

**SCOTTSDALE CITY COUNCIL
REGULAR MEETING AND WORK STUDY SESSION MINUTES
MONDAY, JULY 1, 2024**



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

CALL TO ORDER

Mayor David D. Ortega called to order a Regular Meeting and Work Study Session of the Scottsdale City Council at 5:05 P.M. on Monday, July 1, 2024 in the City Hall Kiva Forum.

ROLL CALL

Present: Mayor David D. Ortega; Vice Mayor Barry Graham; and Councilmembers Tammy Caputi, Tom Durham, Betty Janik, Kathy Littlefield, and Solange Whitehead

Also Present: City Manager Jim Thompson, City Attorney Sherry Scott, City Treasurer Sonia Andrews, Acting City Auditor Lai Cluff, and City Clerk Ben Lane

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Councilmember Durham.

MAYOR'S REPORT

Mayor Ortega called attention to the ongoing wars in foreign countries as they fight to protect their democracy and freedom and asked for a moment of silent reflection for these war-torn countries.

Mayor Ortega commended all first responders for their efforts with area wildfires and announced that today was the 19th anniversary of Scottsdale's Fire Department.

Mayor Ortega discussed the upcoming 4th of July holiday and safety precautions associated with the use of fireworks.

CITY MANAGER'S REPORT

- **Fast Five Video Update**

Note: The Council may make comments or ask questions to the presenter(s); however, no Council action will be taken.

City Manager Jim Thompson introduced a "Fast Five" video produced by the City's Communications Office which provided updates on several City events and offerings.

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.

PUBLIC COMMENT

No public comments were received.

MINUTES

Request: Approve the Regular Meeting Minutes from May 21, 2024.

MOTION AND VOTE - MINUTES

Councilwoman Janik made a motion to approve the Regular Meeting Minutes of May 21, 2024. Councilwoman Littlefield seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Graham; and Councilmembers Caputi, Durham, Janik, Littlefield, and Whitehead voting in the affirmative.

CONSENT AGENDA

1. **Dodo Birds Kitchen & Cocktails Liquor License (33-LL-2024)**
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: 7901 E. Thomas Road, Suite 108
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
2. **Luci's at the Grove Liquor License (35-LL-2024)**
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: 7400 N. Via Paseo Del Sur, Suite 102
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
3. **Indibar Liquor License (36-LL-2024)**
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: 6208 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
4. **Morning Squeeze Liquor License (37-LL-2024)**
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: 4233 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
5. **Crown Castle 831802 – Drinkwater Pass Conditional Use Permit (1-UP-2024)**
Request: Find that the conditional use permit criteria have been met and adopt **Resolution No. 13162** approving a conditional use permit for a new Type 4 Alternative Concealment

Wireless Communication Facility, concealed within a 60-foot-tall artificial eucalyptus tree, with associated ground mounted equipment, with Planned Unit Development (PUD) zoning.

Location: 3007 N. 73rd Street

Staff Contact(s): Erin Perreault, Planning and Development Services Director, 480-312-7093, eperreault@scottsdaleaz.gov

6. Game Show Battle Rooms Conditional Use Permit (6-UP-2024)

Request: Find that the conditional use permit criteria have been met and adopt **Resolution No. 13141** approving a conditional use permit for live entertainment at an existing ±3,535 square foot tenant space with Highway Commercial (C-3) zoning.

Location: 15040 N. Northsight Boulevard, Suite 102

Staff Contact(s): Erin Perreault, Planning and Development Services Director, 480-312-7093, eperreault@scottsdaleaz.gov

7. Hagerman Abandonment (11-AB-2017#3)

Request: Adopt **Resolution No. 13161** authorizing the re-approval and abandonment of a 33-foot General Land Office Patent Easement (GLOPE), the underlying 20-foot fee-simple right-of-way, and the 13-foot GLOPE located along the western (N. 71st Street alignment) and northern (E. Lowden Drive alignment) boundaries of Parcel No. 216-67-162 with Single-Family Residential Environmentally Sensitive Lands, Foothills Overlay (R1-70/ESL/FO) zoning.

Location: 7107 E. Lowden Drive

Staff Contact(s): Erin Perreault, Planning and Development Services Director, 480-312-7093, eperreault@scottsdaleaz.gov

8. Wired Telecommunications License Agreement

Request: Adopt **Resolution No. 13169** authorizing Agreement No. 2024-127-COS with Light Source Communications, LLC, to construct, operate, maintain, and repair a wired telecommunications network within the City's rights-of-ways.

Staff Contact(s): Erin Perreault, Planning and Development Services Director, 480-312-7093, eperreault@scottsdaleaz.gov

*****8A. Legal Services Contract**

Request: Adopt **Resolution No. 13184** authorizing Contract No. 2024-131-COS with Sherman & Howard, in an amount not to exceed a total of \$100,000, without prior notification being provided to the Mayor and Council for providing legal representation of the City defendants in the lawsuit captioned *Lane, et al. v. City of Scottsdale, et al.*, Case No. CV2024-015767, currently pending in the Maricopa County Superior Court.

Staff Contact(s): Sherry Scott, City Attorney, 480-312-2405, sscott@scottsdaleaz.gov

MOTION AND VOTE – CONSENT AGENDA

There was no public comment on the Consent Agenda items.

Councilwoman Janik made a motion to approve Consent Agenda Items 1 through 8A. Councilmember Durham seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Graham; and Councilmembers Caputi, Durham, Janik, Littlefield, and Whitehead voting in the affirmative.

REGULAR AGENDA

*****9. The District (aka Maya Day + Night Club) Conditional Use Permit (9-UP-2012#3)**

Request: Withdrawn from consideration at the request of the applicant.

Staff Contact(s): Erin Perreault, Planning and Development Services Director, 480-312-7093, eperreault@scottsdaleaz.gov

Mayor Ortega noted this item was withdrawn from consideration at the request of the applicant.

*****10. Old Town Parking and Parking Garage Update and Possible Creation of a New Capital Improvement Plan (CIP) Project**

Requests:

1. Presentation, discussion, and possible direction to staff regarding parking and parking garages in Old Town.
2. Adopt **Resolution No. 13157** authorizing a Fiscal Year 2024/25 transfer of up to \$2,000,000 from the General Plan Initiatives designation in the General Fund Operating Fund balance to a newly created CIP project entitled "Build a New Parking Structure in the NE Quadrant of Old Town".

Presenter(s): Dan Worth Public Works Director

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

Public Works Director Dan Worth gave a PowerPoint presentation (attached) on the proposed Old Town Parking and Parking Garage Update and Possible Creation of a New Capital Improvement Plan (CIP) Project.

Mayor Ortega opened public comment on this item.

Sonnie Kirtley, on behalf of Marilyn Atkinson and the Historic Old Town Architectural Committee, read a statement supporting a two-level parking structure for the corral parking lot.

French Thompson, Scottsdale resident, noted his support for a two-level parking garage at the corral parking lot.

Bob Pejman, Scottsdale resident, noted his support for a two-level parking garage at the corral parking lot, but expressed concerns related to funding sources.

Mayor Ortega closed public comment on this item.

MOTION AND VOTE – ITEM 10

Councilwoman Whitehead made a motion Adopt Resolution No. 13157 authorizing a Fiscal Year 2024/25 transfer of up to \$2,000,000 from the General Plan Initiatives designation in the General Fund Operating Fund balance to a newly created Capital Improvement Plan project entitled "Build a New Parking Structure in the NE Quadrant of Old Town". Councilwoman Caputi seconded the motion, which carried 7/0 with Mayor Ortega; Vice Mayor Graham; and Councilmembers Caputi, Durham, Janik, Littlefield and Whitehead voting in the affirmative.

PUBLIC COMMENT

No public comments were received.

CITIZEN PETITIONS

11. 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

No citizen petitions were received.

WORK STUDY SESSION

PUBLIC COMMENT

There was no public comment on these items.

1. Food Waste Diversion Initiative at City Venues

Request: Presentation, discussion, and possible direction to staff regarding potentially requiring City-owned public venues to divert their food waste from the landfill, in response to Council direction received on September 19, 2023.

Presenter(s): Dave Bennett, Solid Waste Services Director

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

Solid Waste Services Director Dave Bennett gave a PowerPoint presentation (attached) on a proposed Food Waste Diversion Initiative at City Venues.

Councilmembers made the following observations and suggestions:

- It is important to divert food waste from the landfill and instead repurpose it as compost for local farms.
- There is minimal food waste at city-owned venues.
- In San Francisco, the San Francisco Giants are composting and recycling food waste and it is beneficial they are incorporating these same practices at Scottsdale Stadium.
- Support pilot program in Fiscal Year 2024-25.
- Appreciate that vendors either donate leftover food to employees to take home or trade leftover food with other vendors.
- For future presentations, provide data on possible increased event costs to attendees and/or taxpayers.
- Examine chemical reactions related to putting food waste with the rest of landfill refuse.
- Examine net greenhouse gas reductions.
- When there is organic contamination with standard recycled materials, methane is released in the atmosphere, and it also causes fires. For this reason, it is important to clean up our recyclables and compost organic matter.
- Purpose of the study is to see what is out there and if the results validate doing this in the future; it is important to not presuppose results.
- Biofuels are a significant industry and utilized by the trucking industry.
- Vendors do not want to lose money by throwing away food. That is why buying the right amount of food for events is important.
- Food waste diversion is a beneficial economy for vendors, households, and the city.
- Any cost study should include tipping fees for landfills as these costs are increasing.

- Food waste is a significant emitter of greenhouse gases. This is why food waste in the landfill is not beneficial.
- Whether food waste goes to a farm as compost or to a landfill, there will always be a vehicle taking it there.
- Growing food locally minimizes the carbon footprint.
- The Phoenix metro area has the largest sewer gas to biofuel production in the country, turning waste into a productive use.
- Food waste reduces the amount of water we need to use on a farm.
- The pilot program will show where compost services are most needed.

MOTION AND VOTE – ADJOURNMENT

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

ADJOURNMENT

Mayor Ortega adjourned the Regular Meeting and Work Study Session at 6:38 P.M.

SUBMITTED BY:



Ben Lane, City Clerk

Officially approved by the City Council on September 10, 2024

C E R T I F I C A T E

I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Regular Meeting and Work Study Session of the City Council of Scottsdale, Arizona, held on the 1st day of July 2024.

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

DATED this 10th day of September 2024.



Ben Lane, City Clerk

Build Parking Structures in Old Town Scottsdale

City Council

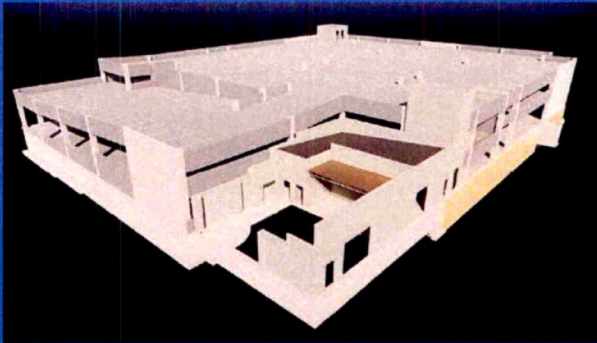
July 1, 2024

Request:

Adopt Resolution No. 13157 authorizing a FY 2024/25 General Fund transfer of \$2,000,000 from the General Plan Initiatives designation in the General Fund operating fund balance to a newly created capital improvement project entitled "Build a New Parking Structure in the NE Quadrant of Old Town."

April Work Study

- 1st & Brown Parking Corral
 - 1 additional deck: **\$10.5M**; adds 97 net spaces @ \$108k per space
 - 2 additional decks: **\$15.2M**; adds 216 net spaces @ \$70k per space



- Stetson 6th Ave
 - Build garage with ground floor and one deck above
 - 1 above ground deck: **\$14.9M**; adds 144 net spaces @ \$103k per space



2024 estimates for total project cost with construction starting in 2025

Slide 3

April Work Study

- Proposed options:

- Option 1:

	Total project cost	Net new spaces
1st & Brown, add 1 floor	\$10,469,415	97
Stetson/6th Ave, ground floor plus 1 floor above	\$14,857,740	144
Artisan	\$2,279,999	57
Available bond funding:	\$20,962,800	298
Additional funds needed:	\$6,644,354	

- Option 2:

	Total project cost	Net new spaces
1st & Brown, add 2 floors	\$15,215,726	216
Stetson/6th Ave, ground floor plus 1 floor above	\$14,857,740	144
Artisan	\$2,279,999	57
Available bond funding:	\$20,962,800	417
Additional funds needed:	\$11,390,665	

- Option 3: ???

Slide 4

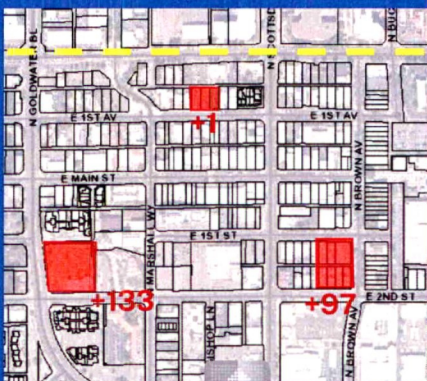
April Work Study

- Received feedback:
 - Opposition to spending Bond money in NE Quadrant; commitment to build south of Indian School
 - Incompatibility with design aesthetic in Historic Old Town
 - Some support for garages at each location

Slide 5

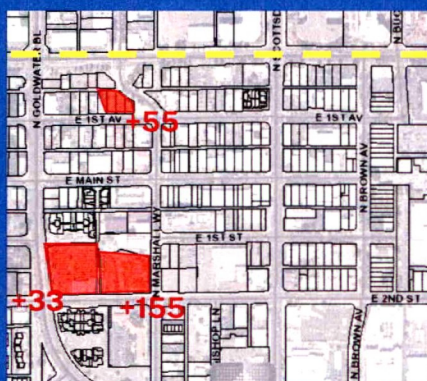
Commitment to South of Indian School

What could have happened south of Indian School if *all three alternatives* in the fact sheet were built:



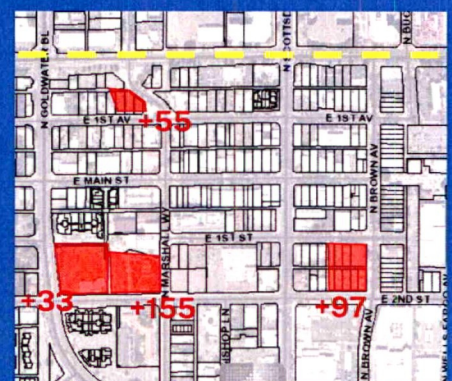
net increase **231** spaces

What is happening now:



net increase **243** spaces;
\$7,177,500 payment made
in 2022

What would happen with option 1 from Apr 16 work study:



net increase **340** spaces at
almost exactly the same three
places as the fact sheet

Design Aesthetics

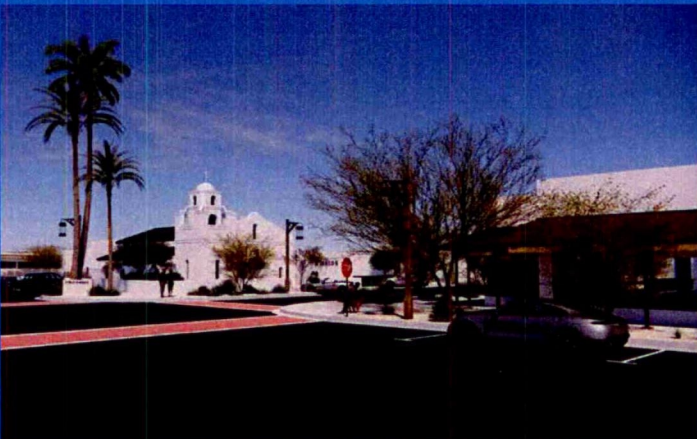
- Honor Health has no current plans to build a garage
- Renderings show possible 1 level added option



Slide 7

Design Aesthetics

- One new level:
- Two new levels:



Slide 8

Support for Garages in Each Location

- Total costs are same as option 1 from Apr 16 work study
- No bond funds spent north of Indian School
- Two projects proceed on independent timelines

Bond project: Parking structures south of Indian School

- Reallocate excess bond funds to another question 2 project (Vista del Camino, WW Horse barns?) to free up GF money

	Total project cost	Net new spaces
1st & Brown, add 1 floor	\$10,469,415	97
Artisan	\$2,279,999	57
Available bond funding:	\$20,962,800	154
Bond funds available to reallocate:	\$8,213,386	

General fund project: Parking structure north of Indian School

	Total project cost	Net new spaces
Stetson/6 th Ave, ground floor plus 1 floor above	\$15,215,726	144

Support for Garages in Each Location

- Same as previous slide, but with 2 floors added to 1st & Brown

Bond project: Parking structures south of Indian School

- Reallocate excess bond funds to another question 2 project (Vista del Camino, WW Horse barns?) to free up GF money

	Total project cost	Net new spaces
1st & Brown, add 2 floors	\$15,215,226	216
Artisan	\$2,279,999	57
Available bond funding:	\$20,962,800	273
Bond funds available to reallocate:	\$3,467,575	

General fund project: Parking structure north of Indian School

	Total project cost	Net new spaces
Stetson/6 th Ave, ground floor plus 1 floor above	\$15,215,726	144

Build Parking Structures in Old Town Scottsdale

**Adopt Resolution No. 13157 authorizing a FY 2024/25
General Fund transfer of \$2,000,000 from the General Plan
Initiatives designation in the General Fund operating fund
balance to a newly created capital improvement project
entitled "Build a New Parking Structure in the NE Quadrant
of Old Town."**

Food Waste Diversion At City Venues

Solid Waste Services| July 1, 2024

Dave Bennett, Director

Discussion and possible direction to staff regarding potentially requiring city-owned public venues to divert their food waste from the landfill.



BACKGROUND 2

- **August 16, 2023** - Scottsdale Environmental Advisory Commission (SEAC) recommendation to the Mayor and City Council.
- **September 19, 2023** - City Council direction to agendize an item for discussion and possible direction for requiring food waste diversion at city-owned venues at a future meeting.
- **October 17, 2023**- Venue stakeholders committee established.
- **October 2023-May 2024**- Venue stakeholder committee meetings for analysis of venue event waste, and development of pilot program .



VENUES RESEARCHED

3



WESTWORLD

Venue Details:

- 80 events annually (40 equine, 40 non-equine)

Attendance:

- Ticketed and Non-Ticketed- 950,000 attendees



SCOTTSDALE STADIUM

Venue Details:

- 140+ events annually (Fieldhouse, Banyan Room, Press Box, Lodge)

Attendance:

- Baseball (Spring/Fall): 8,500/500 attendees
- Private Events: 50–450 attendees



SCOTTSDALE ARTS

Venue Details:

- 85–100 festivals, concerts, and exhibits annually

Attendance:

- Civic Center: 25–7,000 attendees
- Canal Convergence: 150,000 attendees



SCOPE OF WORK

4

EVENTS STUDIED

WestWorld:

- RV Show, 4th of July event, Barrett-Jackson, Mistletoe Market, Dirt Expo, Small Equine Events

Scottsdale Stadium:

- Spring Training, State of the City, MLK Celebration, Celebrity Connection Championship Games

Scottsdale Arts:

- Civic Center Movie Night, gala, jazz festival, AJ's Fine Foods event.



ASSESSMENT

Surveyed Food Vendors:

- Discussed food preparation process and post-food waste management

Conducted Waste Stream Audits:

- Sorted through waste containers by hand.
- Identified and photographed findings.



WESTWORLD

5



Minimal Vendor Food Waste:

- Cook-to-order practices
- Efficient food management and food waste prevention at the prep level.

Food Donation:

- Given to staff
- Exchanged between vendors

Sources of Food Waste:

- Vendor: Food prep
- Vendor: Post-event
- Guest/Attendee: During Event



SCOTTSDALE STADIUM

6



Moderate Food Waste:

- Cook-to-order practices
- Efficient food management and food waste prevention at the prep level

Donation Efforts:

- Given to staff
- Exchanged between vendors

Sources of Food Waste:

- Vendor food prep
- Guest/Attendee-During Event
- Vendor post-event.
- Plated events (Banyan Room & Fieldhouse)
- Buffets (Charros)



SCOTTSDALE ARTS

7



Moderate Food Waste:

- Cook-to-order practices
- Efficient food management and food waste prevention at the prep level

Donation Efforts:

- Given to staff
- Exchanged between vendors

Sources of Food Waste:

- Vendor food prep
- Guest/Attendee-During Event
- Vendor post-event
- Plated events
- Buffets



INNOVATIVE OPTIONS

8

Potential solutions to manage food waste at venues.

Diversion from Landfills:

- Reduce at Source
- Donation
- Composting Initiatives
- Technology in Action



COMMITTEE RECOMMENDATIONS

9

Pilot Project Scope- Fiscal Year 24/25

- Gather Baseline Data
- Measure Costs
- Measure Food Waste Volumes
- Measure Environmental Benefits
- Identify Collection Methods
- July 2025, Staff Recommendation to Council
- Identify Disposal Methods

