

SCOTTSDALE

CITY COUNCIL MEETING



***** AMENDED *** MEETING NOTICE AND AGENDA**

[REMOVED CONSENT ITEM NO. 24 AND REWORDED REGULAR ITEM NO. 32]

COUNCIL

W.J. "Jim" Lane, Mayor

Suzanne Klapp

Virginia L. Korte

Kathleen S. Littlefield

Linda Milhaven

Guy Phillips

David N. Smith

Tuesday, June 21, 2016

Unless an exception is made, or unless otherwise noted:

Citizens will be given three minutes to address the Council during the times set aside for public comment on Consent, Regular, or Mayor and Council items and during the open call to the public (Public Comment).

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 5, 2016).

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:05 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 – Daughters of the American Revolution, Grand Canyon Chapter

Invocation – Pastor David Joynt, Valley Presbyterian Church

Mayor's Report – None

Presentations/Information Updates – Scottsdale Cultural Council President and CEO Neale Perl presentation

- **Scottsdale Cultural Council Quarterly Update**
Presenter(s): Neale Perl, President and CEO

Public Comment – Michael Fernandez commented on fixed-rail transit.

Citizens may complete one Request to Speak "Public Comment" card per night and submit it to the City Clerk. Public Comment time is reserved for citizen comment regarding non-agendized items. No official Council action can be taken on these items. 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."**



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).

ADDED ITEMS

Added Items: Resolution No. 8223 requires that, with limited exceptions, the agenda language, the Council Report, and any supporting material described as being attached to the Council report shall be made available to the public at least ten days prior to a scheduled Council meeting. Material that is not timely made requires a separate vote to consider whether the item will remain on the agenda or be continued to a future date.

– Councilmember Korte made a motion to accept the agenda as presented. Councilwoman Milhaven seconded the motion, which carried 7/0.

A1. Added Items

The supporting materials for Item No. 35 will be added to the agenda less than ten days prior to the meeting and will require a separate vote to remain on the agenda.

Request: Vote to accept the agenda as presented or to continue the added item(s) to the July 5, 2016 Council meeting.

CONSENT AGENDA ITEMS 1-31

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. If you wish to speak on an item on the Consent Agenda, please complete a Request to Speak card for each topic you wish to address. **You will be given one opportunity to speak on any or all Consent items listed on the agenda.** After all of the speakers have finished, the Council will decide which items to remove for additional discussion and/or presentation from staff. 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.

– Councilmember Korte made a motion to approve Consent Agenda Items 1 through 31, absent Item 24, which had been removed by staff, and Items 6, 13, and 31, which were moved to the Regular Agenda. Councilwoman Klapp seconded the motion, which carried 7/0.

- [Black Carl Distribution Co. Liquor License \(44-LL-2016\)](#) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 4 (wholesale) State liquor license for a new location and owner.
Location: 7735 E. Gelding, Suite A
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- [Porkopolis BBQ Liquor License \(45-LL-2016\)](#) – 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: 10392 N. Scottsdale Road, Suite 107
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
- [Gwin Wine & Beer Conditional Use Permit \(3-UP-2016\)](#) – Approved on Consent.**
Request: Find that the conditional use permit criteria have been met and adopt
Resolution No. 10486 approving a Conditional Use Permit for a bar in a 1,280± square-foot suite with Central Business (C-2) zoning.
Location: 7342 E. Shea Boulevard, Suite 109
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

4. **T-Mobile PH30920 Conditional Use Permit (4-UP-2016) – Approved on Consent.**
Request: Find that the conditional use permit criteria have been met and adopt **Resolution No. 10487** approving a Conditional Use Permit for a new Type 4, Alternative Concealment Wireless Communication Facility in the design of a 45-foot-tall church steeple on a 2.76± acre property with Single-Family Residential (R1-7) zoning.
Location: 4425 N. Granite Reef Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

5. **Reata Ranch Guest Ranch Abandonment (11-AB-2014) – Approved on Consent.**
Request: Adopt **Resolution No. 10293** authorizing the abandonment of the southern 25 feet of the 100-foot-wide E. Rio Verde Roadway Easement from N. 128th Street to N. 132nd Street; the eastern 5 feet of the 25-foot-wide right-of-way on the east side on N. 132nd Street from E. Rio Verde Drive to E. Pinnacle Vista Drive; the western 15 feet of the 35-foot-wide right-of-way on the west side of N. 132nd Street for 450± feet south of E. Rio Verde Drive; the west 5 feet of the 25-foot-wide right-of-way on the west side of N. 132nd Street for 770± feet south of E. Rio Verde Drive; the west 5 feet of the 30-foot-wide N. 136th Street right-of-way for 280± feet south of E. Rio Verde Drive, adjacent to the Reata Ranch Guest Ranch, with Resort/Townhouse Residential, Environmentally Sensitive Lands (R-4R ESL) zoning.
Location: South side of E. Rio Verde Drive between N. 128th Street and N. 136th Street
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

6. **Reata Ranch Guest Ranch Final Plat (2-PP-2014) – Councilwoman Milhaven made a motion to: (1) Approve the final plat for a new 326-lot residential/resort subdivision, with Resort/Townhouse Residential District, Environmentally Sensitive Lands zoning, on an approximately 220-acre site on the south side of East Rio Verde Drive between North 128th Street and North 136th Street; and (2) adopt Resolution No. 10484 authorizing Development Agreement No. 2016-083-COS. Councilwoman Klapp seconded the motion, which carried 7/0.**
Requests:
 1. Approve the final plat for a new 326-lot residential/resort subdivision, with Resort/Townhouse Residential District, Environmentally Sensitive Lands (R-4R ESL) zoning, on a 220± acre site.
 2. Adopt **Resolution No. 10484** authorizing Development Agreement No. 2016-083-COS with C-A Rio Verde Investors, LLC; C-A Desert Estates Investors, LLC; and C-A TNT Investors, LLC, to establish and clarify the terms and conditions of the property as a resort development with at least 110 resort units as stipulated in Ordinance No. 3996 (Case No. 15-ZN-2011).**Location:** South side of E Rio Verde Drive between N. 128th Street and N. 136th Street
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

7. **Cavalliere Flat Lot 79 Replat (16-PP-2014#2) – Approved on Consent.**
Request: Approve the replat of Lot 79 in the Cavalliere Flat Subdivision to create Tract H adjacent to Lot 79 to accommodate an existing structure.
Location: 11085 E. Pinnacle Vista Drive
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

8. **Aire on McDowell Final Plat (8-PP-2015) – Approved on Consent.**
Request: Approve a final plat for an 81-lot residential subdivision with Multi-Family Residential District (R-5) zoning.
Location: 6850-6880 E. McDowell Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

9. **Enterprise Rezoning (23-ZN-2015) – Approved on Consent.**
Request: Adopt **Ordinance No. 4266** approving a zoning district map amendment from Industrial Park (I-1) zoning to Highway Commercial (C-3) zoning on a 1± acre site.
Location: 16275 N. Greenway-Hayden Loop
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

10. **Special Event Ordinance Text Amendment (6-TA-2015) – Approved on Consent.**
Request: Adopt **Ordinance No. 4265** approving an amendment to the City of Scottsdale Zoning Ordinance No. 455 for the purpose of repealing the following sections of the Scottsdale Revised Code (as regulations have been recently updated by the adoption of Special Events Ordinance No. 4242):
 1. Section 3.100 only pertaining to Definitions of Art Shows, Carnivals, Festival, Grand Opening, Haunted House, Home Exhibition, Pumpkin and Christmas Tree Sales, Sidewalk Sales, Special Vehicle Sales, and Special Event.
 2. Section 7.200.H.7. only pertaining to Special Event Section 7.900.
 3. Sections 7.900 through 7.999 (Special Events).
 4. Section 9.102.H.1. only pertaining to Special Event Section 7.900.
 5. Section 9.103.I (Special Events Parking).
 6. Table 9.103.A. only pertaining to Special Event Section 7.900.**Staff Contact(s):** Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov

11. **On-Call Water Resources Engineering Services Contract Modifications for Capital Improvement Projects – Approved on Consent.**
Request: Adopt **Resolution No. 10441** authorizing the following on-call water resources engineering services contract modifications for one-year contract extensions and to change the annual contract term amount to \$1,000,000 for the design of various water resources projects:
 1. Contract No. 2014-075-COS-A2 with Carollo Engineers, Inc.
 2. Contract No. 2014-076-COS-A1 with GHD, Inc.
 3. Contract No. 2014-077-COS-A1 with Water Works Engineers**Staff Contact(s):** Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

12. **Shea Tunnel Access Shared Use Pathway Project Construction Bid Award – Approved on Consent.**
Request: Adopt **Resolution No. 10467** authorizing Construction Bid Award No. 16PB020 to SBD, Inc., the lowest responsive bidder, in the amount of \$1,641,027.15 for the construction of the Shea Tunnel Access Shared Use Pathway Project.
Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

13. **Acquisition of Property for Fire Station 603 – Councilman Smith made a motion to: (1) Adopt Resolution No. 10475 authorizing the acquisition of 1.5 acres of vacant land for the construction of Fire Station 603, as well as the purchase of the adjacent ownership interest on Indian Bend Road; and (2) adopt Resolution No. 10494 authorizing Contract No. 2016-090-COS with Gust Rosenfeld, PLC, in an amount not to exceed \$50,000 to provide legal representation to the City in the acquisition of property for the construction of a fire station. Councilwoman Milhaven seconded the motion, which carried 7/0. (Item 13 was approved with Item 31.)**
Request: Adopt **Resolution 10475** authorizing the acquisition of 1.5± acres of vacant land for the construction of Fire Station 603, as well as the purchase of the adjacent ownership interest on Indian Bend Road.
Location: Indian Bend Road, just west of 84th Street
Staff Contact(s): Daniel Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

14. **Library Assistance Program – Approved on Consent.**
Request: Adopt **Resolution No. 10481** accepting new library materials valued at \$338,890 from the Maricopa County Library District's Library Assistance Program for FY 2016/17, as stipulated in Contract Nos. 2013-129-COS and 2013-129-COS-A1.
Staff Contact(s): William Murphy, Community Services Director, 480-312-7954, bmurphy@scottsdaleaz.gov
15. **Fiscal Year 2016/17 Scottsdale Cares Allocations – Approved on Consent.**
Request: Adopt **Resolution No. 10470** approving the recommendations of the Human Services Commission for allocation of FY 2016/17 funding for human services programs in the amount of \$100,000; authorizing the Mayor to execute contracts, effective July 1, 2016, for services to be funded through this program that exceed the formal bid limit (\$25,000); and authorizing the Community Services Director, or designee, to execute those contracts that do not exceed the formal bid limit.
Staff Contact(s): William Murphy, Community Services Director, 480-312-7954, bmurphy@scottsdaleaz.gov
16. **Fiscal Year 2016/17 Human Services General Fund Program Allocations – Approved on Consent.**
Request: Adopt **Resolution No. 10471** approving the recommendations of the Human Services Commission and allocating \$200,000 of FY 2016/17 General Funds for human services programs; authorizing the Mayor to execute contracts, effective July 1, 2016, for services to be funded through this program that exceed the formal bid limit of \$25,000; and authorizing the Community Services Director, or designee, to execute those contracts that do not exceed the formal bid limit.
Staff Contact(s): William Murphy, Community Services Director, 480-312-7954, bmurphy@scottsdaleaz.gov
17. **Salt River Pima Maricopa Indian Community Grant Funds – Approved on Consent.**
Request: Adopt **Resolution No. 10473** approving the Salt River Pima Maricopa Indian Community tribal gaming grant funds allocations for FY 2016/17 in the amount of \$259,552 to non-profit agencies to fund social services programs; authorizing the Mayor to execute contracts, effective July 1, 2016, with agencies for services to be funded through this program that exceed the formal bid limit of \$25,000; and authorizing the Community Services Director, or designee, to execute those contracts that do not exceed the formal bid limit.
Staff Contact(s): William Murphy, Community Services Director, 480-312-7954, bmurphy@scottsdaleaz.gov
18. **Fiscal Year 2016/17 Scottsdale Cultural Council Financial Participation Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10452** authorizing Agreement No. 2016-065-COS, an annual financial participation agreement with the Scottsdale Cultural Council, in the amount of \$4,513,288 to be allocated for activities consistent with Management Services Agreement No. 2008-048-COS.
Staff Contact(s): Karen Churchard, Tourism and Events Director, 480-312-2890, kchurchard@scottsdaleaz.gov
19. **Regional Economic Development Marketing Services Contract – Approved on Consent.**
Request: Adopt **Resolution No. 10421** authorizing Contract No. 2016-052-COS with the Greater Phoenix Economic Council in the amount of \$101,660 for regional economic development marketing services.
Staff Contact(s): Danielle Casey, Economic Development Director, 480-312-7601, dcasey@scottsdaleaz.gov

20. **Independent Medical Examinations Professional Services Contracts – Approved on Consent.**
Request: Adopt **Resolution No. 10483** authorizing the following one-year contract extensions for independent medical examination services:
1. Contract No. 2012-043-COS with Medical Consultants Network, LLC
 2. Contract No. 2012-044-COS with Country-Wide Independent Exams, LLC/Columbia Medical Consultants
 3. Contract No. 2012-045-COS with MES Solutions
 4. Contract No. 2012-046-COS with Alliance Evaluation Services, LLC
 5. Contract No. 2012-047-COS with Exam Works, Inc.
- Staff Contact(s):** Donna Brown, Human Resources Director, 480-312-2615, dbrown@scottsdaleaz.gov
21. **Scottsdale Convention and Visitors Bureau Marketing Plan – Approved on Consent.**
Request: Adopt **Resolution No. 10460** approving the FY 2016/17 Marketing Guide, Performance Standards, and Contract Budget under Destination Marketing Services Agreement No. 2012-053-COS with Scottsdale Convention and Visitors Bureau.
Staff Contact(s): Karen Churchard, Tourism and Events Director, 480-312-2890, kchurchard@scottsdaleaz.gov
22. **Groundwater Extraction and Treatment System Area 7 Access and License Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10482** authorizing Agreement No. 1998-006-COS-A2 with SMI Holding, LLC, as the successor-in-interest to Siemens Microelectronics, Inc., and Motorola Solutions, Inc., for a Groundwater Extraction and Treatment System.
Staff Contact(s): David Petty, Acting Water Resources Director, 480-312-5661, dpetty@scottsdaleaz.gov
23. **Parcel Acquisition for Construction of Sewer Lift Station No. 48 – Approved on Consent.**
Request: Adopt **Resolution No. 10478** authorizing the acquisition of an 11,877± square-foot parcel of land for the construction of Sewer Lift Station No. 48.
Location: South of the southwest corner of Rio Verde Drive and 136th Street
Staff Contact(s): David Petty, Acting Water Resources Director, 480-312-5661, dpetty@scottsdaleaz.gov
- ***24. **Sale of 91st Avenue Reclamation Plant Biogas**
(Removed at the request of staff.)
25. **Pima Road: Pinnacle Peak Road to Happy Valley Road Project Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10453** authorizing Agreement No. 2016-066-COS with Maricopa Association of Governments for project administration and reimbursement of eligible costs incurred by the City for the Pima Road: Pinnacle Peak Road to Happy Valley Road Project.
Staff Contact(s): Paul Basha, Transportation Director, 480-312-7651, pbasha@scottsdaleaz.gov
26. **Phoenix Transit Service Intergovernmental Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10502** authorizing Agreement No. 2014-054-COS-A4 with the City of Phoenix for the provision of fixed route transit service to decrease the cost from \$1,878,356 to \$1,816,019 in FY 2016/17.
Staff Contact(s): Paul Basha, Transportation Director, 480-312-7651, pbasha@scottsdaleaz.gov

27. **Federal Transit Administration Grant Intergovernmental Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10497** authorizing Agreement No. 2015-009-COS-A2 with the City of Phoenix to reverse the pass through of Federal Transit Administration AZ-90-X131 grant funds directly to Scottsdale, in the amount of \$200,000, and assign the funds to Valley Metro for use on behalf of the City of Scottsdale to assist in the operating costs for Routes 17 and 29.
Staff Contact(s): Paul Basha, Transportation Director, 480-312-7651, pbasha@scottsdaleaz.gov
28. **Installation of City Information Technology Infrastructure License and Services Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10476** authorizing Agreement No. 2016-082-COS with IO Capital Princess, LLC, for backup storage of the City's electronic data for a monthly license fee of \$16,500.
Staff Contact(s): Brad Hartig, Chief Information Officer, 480-312-7615, bhartig@scottsdaleaz.gov
29. **2016 Edward Byrne Memorial Justice Assistance Grant – Approved on Consent.**
Request: Adopt **Resolution No. 10493** to authorize:
1. The Police Department to apply for and accept allocated grant funding from the 2016 Edward Byrne Memorial Assistance Grant (JAG) in the amount of \$29,933 to partially fund a full-time property and evidence technician previously approved with the 2014 and 2015 JAG grant acceptance for the purpose of expeditiously disposing property eligible for destruction/disposal.
2. A budget transfer in the amount of \$29,933 from the FY 2016/17 Future Grants Budget and/or Grant Contingency Budget to the grant center established to record the related grant activity.
Staff Contact(s): Alan Rodbell, Chief of Police, 480-312-1900, arodbell@scottsdale.gov
30. **Purchase of Property-Casualty Insurance for the Period of July 1, 2016, to July 1, 2017 – Approved on Consent.**
Request: Adopt **Resolution No. 10477** authorizing and directing the purchase of property-casualty insurance, including general liability, law enforcement liability, vehicle liability, public officials errors and omissions, property, workers' compensation, and airport liability and hangarkeepers' legal liability insurance for FY 2016/17.
Staff Contact(s): Katherine Callaway, Risk Management Director, 480-312-7841, kcallaway@scottsdaleaz.gov
31. **Legal Services Contract for Acquisition of Property – Approval of Item 31 was included with the motion for Item 13.**
Request: Adopt **Resolution No. 10494** authorizing Contract No. 2016-090-COS with Gust Rosenfeld, PLC, in an amount not to exceed \$50,000 to provide legal representation to the City in the acquisition of property for the construction of a fire station.
Staff Contact(s): Bruce Washburn, City Attorney, 480-312-2405, bwashburn@scottsdaleaz.gov

REGULAR AGENDA **ITEMS 32-35**

How the Regular Agenda Works: The Council takes a separate action on each item on the Regular Agenda. If you wish to address the Council regarding any or all of the items on the Regular Agenda, please complete a Request to Speak card for each topic you wish to address and submit it to the City Clerk. Speakers will be given at least three minutes to speak per item. Additional time may be granted to speakers representing two or more persons. Cards for designated speakers and the persons they represent must be submitted together. **Comment cards must be submitted before public testimony has begun on that item.**

- ***32. [One Scottsdale Rezoning \(20-ZN-2002#3\)](#)
Request: Adopt **Resolution No. 10408** authorizing Development Agreement No. 2002-142-COS-A2 with RKCCLL Investments, LLC; BDCCLL Investments, LLC; CCFCLL Investments, LLC; SMCCLL Investments, LLC; and One Scottsdale Investors, LLC; and accepting the amended related documents.
Location: 19701 N. Scottsdale Road and 20001 N. Scottsdale Road
Presenter(s): Keith Niederer, Sr. Planner
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
– **Presentations from Senior Planner Keith Niederer and Applicant Representative Karen Taylor.**
– **Councilman Smith made a motion to: (1) Adopt Resolution No. 10408 authorizing Development Agreement No. 2002-142-COS-A2 with RKCCLL Investments, LLC; BDCCLL Investments, LLC; CCFCLL Investments, LLC; SMCCLL Investments, LLC; and One Scottsdale Investors, LLC; and (2) accept the amended related documents. Councilwoman Klapp seconded the motion, which carried 5/2, with Mayor Lane and Vice Mayor Littlefield dissenting.**
33. [Fiscal Year 2016/17 Property Tax Levies](#)
Request: Adopt **Ordinance No. 4258** assessing the FY 2016/17 primary and secondary property tax levies.
Presenter(s): Lee Guillory, Finance Director
Staff Contact(s): Jeff Nichols, City Treasurer, 480-312-2364, jenichols@scottsdaleaz.gov
– **Finance Director Lee Guillory presentation.**
– **Councilwoman Milhaven made a motion to adopt Ordinance No. 4258 assessing the FY 2016/17 primary and secondary property tax levies. Councilwoman Klapp seconded the motion, which carried 7/0.**
34. [Fiscal Year 2016/17 Streetlight Property Tax Levy](#)
Request: Adopt **Ordinance No. 4259** assessing the FY 2016/17 streetlight district property tax levy by district in accordance with Arizona Revised Statutes and the City Charter.
Presenter(s): Lee Guillory, Finance Director
Staff Contact(s): Jeff Nichols, City Treasurer, 480-312-2364, jenichols@scottsdaleaz.gov
– **Finance Director Lee Guillory presentation.**
– **Councilmember Korte made a motion to adopt Ordinance No. 4259 assessing the FY 2016/17 streetlight district property tax levy by district. Councilwoman Klapp seconded the motion, which carried 7/0.**
35. [WaterView Mixed Use Development Rezoning \(19-ZN-2015\)](#)
Requests:
1. Adopt **Ordinance No. 4261** approving a zoning district map amendment from Downtown Office/Residential, Type 2, Planned Block Development, Downtown Overlay (D/OR-2 PBD DO) zoning to Downtown/Downtown Multiple Use-Type 2, Planned Block Development, Downtown Overlay (D/DMU-2 PBD DO) zoning, including approval of a Development Plan with specific Property Development Standards, on a 7.68± acre site.
2. Adopt **Resolution No. 10450** declaring the document entitled “WaterView Mixed Use Development Plan” to be a public record.
3. Adopt **Resolution No. 10451** authorizing Development Agreement No. 2016-064-COS with Scottsdale Canal Holdings, LLC.
Location: Northwest and northeast corners of E. Camelback Road and N. 73rd Street
Presenter(s): Brad Carr, Sr. Planner
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
– **Presentations from Senior Planner Brad Carr and Applicant Representative John Berry.**

– Councilwoman Klapp made a motion to: (1) Adopt Ordinance No. 4261 approving a zoning district map amendment from Downtown Office/Residential, Type 2, Planned Block Development, Downtown Overlay (D/OR-2PBD DO) zoning to Downtown/Downtown Multiple Use-Type 2 Planned Block Development, Downtown Overlay (D/DMU-2PBD DO) zoning, including approval of a development plan; (2) adopt Resolution No. 10450 declaring the “WaterView Mixed Use Development Plan” as a public record; and (3) adopt Resolution No. 10451 authorizing Development Agreement No. 2016-064-COS. Councilmember Korte seconded the motion, which carried 5/2, with Councilmembers Phillips and Smith dissenting.

– Councilman Phillips made an alternate motion that Option A, the hotel, be the plan of choice, and that Option B, the multi-family, would have to come back to Council for approval. Councilman Smith seconded the motion, which failed 3/4, with Mayor Lane and Councilmembers Klapp, Korte, and Milhaven dissenting.

Public Comment – None

Citizens may complete one Request to Speak “Public Comment” card per night and submit it to the City Clerk. Public Comment time is reserved for citizen comment regarding non-agendized items. No official Council action can be taken on these items. 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 36

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 card must be submitted, together with the petition(s), **before** the second Public Comment period begins.

36. 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): Carolyn Jagger, City Clerk, 480-312-2411, cjagger@scottsdaleaz.gov

Mayor and Council Items – Vice Mayor Littlefield made a motion to direct staff to agendize, for future presentation, discussion, and possible direction, the proposed first edition of the Special Events User’s Guide prior to its release. Councilwoman Klapp seconded the motion, which carried 7/0.

Adjournment – 7:52 P.M.