desert Canyon Elementary School.
 2. The execution and recording of a Temporary Construction Easement to accomplish the improvements.
 3. The Assistant City Manager overseeing Community Services, or designee, to take such other actions necessary to carry out the intent of this Resolution.**Location:** Adjacent to 10203 E. McDowell Mountain Ranch Road
Staff Contact(s): William B. Murphy, Assistant City Manager, 480-312-7954, bmurphy@scottsdaleaz.gov
20. [**Tournament Players Club \(TPC\)/PGA Tour Lease and Management Agreement Amendment – Approved on Consent.**](#)
Request: Adopt **Resolution No. 12340** authorizing Agreement No. 1985-060-COS-A8, the eighth amendment to the lease and management agreement with the Tournament Players Club of Scottsdale, Inc., (TPC) and PGA Tour, Inc., to authorize a right-of-entry onto the Expo Pad Parcel; to lease additional property to the TPC; and to update provisions relating to the location and operation of sportsbook wagering and related improvements at the TPC golf facility.
Location: 17020 N. Hayden Road
Staff Contact(s): William B. Murphy, Assistant City Manager, 480-312-7954, bmurphy@scottsdaleaz.gov
21. [**Community Development Block Grant \(CDBG\) CV3 Budget Transfer – Approved on Consent.**](#)
Request: Adopt **Resolution No. 12332** authorizing a Fiscal Year 2021/22 budget transfer in the amount of \$1,231,675 from the Community Services Division, CDBG Fund Operating Budget to three newly created Capital Improvement Projects to be titled “*Paiute Park Ramada*”, “*Paiute Park Parcourse*”, and “*Paiute Park Bathrooms*” to be funded by the CDBG-CV3 grant funding source.
Staff Contact(s): William B. Murphy, Assistant City Manager, 480-312-7954, bmurphy@scottsdaleaz.gov
22. [**Request for Exemption from Posting Security for Outstanding Workers’ Compensation Claims – Approved on Consent.**](#)
Request: Adopt **Resolution No. 12336** authorizing the execution of a letter to the Industrial Commission of Arizona requesting an exemption to the requirement to post security for outstanding workers’ compensation claims.
Staff Contact(s): George Woods, Risk Management Director, 480-312-7040, gwoods@scottsdaleaz.gov

23. **Certificate of Necessity Application for Ambulance Services – Approved on Consent.**
Request: Adopt **Resolution No. 12333** to authorize:
1. The City Manager to submit an application for a Certificate of Necessity to the Arizona Department of Health Services to operate ground ambulance transport services in the City of Scottsdale and to approve, sign, and file the application necessary to carry out the purpose of this Resolution.
 2. The City Manager, City Treasurer, City Attorney, or their respective designees, to execute any such documents and take any such other actions reasonably necessary to carry out the purpose of this Resolution.
- Staff Contact(s):** Tom Shannon, Fire Chief, 480-312-1821, tshannon@scottsdaleaz.gov
24. **Mobile Food Vendors Code Amendment – Approved on Consent.**
Request: Adopt **Ordinance No. 4525** amending Scottsdale Revised Code, Chapter 16, Licenses, Taxation, and Miscellaneous Business Regulations, adding Article XXII and Sections 16-650 to 16-656, to add minimum standards for safety and security for the operation of mobile food vendors.
Staff Contact(s): Whitney Pitt, Business Services Director, 480-312-5925, wpitt@scottsdaleaz.gov
25. **Legal Fees for Federal Aviation Administration (FAA) Flight Path Petition – Approved on Consent.**
Request: Adopt **Resolution No. 12328** authorizing Contract No. 2020-144-COS-A1, the first amendment to the agreement with Leech Tishman Fuscaldo & Lampl, Inc., authorizing additional legal fees in the amount of \$90,000 for the handling of the City's Petition for Review regarding FAA Flight Path disputes filed in the D.C. Circuit Court of Appeals.
Staff Contact(s): Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov
26. **Boreyko Settlement Agreement and General Release of All Claims – Approved on Consent.**
Request: Adopt **Resolution No. 12334** authorizing Agreement No. 2021-184-COS with Plaintiff Cowen Boreyko, a minor child by and through his father, Benson Boreyko, in the amount of \$50,000 to settle Plaintiff's lawsuit against the City and its employees, *Benson Boreyko v. City of Scottsdale, et al.*, Case No. CV2021-005887, currently pending in Maricopa County Superior Court.
Staff Contact(s): Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov
27. **Independent Ethics Reviewers Professional Services Contracts – Approved on Consent.**
Request: Adopt **Resolution No. 12289** authorizing Professional Services Contract No. 2021-157-COS to allow retired judge Lawrence H. Fleischman to serve as an independent ethics reviewer as required by Scottsdale Revised Code Section 2-57.
Staff Contact(s): Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov
28. **National Opioid Settlement Agreements – Approved on Consent.**
Request: Adopt **Resolution No. 12341** to authorize:
1. The City of Scottsdale to participate in pending settlement agreements with one manufacturer defendant and three distributor defendants as received from the National Opioid Litigation Settlement Administrators in the national opioid litigation.
 2. The execution and submittal of Janssen Settlement Participation Form (Contract No. 2021-186-COS) and Distributors Settlement Participation Form (Contract No. 2021-187-COS) to the National Opioid Litigation Settlement Administrators for the City of Scottsdale to receive funds from these settlements directly and to maximize the total funds received in the State of Arizona for abatement and remediation of the impacts from the opioid epidemic.
- Staff Contact(s):** Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov

REGULAR AGENDA ITEM 29

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

29. Conservation Program Investment

Request: Adopt **Resolution No. 12306** authorizing Agreement No. 2021-172-COS with the National Forest Foundation in the amount of \$210,000 for conservation program investment to the Northern Arizona Forest Fund toward improving the forest watersheds that are critical to the City's water supply.

Presenter(s): Kevin Rose, Water Resources Administrator and Rebecca Davidson, National Forest Foundation

Staff Contact(s): Brian Biesemeyer, Water Resources Executive Director, 480-312-5683, bbiesemeyer@scottsdaleaz.gov

– Water Resources Administrator Kevin Rose, National Forest Foundation Southwest Regional Director Rebecca Davidson, and National Forest Foundation Arizona Program Manager Sasha Stortz gave the PowerPoint presentation.

– Councilwoman Whitehead made a motion to adopt Resolution No. 12306 authorizing Agreement No. 2021-172-COS with the National Forest Foundation in the amount of \$210,000. Vice Mayor Caputi seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Caputi; and Councilmembers Durham, Janik, Littlefield, Milhaven, and Whitehead voting in the affirmative.

Public Comment – None

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 30

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.

30. **Receipt of Citizen Petitions – None**

Request: Accept and acknowledge receipt of citizen petitions. Any member of the Council may make a motion, to be voted on by the Council, to: (1) Direct the City Manager to 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

Mayor and Council Items – Mayor Ortega made a motion to direct staff to agendize the initiation of a historic preservation amendment on Scottsdale City Hall for a date to be determined within the next 60 days. Councilwoman Janik seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Caputi; and Councilmembers Durham, Janik, Littlefield, Milhaven, and Whitehead voting in the affirmative.

Adjourn the regular portion of the Meeting and Convene the City Council Work Study Session

– The City Council recessed at 5:34 P.M.

CITY COUNCIL WORK STUDY SESSION

– The City Council reconvened at 5:46 P.M.

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, please click [here](#). **Request to speak forms must be submitted no later than 90 minutes before the start of the meeting. – Don Henninger, with the Scottsdale Coalition of Today and Tomorrow (SCOTT), cautioned against putting blanket restrictions on growth and development in the Old Town area. Marilyn Atkinson asked for clarification and guidance on any proposed bonus point system. French Thompson spoke against adding bonus points for height or density. Daniel Ishac expressed concern about the short term-focus for additional restrictions on development, the lack of affordable housing, and the need for future revenue sources. Jon Rosenberg said that the current system of development review and approval works and that the current Old Town Character Area Plan should remain in place.**

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 and Zoning Ordinance Update](#)**
(5-GP-2021, 1-TA-2021, 1-II-2010#3)

Request: Presentation and discussion regarding public outreach efforts associated with the Old Town Scottsdale Character Area Plan and downtown zoning ordinance update process.

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 gave a PowerPoint presentation.

– Following a call to order by the Presiding Officer for comments that he believed were off topic, Councilmember Milhaven raised a point of order to allow Vice Mayor Caputi to complete her remarks. After clarification from the City Attorney, the Council voted on whether to uphold the Presiding Officer's ruling. The motion failed 3/4, with Mayor Ortega and Councilmembers Janik and Littlefield voting in the affirmative and Vice Mayor Caputi and Councilmembers

Durham, Milhaven, and Whitehead dissenting. Based on the vote, Vice Mayor Caputi completed her remarks.

– The City Council requested staff seek public feedback on the following observations and suggestions:

- Redefining height density by moving the Type 1 category to 40 feet, the Type 2 category to 52 feet, and the Type 3 category to 66 feet, with additional bonus of 6 feet, for total of 72 feet.
- Further clarifying the definition of mixed-use to include preservation of walkability and commercial use and suggesting that commercial development be 20 percent of any mixed-use project.
- Providing guidance on successful commercial endeavors.
- Re-evaluating bonus heights keeping to the character of Scottsdale, which includes views, open space, weather, and tourism.
- Clarifying the definition of bonus system, including:
 - Detailing possible tradeoffs, noting what the city would receive in return for approving the bonus height.
 - Including a 10 percent open space commitment.
 - Including a 1 percent public art contribution.
 - Restricting bonus items to those that have greater significance, such as open space and pedestrian walkways.
 - Creating a list of benefits to determine what types of improvements would be beneficial for the city to receive amenities and fulfill community requirements and needs.
 - Explaining how to qualify for bonuses and where they may be used.
 - Increasing bonus fees for heights and density.
 - Providing information from other municipalities on how they handle bonuses and charge bonus fees.
- Prioritizing repairs, upkeep and investment in City property including:
 - Ensuring open roads and adequate parking.
 - Cleaning, repairing, and conducting regular maintenance for alleys, cracked sidewalks, and signage.
 - Developing and implementing plans for tree canopies and the Emerald Necklace pedestrian connectivity path.
 - Planting trees and flowers and establishing regular watering schedules.
 - Installing additional lighting, seasonal decorations, and performing regular maintenance on lighting systems.
- Reinstating grants for business owners to use towards façade improvements.
- Establishing an Old Town stakeholder group to meet regularly.
- Using bonus funds to establish a park at the Rose Garden.
- Activating alleys for use as dining areas or other activities such as music and/or entertainment events.
- Continuing public outreach and increasing engagement with the community.
- Determining growth areas and ways to have tourists year-round.
- Finding areas of agreement and common ground. Focusing on the City's strengths.
- Continuing open discussion on all ideas presented, maintaining flexibility, and pursuing thoughtful growth.

Tuesday, December 7, 2021

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Adjournment – 7:24 P.M.

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