

SCOTTSDALE

CITY COUNCIL MEETING

MEETING NOTICE AND AGENDA



COUNCIL

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

Betty Janik
Kathleen S. Littlefield
Solange Whitehead

Tuesday, January 9, 2024

City Council meetings are also televised on Cox Cable Channel 11 and streamed online at 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 Council meeting (January 23, 2024).

In-person spoken public comment is being accepted on Items 1 through 19. 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.

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, January 9, 2024

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Call to Order – 5:01 P.M.

Roll Call – All present

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 – Councilwoman Littlefield

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 explained the City was mourning the loss of Fire Captain Kory Yule. The Mayor expressed the City's deepest condolences to the Yule Family and the Scottsdale Fire Department.
- Mayor Ortega announced that today was National Law Enforcement Appreciation Day and thanked the Scottsdale Police Department and partner law enforcement agencies around the valley for all they do in keeping our community safe.
- Mayor Ortega recognized Joan Fudala and presented her with a proclamation designating her as the official Scottsdale Historian.

City Manager's Report – 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.

- **Fast Five Video Update**

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

Presentations/Information Updates – Arizona Anti-Trafficking Network CEASE Program Director Nate Boulter presented the Arizona Anti-Trafficking Network Award to the city of Scottsdale.

- **Arizona Anti-Trafficking Network Award Presentation**

Presenter(s): Jeff Walther, Police Chief and Nate Boulter, Arizona Anti-Trafficking Network CEASE Program Director

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

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 – Miss Scottsdale Tiffany Ellington thanked the City Council for making Scottsdale a great place to live and explained her responsibilities as Miss Scottsdale. Dan Ishac commented on Susan Wood's current events discussion group noting the group should be allowed to use city meeting spaces. He also noted comments made about councilmembers during the group's recent meeting. Bob Pejman discussed issues with Civic Center parking and the 2019 Bond Program, noting the 2015 Parking Study should be updated. Brent Bieser commented about the challenges he is facing regarding a S-R zoned property located at Scottsdale Road and Vista Drive and the parking issues with the hotel across the street in the Town of Paradise Valley. Jason Alexander discussed the Street Transportation Department's December 2023 report regarding lane reductions and road additions and enhancements.

- Councilwoman Littlefield responded to the public comments made by Dan Ishac.

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 following Council meeting minutes from November and December 2023:

- a. [Regular Meeting and Work Study Session Minutes of November 20, 2023](#)
- b. [Regular Meeting Minutes of December 4, 2023](#)
- c. Executive Session Minutes of December 4, 2023

- Councilwoman Janik made a motion to approve Regular Meeting and Work Study Session Minutes of November 20, 2023; Regular Meeting Minutes of December 4, 2023; and Executive Session Minutes of December 4, 2023. Vice Mayor Whitehead seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Whitehead; and Councilmembers Caputi, Durham, Graham, Janik, and Littlefield voting in the affirmative.

CONSENT AGENDA ITEMS 1-18

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.

- There was no public comment on the Consent Agenda items.

- Vice Mayor Whitehead made a motion to approve Consent Agenda Items 1 through 18, except Item 3 [Sereno Canyon Phase 2AA Abandonment (4-AB-2018#2)]; Item 4 [Preserve IV Abandonment (8-AB-2022)]; Item 5 [Preserve IV Subdivision Final Plat (4-PP-2022)]; and Item 6 [Preserve IV Subdivision Final Plat (10-AB-2022) and Use Restriction Agreement] which were moved to the Regular Agenda. Mayor Ortega seconded the motion, which carried 7/0, with Mayor Ortega; Vice Mayor Whitehead; and Councilmembers Caputi, Durham, Graham, Janik, and Littlefield voting in the affirmative.

1. [Bandolero Mexican Restaurant Liquor License \(82-LL-2023\)](#) – **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: 8977 N. Scottsdale Road, Suite 500
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

2. **Los Milics Vineyards Liquor License (84-LL-2023) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 19 (remote tasting room) State liquor license for a new location and owner.
Location: 4151 N. Marshall Way, Suite 5
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

3. **Sereno Canyon Phase 2AA Abandonment (4-AB-2018#2)**
Request: Adopt **Resolution No. 13007** authorizing the abandonment of the eastern 25-foot half-street fee-simple right-of-way located along N. 122nd Street, adjacent to Parcel Nos. 217-01-512 and 217-01-513 with Single-Family Residential, Environmentally Sensitive Lands (R1-130/ESL) zoning, totaling approximately 12,682 square feet of right-of-way.
Location: Generally located on the southeast corner of the E. Mariposa Grande Drive alignment and N. 122nd Street intersection
Staff Contact(s): Erin Perreault, Planning, Economic Development, and Tourism Executive Director, 480-312-7093, eperreault@scottsdaleaz.gov

NOTE: Items 3, 4, 5, and 6 were presented and voted on together.

– Senior Planner Jesus Murillo gave a PowerPoint presentation on Item 3 [Sereno Canyon Phase 2AA Abandonment (4-AB-2018#2)]; Item 4 [Preserve IV Abandonment (8-AB-2022)]; Item 5 [Preserve IV Subdivision Final Plat (4-PP-2022)]; and Item 6 [Preserve IV Subdivision Final Plat (10-AB-2022) and Use Restriction Agreement].

– Mayor Ortega opened public comment on these items.

– Speaking on Item 3, Scottsdale resident Michael Husar supported the Sereno Canyon Phase 2AA Abandonment and opposed the access road on Alameda.

– Speaking on Item 3, Scottsdale resident Beverly Effendi opposed the access road on Alameda.

– Mayor Ortega closed public comment on these items.

– Mayor Ortega made a motion to approve Items 3, 4, 5, and 6. Councilwoman Caputi seconded the motion.

– Councilwoman Janik made an alternate motion for a continuance to a later date. Councilmember Graham seconded the motion. Councilwoman Janik later withdrew the alternate motion and Councilmember Graham rescinded his second.

– Applicant for Item 6 Steve Rennekar gave a presentation on the Troon Highlands Estates Abandonment and Use Restriction Agreement.

– Applicant Representative for Item 3 Colin Phipps, with Toll Brothers, gave a presentation on the Sereno Canyon Phase 2AA Abandonment.

– Applicant Representative for Item 3 Daniel Benson, with Toll Brothers, gave a presentation on the Sereno Canyon Phase 2AA Abandonment.

– The Council then voted on Mayor Ortega’s original motion to approve Items 3, 4, 5 and 6 which carried 7/0, with Mayor Ortega; Vice Mayor Whitehead; and Councilmembers Caputi, Durham, Graham, Janik and Littlefield voting in the affirmative.

4. **Preserve IV Abandonment (8-AB-2022)**

Request: Adopt **Resolution No. 13004** authorizing the abandonment of the portions of the N. 120th Street alignment, N. 122nd Street alignment, E. Mariposa Grande Drive alignment, and E. Pinnacle Peak Road alignment, adjacent to Parcel No. 217-01-013 with Single-Family Residential, Environmentally Sensitive Lands (R1-130/ESL) zoning, totaling approximately 179,742 square-feet of right-of-way.

Location: Generally located between the N. 120th Street and N. 122nd Street alignments; between E. Pinnacle Peak Road and E. Mariposa Grande Drive

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

NOTE: Items 3, 4, 5, and 6 were presented and voted on together.

5. **Preserve IV Subdivision Final Plat (4-PP-2022)**

Request: Approve the final plat for a new residential subdivision comprised of 12 lots and 3 tracts on a ±40-acre site with Single-Family Residential, Environmentally Sensitive Lands (R1-130/ESL) zoning.

Location: Generally located between the N. 120th Street and N. 122nd Street alignments; between E. Pinnacle Peak Road and E. Mariposa Grande Drive

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

NOTE: Items 3, 4, 5, and 6 were presented and voted on together.

6. **Troon Highlands Estates Abandonment (10-AB-2022) and Use Restriction Agreement**

Requests:

1. Adopt **Resolution No. 13005** authorizing the abandonment of the portions of the N. 120th Street alignment, E. Pinnacle Peak Road alignment, and N. 122nd Street alignment, adjacent to Parcel Nos. 217-09-020B, 217-09-020C, and 217-08-059 with Single-Family Residential, Environmentally Sensitive Lands (R1-130/ESL) and Single-Family Residential, Environmentally Sensitive Lands (R1-18ESL/HD/HDC) zoning, totaling approximately 116,747 square-feet of right-of-way.
2. Adopt **Resolution No. 13006** authorizing:
 - a. Use Restriction Agreement No. 2024-001-COS with 18-Acres, LLC, and Troon Highlands Estates HOA, Inc.
 - b. The City Manager, or designee, to execute other documents and take such other actions as necessary to carry out the intent of this Resolution and Agreement.

Location: General located on the southwest corner of the E. Pinnacle Peak Road alignment and the N. 122nd Street alignment intersection

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

NOTE: Items 3, 4, 5, and 6 were presented and voted on together.

7. **On-Call Structural Design Engineering Services Contracts – Approved on Consent.**

Request: Adopt **Resolution No. 13009** authorizing the following on-call structural design engineering services contracts for two-years with the option to extend for three additional one-year periods, in an amount not to exceed \$1,500,000 for the initial two-year term of each contract:

1. Contract No. 2024-002-COS with Caruso Turley Scott, Inc.
2. Contract No. 2024-003-COS with Gannett Fleming, Inc.
3. Contract No. 2024-004-COS with Kimley-Horn and Associates, Inc.
4. Contract No. 2024-005-COS with POINT Engineers, LLC

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

8. [WagsCap Outdoor Dining Patio Revocable License Agreement Amendment](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 13017** authorizing Outdoor Dining Patio Revocable License Agreement No. 2013-183-COS-A2, a five-year extension to the agreement with WagsCap, LLC, for an outdoor dining patio use on City property.
Location: 7323 E. Shoeman Lane
Staff Contact(s): Dan Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov
9. [Citywide Electrical Construction Services Job Order Contract Extensions](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 13019** authorizing the following one-year job order contract extensions, in an amount not to exceed \$2,500,000 per contract, for citywide electrical (Water Resources electrical systems) construction services:
 1. Contract No. 2020-008-COS-A3 with Keller Electrical Industries, LLC
 2. Contract No. 2020-009-COS-A3 with Rosendin Electric, Inc.**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov
10. [Citywide General Landscape Services Job Order Contract Extensions](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 13020** authorizing the following one-year job order contract extensions, in an amount not to exceed \$2,000,000 per contract, for citywide general landscape services:
 1. Contract No. 2020-004-COS-A3 with DBA Construction, Inc.
 2. Contract No. 2020-005-COS-A3 with Landscapes Unlimited, LLC
 3. Contract No. 2020-019-COS-A3 with Valley Rain Construction Corporation**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov
11. [Citywide Vegetation Management and Wildland Fire Fuels Reduction Services Job Order Contracts](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 13021** authorizing the following job order contracts for two years with the option to extend for three additional one-year periods, in an amount not to exceed \$4,000,000 for the initial two-year term of each contract, for citywide vegetation management and wildland fire fuels reduction services:
 1. Contract No. 2024-019-COS with ArborWorks LLC
 2. Contract No. 2024-020-COS with Artistic Land Management, Inc.
 3. Contract No. 2024-021-COS with Birrueta Reforestation, Inc., LLC**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov
12. [Water Resources Development Act \(WRDA\) Section 214 Memorandum of Agreement](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 13022** to authorize:
 1. Memorandum of Agreement No. 2024-022-COS with the United States Army Corps of Engineers for execution of a WRDA Section 214 Agreement.
 2. The City Manager, or designee, to execute such documents and take such other actions as necessary to carry out the intent of this Resolution and Agreement.**Staff Contact(s):** Dan Worth, Public Works Director, 480-312-5555, daworth@scottsdaleaz.gov
13. [Airport Apron Lighting Improvements Project Construction Bid and Budget Transfers](#) – **Approved on Consent.**
Request: Adopt **Resolution No. 12991** to authorize:
 1. Construction Bid Award No. IFB-072023-104 with Legacy Wireless Services, Inc., in the amount of \$262,270, to construct airport apron lighting improvements at the Scottsdale Airport.
 2. A Fiscal Year 2023/24 Aviation Fund Capital Contingency Budget Appropriation Transfer, of up to \$45,000, to be funded by the Aviation Fund.

3. A Fiscal Year 2023/24 Aviation Future Grants Capital Contingency Budget Appropriation Transfer, of up to \$267,484 (\$254,968-Federal and \$12,516-State) to be funded by the respective Grant Funds.

Location: 15000 N. Airport Drive

Staff Contact(s): Gary Mascaro, Aviation Director, 480-312-7735, gmascaro@scottsdaleaz.gov

14. **Future Collector Car Show Event Funding – Approved on Consent.**

Request: Adopt **Resolution No. 13010** to authorize:

1. Funding, not to exceed \$37,500, from the portion of the Fiscal Year 2023/24 Tourism Development Fund that is allocated toward event retention and development for the Future Collector Car Show.
2. Event Funding Agreement No. 2024-006-COS with Barrett-Jackson Auction Co.

Staff Contact(s): Karen Churchard, Tourism and Events Director, 480-312-2890,

kchurchard@scottsdaleaz.gov

15. **Parada del Sol Parade and Trail's End Festival Event Funding – Approved on Consent.**

Request: Adopt **Resolution No. 13011** to authorize:

1. Funding, not to exceed \$162,500, from the portion of the Fiscal Year 2023/24 Tourism Development Fund that is allocated toward event retention and development for the Parada del Sol Parade and Trail's End Festival.
2. Event Funding Agreement No. 2024-007-COS with the Parada del Sol Historic Parade.

Staff Contact(s): Karen Churchard, Tourism and Events Director, 480-312-2890,

kchurchard@scottsdaleaz.gov

16. **Water Code Amendment (Additional Remedies for Collection of Delinquent Utility Accounts) – Approved on Consent.**

Request: Adopt **Ordinance No. 4617** amending Scottsdale Revised Code, Chapter 49, Water, Sewers, and Sewage Disposal; Article II, Municipal Water System; Division 2, User Rates and Charges, by adding new section, 49-57.1, Additional Legal Remedies for the City, to authorize additional collection methods of delinquent utility accounts through liens and offset of state income tax refunds or other monies, such as lottery, casino, or gambling winnings.

Staff Contact(s): Whitney Pitt, Business Services Director, 480-312-5925, wpitt@scottsdaleaz.gov

17. **Water Code Amendment (Updating Eligibility Requirements for Leak Adjustments) – Approved on Consent.**

Request: Adopt **Ordinance No. 4620** amending Scottsdale Revised Code, Chapter 49, Water, Sewers, and Sewage Disposal; Article II, Municipal Water System; Division 2, User Rates and Charges, amending section, 49-46, Adjustments for defective meters, leaks, etc., updating eligibility requirements for leak adjustments.

Staff Contact(s): Whitney Pitt, Business Services Director, 480-312-5925, wpitt@scottsdaleaz.gov

18. **Human Resources Management Code Amendment – Approved on Consent.**

Request: Adopt **Ordinance No. 4621** amending Scottsdale Revised Code, Chapter 14, Human Resources Management; Article VI, Benefits, by amending Section 14-102, Employee Group Insurance, to provide for employer contributions to the post-employment health plan.

Staff Contact(s): Monica Boyd, Human Resources Director, 480-312-2615,

mboyd@scottsdaleaz.gov

– Councilwoman Littlefield requested additional information on Item 18 [Human Resources Management Code Amendment].

– City Manager Jim Thompson gave a presentation on the Human Resources Management Code Amendment.

REGULAR AGENDA ITEM 19

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

19. [Swags Rezoning \(2-ZN-2023\)](#)

Requests:

1. Adopt **Ordinance No. 4610** approving a zoning district map amendment from Central Business Parking Downtown Overlay (C-2/P-3 DO) to Downtown/Downtown Multiple Use Type-3 Parking Downtown Overlay (D/DMU-3 P-3 DO) with amended development standards for a new three-story restaurant on a ±0.29 gross acre site.
2. Adopt **Resolution No. 12938** declaring the document titled “*Swags Amended Development Standards*” to be a public record.

Location: 7323 E. Shoeman Lane

Presenter(s): Bryan Cluff, Planning and Development Area Manager

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

– Planning and Development Area Manager Bryan Cluff gave a PowerPoint presentation on the proposed Swags Rezoning.

– Applicant representative Court Rich, with the Rose Law Group, gave a PowerPoint presentation.

– Mayor Ortega opened public comment on this item.

– Sonnie Kirtley, with the Coalition of Greater Scottsdale, spoke in support of Swags Rezoning.

– Tim LaSota, with the Law office of Timothy A. LaSota, spoke on behalf of his clients and their opposition to the Swags Rezoning.

– Lissa Druss spoke in opposition to the Swags Rezoning.

– Mayor Ortega closed public comment on this item.

– Applicant Aaron Wagner discussed the third-floor bar service area proposed stipulation.

– Councilwoman Janik made a motion to:

1. Adopt Ordinance No. 4610 approving a zoning district map amendment from Central Business Parking Downtown Overlay (C-2/P-3 DO) to Downtown/Downtown Multiple Use Type-3 Parking Downtown Overlay (D/DMU-3 P-3 DO) with amended development standards for a new three-story restaurant on a ±0.29 gross acre site with the proposed added stipulation that “With the exception of drink preparation areas for wait staff, there shall be no bar service area permitted on the third floor.”
2. Adopt Resolution No. 12938 declaring the document titled “*Swags Amended Development Standards*” to be a public record,

Vice Mayor Whitehead seconded the motion, which failed 4/3 for lack of the legal protest super majority vote requirement, with Vice Mayor Whitehead and Councilmembers Caputi, Durham and Janik voting in the affirmative; and Mayor Ortega and Councilmembers Graham and Littlefield dissenting.

Public Comment – None

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."**

CITIZEN PETITIONS

ITEM 20

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.

20. 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

ITEM 21

21. [Initiate City Council Review of the Development Review Board's December 7, 2023 Decision Regarding The Artisan \(11-DR-2023\)](#)

Request: At the request of Mayor Ortega, consider whether to initiate a formal City Council review of the Development Review Board's December 7, 2023, decision, which approved a site plan, landscape plan, building elevations, and Public Art locations for a new mixed-use development with 81 dwelling units and ±5,000 square feet of commercial floor in ±100,000 square feet of total building area on a ±40,440 square foot site with Downtown/Downtown Multiple Use, Type-2, Planned Block Development, Downtown Overlay (D/DMU-2 PBD DO) and Downtown/Downtown Core, Type-1, Planned Block Development, Downtown Overlay (D/DC-1 PBD DO) zoning.

Location: Southwest corner of E. Indian School Road and N. Marshall Way

Note: The only Council action to be taken on Item No. 21 is a decision on whether to initiate a formal City Council review of the Development Review Board's December 7, 2023 Decision Regarding The Artisan (11-DR-2023), which would then be scheduled for a future Council meeting. Therefore, no public comment will be taken at this time.

– Mayor Ortega noted the applicant made modifications to the project which were reviewed and accepted by staff. For this reason, Mayor Ortega did not make a motion on this item.

Adjournment – 8:03 P.M.

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