

SCOTTSDALE

CITY COUNCIL MEETING

MEETING NOTICE AND AGENDA



COUNCIL

W.J. "Jim" Lane, Mayor
Suzanne Klapp
Virginia L. Korte
Kathleen S. Littlefield

Linda Milhaven
Guy Phillips
David N. Smith

Tuesday, March 6, 2018

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 (March 20, 2018).

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:19 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 – Junior Troop 1911, Leader Kim Paltzik

Invocation – Pastor Xavier Salazar, Scottsdale Bible Church

Mayor's Report – Mayor Lane read a proclamation for Arizona Youth Art Month.

Presentations/Information Updates – Parada del Sol Committee Volunteer Wendy Springborn presentation.

- **2018 Parada del Sol Review**
Presenter(s): Wendy Springborn, Parada del Sol Committee Volunteer

Public Comment – Mark Stuart presented a citizen petition requesting, "that the City Council agendize a discussion of this petition at the city council meeting of March 20, 2018, or as soon as possible thereafter, and schedule a vote on placing this charter amendment directly on the ballot, and vote to send it directly to the voters for approval at that time."

Public Comment time is reserved for 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 card 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."**



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

MINUTES

Request: Approve the [Regular Meeting Minutes of February 13, 2018](#), and [Work Study Session Minutes of February 13, 2018](#).

– Vice Mayor Korte made a motion to approve the Regular Meeting Minutes of February 13, 2018, and Work Study Session Minutes of February 13, 2018. Councilwoman Littlefield seconded the motion, which carried 7/0.

CONSENT AGENDA ITEMS 1-13

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.

– Vice Mayor Korte made a motion to approve Consent Agenda Items 1 through 13, absent Item 8, which was moved to the Regular Agenda. Councilwoman Littlefield seconded the motion, which carried 7/0.

1. [Rocky's Kwik Mart Liquor License \(2-LL-2018\)](#) – **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: 8001 E. Roosevelt Street
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
2. [El Chameleon Liquor License \(7-LL-2018\)](#) – **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: 7318 E. Stetson Drive
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
3. [Yo Pauly's Pizza Liquor License \(8-LL-2018\)](#) – **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 an existing location with a new owner.
Location: 8880 E. Via Linda, Suite 102
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
4. [M3V The Nail Bar Liquor License \(9-LL-2018\)](#) – **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: 15600 N. Hayden Road, Building C, Suite 102-103
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

5. **Optima Sonoran Village Abandonment (3-AB-2010#2) – Approved on Consent.**
Request: Adopt **Resolution No. 11024** authorizing the abandonment of the ten-foot right-of-way easement located along the south property line of a property with Downtown Regional Commercial Office – Type 2, Planned Block Development Overlay, Downtown Overlay (D/RCO-2 PBD DO) zoning.
Location: 6801 E. Camelback Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
6. **Scottsdale & Angus Abandonment Correction (Related to 2-AB-2011) – Approved on Consent.**
Request: Adopt **Resolution No. 11040** amending prior Resolution No. 8673 to correct an error in the legal description for the abandonment right-of-way.
Location: 3300 N. Scottsdale Road
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
7. **Storyrock Abandonment and Development Agreement (4-AB-2017) – Approved on Consent.**
Requests:
 1. Adopt **Resolution No. 10970** authorizing the abandonment of portions of right-of-way on N. 128th Street on the east side, north and south of E. Ranch Gate Road and portions of right-of-way within the proposed Storyrock subdivision, with Single-Family Residential, Planned Community District, Environmentally Sensitive Lands (R1-43 PCD ESL, R1-35 PCD ESL, R1-70 PCD ESL, and R1-18 PCD ESL) zoning.
 2. Adopt **Resolution No. 10992** authorizing Agreement No. 2018-005-COS with Cav-Ranch, LLC; Hilton Hills Property, L.L.L.P.; George A. Cavalliere; Storyrock Development Corporation; and Vistas Development, Inc., to implement the zoning stipulations of the Storyrock Zoning Case No. 13-ZN-2014 (formally known as Cavalliere Ranch).**Location:** E. Ranch Gate Road/northeast corner of N. 128th Street
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
8. **Planned Shared Development Condos (La Via) Text Amendment (7-TA-2017) – Vice Mayor Korte made a motion to adopt Ordinance No. 4333 approving a text amendment to the City of Scottsdale Zoning Ordinance Section 6.1400. Councilwoman Milhaven seconded the motion, which carried 6/1, with Councilwoman Littlefield dissenting.**
Request: Adopt **Ordinance No. 4333** approving a text amendment to the City of Scottsdale Zoning Ordinance No. 455 to amend Article VI., Section 6.1400., Planned Shared Development Overlay (PSD) district related to condominiums and/or timeshares in the PSD.
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
9. **Morgan Residence Hardship Exemption (1-HE-2018) – Approved on Consent.**
Request: Adopt **Resolution No. 11039** approving a hardship exemption from the current Environmentally Sensitive Lands requirements pertaining to 15-foot setbacks for walls and fences from the side property line on a 50,299± square-foot property with Single-Family Residential, Environmentally Sensitive Lands (R1-43 ESL) zoning.
Location: 12590 E. Gold Dust Avenue
Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664, rgrant@scottsdaleaz.gov
10. **Citywide Facilities Construction Job Order Contracts– Approved on Consent.**
Request: Adopt **Resolution No. 11018** authorizing the following contracts for a two-year term, in an amount not to exceed \$10,000,000 per contract, for citywide facilities construction projects:
 1. Contract 2018-021-COS with Balfour Beatty Construction, LLC
 2. Contract 2018-022-COS with Builders Guild, Inc.
 3. Contract 2018-023-COS with McCarthy Building Companies, Inc.**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov

11. **Booster Pump Station Site 36 Purchase and Sale Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10990** authorizing Agreement No. 2018-003-COS with Sienna Hills 21 Corp., for the sale of the 3.1±-acre Booster Pump Station Site No. 36 parcel for \$595,000.
Location: Northwest corner of Shea Boulevard and the 122nd Street alignment
Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, dworth@scottsdaleaz.gov
12. **Solar Services Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 11047** authorizing Agreement No. 2016-086-COS-A1 with SolarCity Corporation to extend the condition satisfaction and commercial operation dates pertaining to the solar power infrastructure at the Water Campus.
Staff Contact(s): Brian Biesemeyer, Water Resources Director, 480-312-5683, bbiesemeyer@scottsdaleaz.gov
13. **Water and Wastewater Land Use Assumptions and Infrastructure Improvement Plans and Notice of Intention to Modify Water and Wastewater Development Fees – Approved on Consent.**
Request: Adopt **Resolution No. 11015** to:
 1. Approve the 2017 Water and Wastewater Land Use Assumptions and Infrastructure Improvement Plans related to the proposed changes to development fees.
 2. Adopt notice of intention to modify water and wastewater impact fees and establish April 10, 2018, as the date for a public hearing.**Staff Contact(s):** Brian Biesemeyer, Water Resources Director, 480-312-5683, bbiesemeyer@scottsdaleaz.gov

REGULAR AGENDA ITEMS 14-15

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.**

14. **Employee Medical Plans and Premiums**
Request: Adopt **Resolution No. 11041** authorizing FY 2018/19 medical and dental plan contribution rates and plan designs.
Presenter(s): Lauran Beebe, Human Resources Manager
Staff Contact(s): Donna Brown, Human Resources Director, 480-312-2615, dbrown@scottsdaleaz.gov
– Human Resources Lauran Beebe presentation.
– Councilman Phillips made a motion to adopt Resolution No. 11041. Vice Mayor Korte seconded the motion, which carried 7/0.
15. **City's Proposed Fiscal Year 2018/19 Rates and Fees**
Request: Presentation, discussion, and possible direction to staff regarding the City's proposed FY 2018/19 rates and fees.
Presenter(s): Brian Biesemeyer, Water Resources Director; Dan Worth, Public Works Director; Gary Mascaro, Aviation Director; Bruce Washburn, City Attorney; Randy Grant, Planning and Development Director; Brian Dygert, WestWorld General Manager; Bill Murphy, Community Services Director; Tom Shannon, Fire Chief; Alan Rodbell, Police Chief
Staff Contact(s): Judy Doyle, Budget Director, 480-312-2603, jdoyle@scottsdaleaz.gov
– Presentations from Water Resources Director Brian Biesemeyer, Public Works Director Dan Worth, Aviation Director Gary Mascaro, City Attorney Bruce Washburn, Planning and Development Director Randy Grant, WestWorld General Manager Brian Dygert, Community Services Director Bill Murphy, Fire Chief Tom Shannon, and Police Chief Alan Rodbell.

Public Comment – None

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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 16

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.

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

– Councilman Smith made a motion to take no action on the citizen petition submitted by Mark Stuart. Vice Mayor Korte seconded the motion, which carried 7/0.

MAYOR AND COUNCIL

ITEM 17

17. Boards, Commissions, and Task Force Nominations (Note: Interviews and appointments scheduled for March 20, 2018)

How the Board and Commission Nomination Process Works: The Council will review applications submitted for the board and commission openings under consideration. From this applicant pool, the Council will select nominees for further consideration. While welcome to attend, applicants will be contacted if nominated and do not need to be present at the meeting to be considered for nomination.

Board of Adjustment (*one vacancy*) – **Mayor Lane nominated Joseph Dawson and Councilwoman Klapp nominated Scott Johnson.**

Building Advisory Board of Appeals (*one vacancy*) – **Councilwoman Klapp nominated Warren Neiman.**

Industrial Development Authority (*one vacancy*) – **Councilwoman Milhaven nominated Marcus Mountford.**

Loss Trust Fund Board (*one vacancy*) – **No nomination.**

McDowell Sonoran Preserve Commission (*two vacancies*) – **Councilwoman Littlefield nominated Mark Hackbarth and Constance Moll, Councilman Phillips nominated Andrea Davis and Tawana Parker, Councilman Smith nominated Laurie LaPat-Polasko and Marsha Lipps, and Councilwoman Klapp nominated Joseph Blankenship.**

Parks and Recreation Commission (*one vacancy*) – **Councilman Phillips nominated Todd Davis.**

Tourism Development Commission (*one Hotelier vacancy*) – **Councilman Smith nominated Sherry Henry and Vice Mayor Korte nominated Richard Newman.**

Note: The only Council action to be taken on Item No. 17 is to select nominees for interviews and appointment consideration at a future Council meeting. No public comment will be taken on this item.

Adjournment – 7:57 P.M.