

Mayor Manross closed public testimony.

Chief Planning Officer Randy Grant pointed out an error in the Council Report description of the request for Item No. 11. Mr. Grant reported that the Planning Commission recommended that fifteen feet of the GLO be maintained, which reduces the abandonment request to eighteen feet along the northern property boundary.

Councilman Nelssen asked staff to address Mr. Spiro's comment regarding the abandonment on the parcel to the west. Mr. Grant responded that, to his knowledge, the case questioned by Mr. Spiro (9-AB-2005) had been approved. Mr. Grant stated that he would check on the status of Case 9-AB-2005 and provide a report of his findings.

**12. Safeway @ The Summit Fuel Sales Conditional Use Permit**

**Requests:**

1. Approve a conditional use permit for a gasoline service station on a 57,439± square foot parcel (pad 4) located at 32515 N. Scottsdale Road with Central Business District, Environmentally Sensitive Lands (C-2 ESL) zoning.
2. Adopt Resolution No. 7060 affirming the conditional use permit.

**Location:** 32515 N. Scottsdale Road

**Related Policies, References:** 19-UP-2006. The current zoning was established by Maricopa County long before this area was annexed in 1983. The retail center development was approved in 118-DR-1999.

**Staff Contact(s):** Frank Gray, Planning and Development Services General Manager, 480-312-2890, [fgray@scottsdaleaz.gov](mailto:fgray@scottsdaleaz.gov); Randy Grant, Chief Planning Officer, 480-312-7995, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)

Responding to a question from Councilman Nelssen, Mr. Grant said the business will comply with new ESL Standards.

**13. Arizona Fine Art Expo Conditional Use Permit**

**Requests:**

1. Approve a conditional use permit for a seasonal Arts Festival with stipulation modifications on a 5.41 acre leased site.
2. Adopt Resolution No. 7061 affirming the conditional use permit.

**Location:** 23023 N. Scottsdale Road

**Related Policies, References:**

- 21-UP-2006
- 7-GP-2005 to amend the General Plan to establish a mixed use development for the entire 160 acres.
- 15-ZN-2006 and 13-UP-2005 to rezone from Western Theme Park District (W-P) to Planned Community District (PCD) with comparable zoning of Central Business District (C-2), Commercial Office District (C-O), and Multiple Family Residential District (R-5), including amended development standards on the 160-acre site, to approve a Conditional Use Permit for a residential health care facility on Parcel H of the 160-acre property.

**Staff Contact(s):** Frank Gray, Planning and Development Services General Manager, 480-312-2890, [fgray@scottsdaleaz.gov](mailto:fgray@scottsdaleaz.gov); Randy Grant, Chief Planning Officer, 480-312-7995, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)

**14 Tanners Live Entertainment Conditional Use Permit**

**Requests**

- 1 Approve a conditional use permit for live entertainment in an existing 4,000± square foot building located at 6990 E Shea Boulevard with Central Business District (C-2) zoning
- 2 Adopt Resolution No 7062 affirming the conditional use permit

**Location** 6990 E Shea Boulevard

**Related Policies, References**

- 23-UP-2006
- In May of 2006, the City Council approved a conditional use permit for a bar at this location (1-UP-2006)
- In 1998, the Development Review Board approved the Agua Caliente Shopping Center (29-DR-1988)

**Staff Contact(s)** Frank Gray, Planning and Development Services General Manager, 480-312-2890, [fgray@scottsdaleaz.gov](mailto:fgray@scottsdaleaz.gov), Randy Grant, Chief Planning Officer, 480-312-7995, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov)

**15 License Agreement for a Public Safety Radio Communications Equipment Tower Site**

**Request** Adopt Resolution No 6995 authorizing Agreement No 2006-152-COS with COXCOM, Inc , dba Cox Communications, for a radio communications tower site license at 11138 N 148<sup>th</sup> Street in Fountain Hills in support of the City of Scottsdale Fire Department

**Related Policies, References**

- Council approved transfer of CIP contingency funding of \$1.2 million to improve radio system infrastructure deficiencies on September 7, 2004
- Council adopted Resolution No 6550 authorizing the City Manager to sign Intergovernmental Agreement (IGA) No 2004-138-COS with the City of Phoenix to participate in the Phoenix Fire Department Regional Dispatch System and IGA No 2004-139-COS initiating City participation in the Central Arizona Life Safety Response System, including Automatic Aid, on September 7, 2004
- Council approved Contract No 2004-155-COS with Communication Services, Inc , to complete design and construction of critical fire communications system improvements for the Municipal Fire Department on December 14, 2004
- Council approved Lease Agreement No 2005-027-COS with Pinnacle Towers, LLC, on March 8, 2005 for a radio communications site owned by Cox Communications ("Cox") at 11138 N 148<sup>th</sup> Street in Fountain Hills

**Staff Contact(s)** Dan Worth, Municipal Services General Manager, 480-312-2776, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov), Brad Hartig, Chief Information Officer, 480-312-7615, [bhartig@scottsdaleaz.gov](mailto:bhartig@scottsdaleaz.gov)

**16 Engineering Services Contract for Pavement Management Data Collection**

**Request** Authorize Engineering Services Contract No 2006-181-COS with IMS Infrastructure Management Services in the amount of \$69,700 for pavement condition survey, analysis, and rating

**Related Policies, References**

- City of Scottsdale overall goals and objectives include Provide for the safe, efficient and affordable movement of people and goods, and coordinate planning to balance infrastructure and resource needs within budget
- On June 16, 2003, Council approved Contract No 2003-103-COS with IMS-Terracon for pavement condition analysis and rating of City public streets

**Staff Contact(s)** Dan Worth, Municipal Services General Manager, 480-312-2776,  
[dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)

- 17 Construction Phase Services Contract for CAP Water Treatment Plant Expansion Request** Adopt Resolution No 7055 authorizing Construction Phase Services Construction Manager at Risk (CM@Risk) Contract No 2006-134-COS with Archer Western Contractors in the amount of \$25,469,474 00 for the Central Arizona Project (CAP) Water Treatment Plant Expansion

**Related Policies, References**

- Council approved Engineering Services Contract No 2005-111-COS with Malcolm-Pirnie, Inc for design of the CAP Water Treatment Plant expansion on June 28, 2005
- Council approved CM@Risk design services contract for Archer Western Contractors for the CAP Water Treatment Plant on February 21, 2006

**Staff Contact(s)** Dan Worth, Municipal Services General Manager, 480-312-2776,  
[dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)

COUNCILMAN MCCULLAGH MOVED TO CONTINUE ITEM 17 TO A FUTURE DATE VICE MAYOR LANE SECONDED THE MOTION, WHICH CARRIED 7-0

- 18 Budget Transfer for a New McCormick Model Railroad Building Requests**

- 1 Authorize a budget and cash transfer in the amount of \$400,000 from the Special Programs Special Revenue Fund to the Capital Improvement Projects (CIP) fund for the design of a new model railroad building at McCormick-Stillman Railroad Park
- 2 Approve a new capital project in the FY 2006/2007 CIP for the design and construction of a new model railroad building at McCormick-Stillman Railroad Park

**Staff Contact(s).** Debra Baird, Community Services General Manager, 480-312-2480,  
[dbaird@scottsdaleaz.gov](mailto:dbaird@scottsdaleaz.gov), Dan Worth, Municipal Services General Manager, 480-312-5555, [dworth@scottsdaleaz.gov](mailto:dworth@scottsdaleaz.gov)

Twenty Citizen Comment Cards were received from citizens in favor of Item 18, but not wishing to speak

- 19 Service Contract to Improve Library Volunteer Program**

**Request** Adopt Resolution No 7053 authorizing Contract No 2006-201-COS with the Volunteer Center of Maricopa County to assist the Library in reshaping the volunteer program to benefit older transitioning adults

**Staff Contact(s)** Debra Baird, Community Services General Manager, 480-312-2480,  
[dbaird@scottsdaleaz.gov](mailto:dbaird@scottsdaleaz.gov)

- 20 FY 2006/2007 Scottsdale Community Event Funding**

ITEM 20 REMOVED FROM CONSENT AGENDA FOR SEPARATE DISCUSSION  
SEE PAGE 8

**MOTION AND VOTE – CONSENT AGENDA ITEMS 1 - 20**

VICE MAYOR LANE MOVED TO APPROVE CONSENT AGENDA ITEMS 1 THROUGH 20, MINUS ITEMS 17 AND 20, WITH THE CHANGE FROM 33 FEET TO 18 FEET ON ITEM 11, AND AGREEING WITH THE USE PERMIT FINDINGS ON RELEVANT CASES  
COUNCILMEMBER DRAKE SECONDED THE MOTION, WHICH CARRIED 7-0