

**SCOTTSDALE**

# **CITY COUNCIL MEETING**

## **MEETING NOTICE AND AGENDA**



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**COUNCIL**

David D. Ortega, Mayor  
Tammy Caputi  
Tom Durham  
Barry Graham

Betty Janik  
Kathleen S. Littlefield  
Solange Whitehead

**Tuesday, September 24, 2024**

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*City Council meetings are also televised on Cox Cable Channel 11 and streamed online at [ScottsdaleAZ.gov](http://ScottsdaleAZ.gov) (search "live stream). 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 Regular City Council meeting (October 8, 2024).*

*In-person spoken public comment is being accepted on Items 1 through 18. To sign up to speak on these items, please click [here](#).*

*In-Person spoken public comment is also being accepted on non-agendized items that are within the Council's jurisdiction. Scottsdale citizens, business owners, and/or property owners may 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 on a non-agendized item that is within the Council's jurisdiction, please click [here](#).*

*Requests for in-person public comment may be submitted online or at the City Council meeting. Registration for in-person public comment is available online by completing a Request to Speak form. In-Person Public Comment Request to Speak forms for Consent, Regular, and Non-Agendized items must be submitted online no later than 90 minutes before the start of the meeting. Additionally, in-person meeting attendees may submit a Request to Speak form utilizing the kiosk located in the foyer area of City Hall for each agenda item they wish to address. Forms must be submitted and received before the Mayor announces the agenda item.*

*Written public comment may be submitted in-person by completing a yellow written public comment card or electronically by completing a Written Public Comment form. Written public comment received during the meeting will be shared with the Council. 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. A written public comment may be submitted electronically by clicking [here](#).*

**5:00 P.M.**

### **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](http://WWW.SCOTTSDALEAZ.GOV/COUNCIL/MEETING-INFORMATION)

## Call to Order

## Roll Call

*One or more members of the Council may be attending the Council Meeting by telephone, video, or Internet conferencing, pursuant to A.R.S. §38-431(4).*

## Pledge of Allegiance

## Mayor's Report

## Possible Executive Session

Notice is hereby given that, at any time during tonight's meeting, the Council may make a motion to recess into Executive Session to discuss and consult with the attorneys and representatives of the public body to obtain legal advice on any applicable item on tonight's agenda. If authorized by a majority vote of the Council, the Executive Session will be held immediately after the vote and will not be open to the public. A.R.S. §38-431.03(A)(3). The public meeting will resume following the Executive Session.

## Public Comment

Public Comment time is reserved for Scottsdale citizens, business owners, and/or property owners to comment on non-agendized items that are within the Council's jurisdiction. No official Council action can be taken on these items. Advocacy for or against a candidate or ballot measure during a Council meeting is not allowed pursuant to State law and is therefore not deemed to be within the Council's jurisdiction.

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 and Work Study Session Minutes of August 21, 2024](#)

# CONSENT AGENDA      ITEMS 1-17

**How the Consent Agenda Works:** The Council may take one vote to act on all of the items on the Consent Agenda or may remove items for further discussion. 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.

1. [Shiv Supper Club Liquor License \(49-LL-2024\)](#)

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

**Location:** 7373 E. Camelback Road

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

## CONSENT AGENDA

2. [Beverly Lounge Liquor License \(52-LL-2024\)](#)  
**Request:** Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a location/owner transfer of a Series 6 (bar) State liquor license for a new location with an existing owner.  
**Location:** 7395 E. Legacy Boulevard  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
3. [Toasted Social & Brunch Liquor License \(55-LL-2024\)](#)  
**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:** 7215 E. Shea Boulevard  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
4. [The Remi Hotel Liquor License \(56-LL-2024\)](#)  
**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 owner.  
**Location:** 4415 N. Buckboard Trail  
**Staff Contact(s):** Tim Curtis, Current Planning Director, 480-312-4210, [tcurtis@scottsdaleaz.gov](mailto:tcurtis@scottsdaleaz.gov)
5. [Paseo Village Gas Station Conditional Use Permit \(50-UP-1977#2\)](#)  
**Request:** Find that the conditional use permit criteria have been met and adopt **Resolution No. 13205** approving a conditional use permit for site plan amendments for an existing gas station to allow for a ±1,200 square foot convenience store and fuel canopy modifications for a property zoned Neighborhood Commercial, Planned Neighborhood Community, Planned Community Development (C-1 PNC PCD) on a ±22,500 square foot site.  
**Location:** 8233 E. Via Paseo Del Norte  
**Staff Contact(s):** Erin Perreault, Planning and Development Services Director, 480-312-7093, [eperreault@scottsdaleaz.gov](mailto:eperreault@scottsdaleaz.gov)
6. [Parkway Plaza Minor General Plan Amendment and Rezoning \(4-GP-2022 and 9-ZN-2022\)](#)  
**Requests:**
  1. Adopt **Resolution No. 13202** approving a Minor General Plan Amendment to the Scottsdale General Plan 2035 to change the land use designation from Employment: Office to Commercial on a ±1.86-acre site.
  2. Adopt **Ordinance No. 4645** approving a zoning district map amendment from Commercial Office (C-O) to Neighborhood Commercial (C-1) on a ±1.86-acre site to allow for the integration of residential dwelling units into the existing commercial use of the site.
  3. Adopt **Resolution No. 13203** declaring the document titled "*Parkway Plaza Development Plan*" to be a public record.**Location:** 7400 E. McCormick Parkway  
**Staff Contact(s):** Erin Perreault, Planning and Development Services Director, 480-312-7093, [eperreault@scottsdaleaz.gov](mailto:eperreault@scottsdaleaz.gov)
7. [Parada del Sol Parade and Trails End Festival Event Funding](#)  
**Request:** Adopt **Resolution No. 13196** to authorize:
  1. Funding, not to exceed \$178,750, from the portion of the Tourism Development Fund that is allocated in the Fiscal Year 2024/25 Operating Budget toward event retention and development for the Parada del Sol Parade and Trails End Festival.
  2. Event Development Funding Agreement No. 2024-140-COS with Parada del Sol Historic Parade.**Staff Contact(s):** Rachel Smetana, Tourism & Events Director, 480-312-2890, [rsmetana@scottsdaleaz.gov](mailto:rsmetana@scottsdaleaz.gov)

## CONSENT AGENDA

8. [2024 Scottsdale Fall Auction Event Funding](#)

**Request:** Adopt **Resolution No. 13228** to authorize:

1. Funding, not to exceed \$75,000, from the portion of the Tourism Development Fund that is allocated in the Fiscal Year 2024/25 Operating Budget toward event retention and development for the 2024 Scottsdale Fall Auction.
2. Event Development Funding Agreement No. 2024-166-COS with Barrett Jackson Auction Company.

**Staff Contact(s):** Rachel Smetana, Tourism & Events Director, 480-312-2890, [rsmetana@scottsdaleaz.gov](mailto:rsmetana@scottsdaleaz.gov)

9. [Scottsdale Italian Festival “La Strada Del Vino” Event Funding](#)

**Request:** Adopt **Resolution No. 13229** to authorize:

1. Funding, not to exceed \$36,750, from the portion of the Tourism Development Fund that is allocated in the Fiscal Year 2024/25 Operating Budget toward event retention and development for the Scottsdale Italian Festival “*La Strada Del Vino*”.
2. Event Development Funding Agreement No. 2024-167-COS with Italian Association of Arizona.

**Staff Contact(s):** Rachel Smetana, Tourism & Events Director, 480-312-2890, [rsmetana@scottsdaleaz.gov](mailto:rsmetana@scottsdaleaz.gov)

10. [HOME Investment Partnership Intergovernmental Agreement Amendment](#)

**Request:** Adopt **Resolution No. 13230** to authorize:

1. Agreement No. 2018-039-COS-A6, the sixth amendment to the agreement with Maricopa County, on behalf of the Maricopa HOME Consortium, extending completion deadlines and making other administrative revisions.
2. The Community Services Assistant Executive Director to execute any other documents and take such other actions as are necessary to carry out the intent of this Resolution and Agreement.

**Staff Contact(s):** Judy Doyle, Community Services Assistant Executive Director, 480-312-2691, [jdoyle@scottsdaleaz.gov](mailto:jdoyle@scottsdaleaz.gov)

11. [Outdoor Dining Patio Revocable License Agreement Amendment](#)

**Request:** Adopt **Resolution No. 13189** authorizing Agreement No. 2014-153-COS-A1, the first amendment to the Outdoor Dining Patio Revocable License Agreement with Equity Partners Group, LLC, for an outdoor dining patio on city property.

**Location:** 7333 E. Indian Plaza

**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)

12. [Federal Emergency Management Agency \(FEMA\) Assistance to Firefighter’s Grant](#)

**Request:** Adopt **Resolution No. 13234** to authorize:

1. The acceptance of Fiscal Year 2023 FEMA Assistance to Firefighter’s Grant funds up to the amount of \$909,090.90.
2. The Fire Chief, or designee, to conduct all negotiations and to execute and submit all documents and other necessary or desirable instruments in connection with the acceptance of this Grant.
3. A Budget Transfer, up to the amount of \$909,090.90, from the adopted Fiscal Year 2024/25 Future Grants Budget and/or Grant Contingency Budget to a newly created grant operating center to record the related grant activity.
4. A Budget Transfer, up to the additional amount of \$90,909.10, from the Fiscal Year 2024/25 adopted General Fund Operating Contingency to the Fire Department’s operating budget to cover the 10% city required grant match.

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

## CONSENT AGENDA

13. [Forensic Services Intergovernmental Agreement](#)

**Request:** Adopt **Resolution No. 13199** authorizing Agreement No. 2024-142-COS with the Salt River Pima-Maricopa Indian Community for the purpose of providing forensic crime laboratory services.

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

14. [Deoxyribonucleic Acid \(DNA\) Capacity Enhancement and Backlog Reduction Grant](#)

**Request:** Adopt **Resolution No. 13236** to authorize, if awarded:

1. Acceptance of a grant from the U.S. Department of Justice, in the amount of up to \$150,000, for DNA capacity enhancement and backlog reduction.
2. The City Manager, or designee(s), to conduct all negotiations and to execute and submit all documents and other necessary or desirable instruments in connection with the acceptance of this Grant.
3. A Budget Transfer, of up to \$150,000, from the adopted Fiscal Year 2024/25 Future Grants Budget and/or Grant Contingency Budget to a newly created cost center to record the related grant activity.

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

15. [Pepperball One-Time Deposit](#)

**Request:** Adopt **Resolution No. 13241** to authorize:

1. Acceptance of a one-time deposit, in the amount of \$122,200, related to House Bill 2897, Section 127 #2 for pepperball and pepperball weapons.
2. The City Manager and the City Treasurer, or designees, to receive a one-time deposit, in the amount of up to \$122,200 related to House Bill 2897, Section 127 #2; and execute any necessary documents or forms.
3. A Budget Transfer, of up to \$122,200, from the Fiscal Year 2024/25 Special Programs Appropriation Contingency to a newly created cost center to record the related special revenue activity.

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

16. [Carefree Ranch Homesteads Subdivision Water Service Agreement](#)

**Request:** Adopt **Resolution No. 13216** authorizing Water Service Agreement No. 2024-150-COS with Randy Lewis, setting forth the terms and conditions under which the City of Scottsdale will provide water service to existing and new development on Lot 19C, Carefree Ranch Homesteads, Maricopa County Tax Assessor Parcel No. 219-59-132.

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

17. [Monthly Financial Report](#)

**Request:** Accept the Fiscal Year 2024/25 Monthly Financial Report as of July 2024.

**Staff Contact(s):** Ana Lia Johnson, Acting Budget Director, 480-312-7893, [anjohanson@scottsdaleaz.gov](mailto:anjohanson@scottsdaleaz.gov)

**Regular Agenda begins on the following page**

## REGULAR AGENDA      ITEM 18

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

18. [Scottsdale Road – Jomax Road to Dixileta Drive Project Construction Bid, Grant Acceptance, and Budget Transfers](#)

**Request:** Adopt **Resolution No. 13188** to authorize:

1. Construction Bid Award No. IFB-062024-182 with Hunter Contracting Company, in the amount of \$29,418,253.34, for construction of the Scottsdale Road – Jomax Road to Dixileta Drive capital project (SG05).
2. Acceptance of federal grant award, in the amount of up to \$1,844,207, in Highway Safety Improvement Program Grant funds for the roundabout at Scottsdale Road and Dynamite Boulevard.
3. Acceptance of federal funds, in the amount of \$29,288,722, in Surface Transportation Block Grant Program funds for the corridor improvements.
4. A Fiscal Year (FY) 2024/25 Budget Appropriation Transfer, of up to \$8,868,722, from available appropriation in the Adopted FY 2024/25 Capital Improvement Plan Budget to the Scottsdale Road: Jomax Road to Dixileta Drive capital project (SG05) to be funded by the Regional Arterial Life Cycle Program.
5. A Fiscal Year (FY) 2024/25 Budget Appropriation Transfer and Cash Transfer, of up to \$4,000,000, from available budget appropriation in the Adopted FY 2024/25 Capital Improvement Plan Budget to the Scottsdale Road: Jomax Road to Dixileta Drive capital project (SG05) to be funded by the Transportation 0.1% Sales Tax.
6. A Fiscal Year (FY) 2025/26 Budget Appropriation Transfer, of up to \$1,673,944, from available budget appropriation in the Adopted FY 2025/26 Capital Improvement Plan Budget to the Scottsdale Road: Jomax Road to Dixileta Drive capital project (SG05) to be funded by the Transportation 0.1% Sales Tax.
7. The City Manager and the City Treasurer, or designees, to execute any other documents and take such other actions as necessary to carry out the intent of this Resolution.

**Presenter(s):** Nathan Domme, Transportation Planning Manager

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

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## CITIZEN PETITIONS

### ITEM 19

**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.

#### 19. 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 agendaize the petition for further discussion; (2) direct the City Manager to investigate the matter and prepare a written response to the Council, with a copy to the petitioner; or (3) take no action.

**Staff Contact(s):** Ben Lane, City Clerk, 480-312-2411, [blane@scottsdaleaz.gov](mailto:blane@scottsdaleaz.gov)

#### Adjournment