



**TOWN COUNCIL MEETING
6401 E. LINCOLN DRIVE
PARADISE VALLEY, ARIZONA 85253
MINUTES
Thursday, April 25, 2019**

1. CALL TO ORDER / ROLL CALL

Mayor Bien-Willner called to order the Town Council Meeting for Thursday, April 25, 2019 at 3:00 p.m. in the Town Hall Boardroom.

COUNCIL MEMBERS PRESENT

Mayor Jerry Bien-Willner
Council Member Ellen Andeen
Council Member Paul Dembow
Vice Mayor Scott Moore arrived at 3:45 PM
Council Member Julie Pace
Council Member Mark Stanton
Council Member Anna Thomasson

STAFF MEMBERS PRESENT

Interim Town Manager Brian Dalke
Town Attorney Andrew Miller
Deputy Town Attorney Deborah Robberson
Deputy Town Manager Dawn Marie Buckland
Town Clerk Duncan Miller
Police Chief Peter Wingert
Town Engineer Paul Mood
Community Development Director Jeremy Knapp
Public Works Director Brent Skoglund
Information Technology Analyst Jason Mitchell

2. STUDY SESSION ITEMS

19-174 EPCOR Water Improvement Project

Eric French, EPCOR Water Engineering Manager for Project Delivery, briefed the Town Council on a water system infrastructure project to install a 24-inch supply line along Lincoln Drive between 36th Street and Desert Fairways Drive. He discussed the needs, goals, timeline, traffic control measures, and community outreach. Mr. French along with Public and Government Affairs Director Rebecca Stenholm and Project Manager Travis Little responded to questions from the Council.

Note: Minutes of Town Council meetings are prepared in accordance with the provisions of Arizona Revised Statutes. These minutes are intended to be an accurate reflection of action taken and direction given by the Town Council and are not verbatim transcripts. Video recordings of the meetings along with staff reports and presentations are available online and are on file in the Office of the Town Clerk. Persons with disabilities who experience difficulties accessing this information may request accommodation by calling 480-948-7411 (voice) or 480-348-1811 (TDD).

19-175 Discussion of Lincoln Drive Median Improvements

Town Engineer Paul Mood presented design recommendations for Lincoln Drive medians between Mockingbird Lane and the Town's eastern border with Scottsdale including:

- An interim access plan for Lincoln Medical Plaza pending a final decision on the redevelopment of Lincoln Medical and Smoke Tree Resort
- A final design for Lincoln Medical / Smoke Tree Resort with a shared access for Left in / Left Out
- Re-evaluate speed limit between Quail Run Road and Scottsdale city limits after development of the Five Star property and re-development of Lincoln Medical Plaza and Smoke Tree Resort.

The Council supported the staff recommendation for Lincoln Drive east of Quail Run Road. It was agreed that access to Lincoln Medical Plaza and Smoke Tree Resort would be included in the development agreements for those properties but was authorized to proceed with design work. Staff was directed to continue to work with residential property owners on the south side of Lincoln Drive on access options and report back on May 23rd.

19-186 Discussion of Town Hall Optimization: Community Room Remodel Update

Capital Projects Administrator Jason Harris and DWL Architects Vice President Michael Braun presented the final design recommendation for the Town Hall remodel project to convert a portion of the Community Room into IT office space and change the front entry. The Council made additional suggestions regarding the pocket door separating the lobby from the Community Room. The Council supported the final design and the installation of a new poured-in-place signage wall and bollards at the front entrance.

Mr. Harris stated a construction contract would be brought back for Council consideration in June. Construction would begin in September and be completed by the end of November.

19-187 Council Lookback - False Alarm Ordinance and Alarm Program

Police Chief Peter Wingert presented an update on the alarm monitoring program. The Town has been offering alarm monitoring since 1984. In May 2017, staff was directed to seek a partnership with a monitoring provider who could receive signals from the Town's current subscribers and route the signals directly to police dispatch. Chief Wingert reported that the Town partnered with Dynamark Monitoring, Inc. The Town transitioned 325 subscribers to the new system and required subscribers to sign a new contract. The service was not marketed, and no new subscribers were accepted until the efficacy of the system could be evaluated. Since August 2018, ten subscribers terminated.

Mayor Bien-Willner recessed the Study Session at 6:10 PM.
Mayor Bien-Willner reconvened the Study Session at 7:24 PM.

There was Council consensus to continue the Police Alarm Monitoring program and to allow new subscribers. Staff was directed to report back with additional information on next generation services (e.g. smart phone system, video monitoring, remote home control) at the fair market rate.

3. EXECUTIVE SESSION

- 19-176** Discussion or consultation with the Town Attorney to consider the Town's position and provide instruction regarding Development Agreement negotiations related to the Lincoln Plaza Medical Center as authorized by A.R.S. §38 431.03(A)(4) and/or legal advice regarding Special Use Permit zoning as authorized by A.R.S. §38 431.03(A)(3.)
- 19-188** Discussion or consultation with the Town Attorney for legal advice regarding amendments to Article XI, Section 1102(B) of the Zoning Ordinance as authorized by A.R.S. §38-431.03(A)(3).
- 19-177** The Town Council may go into executive session at one or more times during the meeting as needed to confer with the Town Attorney for legal advice regarding any of the items listed on the agenda as authorized by A.R.S. §38-431.03(A)(3).

4. BREAK

5. RECONVENE FOR REGULAR MEETING

Mayor Bien-Willner reconvened the meeting at 6:07 PM.

6. ROLL CALL**COUNCIL MEMBERS PRESENT**

Mayor Jerry Bien-Willner
Council Member Ellen Andeen
Council Member Paul Dembow
Vice Mayor Scott Moore
Council Member Julie Pace
Council Member Mark Stanton
Council Member Anna Thomasson

STAFF MEMBERS PRESENT

Interim Town Manager Brian Dalke
Town Attorney Andrew Miller
Deputy Town Manager Dawn Marie Buckland
Town Clerk Duncan Miller
Police Chief Peter Wingert
Town Engineer Paul Mood
Community Development Director Jeremy Knapp
Chief Financial Officer Douglas Allen
Chief Information Officer Steven Brunasso

7. PLEDGE OF ALLEGIANCE*

Mayor Bien-Willner led the Pledge of Allegiance.

8. PRESENTATIONS**19-189 Experience Scottsdale Update**

Experience Scottsdale President and CEO Rachel Sacco presented a year-end state of the hospitality industry and shared information on future marketing strategies for Paradise Valley / Scottsdale.

9. CALL TO THE PUBLIC

Resident Barbara Wick addressed the Council about the former Judson School she and her late husband operated. She expressed her love for the Town of Paradise Valley.

10. CONSENT AGENDA

Town Manager Dalke summarized the items on the Consent Agenda.

A motion was made by Council Member Pace, seconded by Council Member Andeen, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Mayor Bien-Willner
Council Member Andeen
Council Member Dembow
Vice Mayor Moore
Council Member Pace
Council Member Stanton
Council Member Thomasson

19-178 Minutes of Town Council Meeting April 11, 2019

19-183 Approval of Design Change Order No. 2 for Roadway & Utility Improvements: Lincoln Dr, Mockingbird Ln, and Indian Bend Rd

Recommendation: Authorize the Town Manager to execute Change Order No. 2 of the design contract with T.Y. Lin International Inc. in the amount of \$198,500.00, of which \$95,750 will be paid by the Town and the remaining \$102,750.00 paid by Five Star Development.

19-184 Award of Contract for Right of Way for Roadway & Utility Improvements: Lincoln Dr, Mockingbird Ln, and Indian Bend Rd

Recommendation: Authorize the Town Manager to execute Contract No. 19-064-ENG with Consulting Engineering, Inc. in the amount not to exceed \$100,000.00, and to waive the 14-day wait to sign the agreement.

11. PUBLIC HEARINGS

There were no public hearings.

12. ACTION ITEMS

There were no Action Items.

13. FUTURE AGENDA ITEMS

Interim Town Manager Dalke summarized the future agenda schedule. There were no requests to add items.

14. MAYOR / COUNCIL / MANAGER COMMENTS

Council Member Dembow reported on the adoption of HB2318, regulating distracted driving. He thanked Governor Ducey, members of Legislative District 28, the bill's sponsor Senator Fann, and all the bill's supporters.

Council Member Andeen made the following announcements:

- Last Saturday, 443 boxes of paper were shredded, and 1,500 pounds of electronics were recycled at the ACOPS Safety Shred event. \$1,700 was collected to benefit the Paradise Valley Public Safety Foundation.

- April 27 National Prescription Drug Take Back Day from 10 AM to 2 PM
- May 1 Coffee with a Cop/Open House 7:30 AM – 9:00 AM
- May 2 Special Olympics Torch Run
- Police are asking for information leading to the arrest and conviction of those responsible for the murder of Michael Gillman who killed in his Paradise Valley home five years ago.

Council Member Pace reported on the Paradise Valley Mountain Preserve Trust meeting held on April 24. The Trust set a goal to seek donation of 47 acres, establish a program to recognize donors, and made a recommendation to fill the vacancy on the board of directors.

Council Member Stanton reported on the PV Arts Board. He stated that the Jones Gordon School is scheduled to display student art work next February. The Board is also working on an creating an “art tour” of resorts and places of worship.

Council Member Thomasson reported on the Historical Advisory Committee. She announced that the first two properties have submitted applications for historical preservation recognition. She announced that the Committee will host a celebration at the May 23rd Council meeting recognizing the Town’s 58th anniversary.

Mayor Bien-Willner announced that MAG is preparing a media campaign for the 2020 Census. He stated that he will recommend budgeting funds in the next fiscal year to help fund MAG’s efforts.

Mayor Bien-Willner recessed the meeting at 7:15 PM

15. STUDY SESSION CONTINUED

19-181 Review and Discussion on the Recommended Budget for Fiscal Year 2019/20

Chief Financial Officer Douglas Allen continued the presentation of the recommended budget for Fiscal Year 2020. Human Resources Manager Jinnett Hancock presented benefits renewal. Andrew Miller presented the Attorney’s Office.

Deputy Town Manager Dawn Marie Buckland presented the Town Manager and Town Council Budgets. There was consensus to add \$25,000 to the Mayor and Council budget for Census outreach and funds for a legislator recognition event. There was also interest in re-naming the budget section to Mayor, Council, Boards, and Commissions.

Mr. Allen presented the tourism, public transit, debt service, and contingency budgets. There was Council interest in starting discussions related to renewal of the Experience Scottsdale agreement, and considering other options related to transit expenditures.

**19-185 Discussion of the Capital Improvement Program (CIP) Fiscal Year
2020/2024**

Capital Projects Administrator Jason Harris summarized CIP projects for FY 2020. He reported that projects related to Lincoln Drive were given priority in preparation for the mill and overlay project given that there would be a five-year prohibition against cutting Lincoln Dr. once it is resurfaced. He reported on new PCI data received on the condition of Mockingbird Ln. from Indian Bend Rd. to Cheney Blvd showing that the condition is better than previously thought. As a result, that maintenance can be deferred. The Council supported funding for miscellaneous drainage improvements, telephone system upgrades, realignment of Invergordon Road at Lincoln Drive, and 56th Street at Doubletree Ranch Road.

A motion was made by Council Member Stanton, seconded by Vice Mayor Moore, to go into executive session at 9:38 PM to discuss items 19-176 and 19-188. The motion carried by the following vote:

Aye: 7 - Mayor Bien-Willner
Council Member Andeen
Council Member Dembow
Vice Mayor Moore
Council Member Pace
Council Member Stanton
Council Member Thomasson

**19-190 Discussion and Recommendations Regarding Changes to Article
XI, Section 1102.2.B. of the Zoning Ordinance**

Mayor Bien-Willner reconvened the Study Session at 10:35 PM.

Town Attorney Andrew Miller stated that many surrounding communities have adopted minimum spacing standards between medical marijuana dispensaries and residential properties. The Town does not have a specific standard, but rather, states that the distance should be "optimized".

There was Council consensus to authorize the Town Manager to refer Article XI, Section 1102.2.B of the Zoning Ordinance to the Planning Commission for a recommendation on specifying a minimum distance. There was interest in receiving a recommendation from the Planning Commission prior to the summer recess.

19-180 Legislative Update

Ms. Buckland provided a brief summary of legislative action related to distracted driving and photo enforcement.

16. ADJOURN

A motion was made by Council Member Pace, seconded by Vice Mayor Moore, to adjourn. The motion carried by the following vote:

Aye: 7 - Mayor Bien-Willner
Council Member Andeen
Council Member Dembow
Vice Mayor Moore
Council Member Pace
Council Member Stanton
Council Member Thomasson

Mayor Bien-Willner adjourned the meeting at 10:45 PM.

TOWN OF PARADISE VALLEY

SUBMITTED BY:

Duncan Miller, Town Clerk

STATE OF ARIZONA)
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COUNTY OF MARICOPA)

CERTIFICATION

I, Duncan Miller, Town Clerk of the Town of Paradise Valley, Arizona hereby certify that the following is a full, true, and correct copy of the minutes of the regular meeting of the Paradise Valley Town Council held on Thursday, April 25, 2019.

I further certify that said Municipal Corporation is duly organized and existing. The meeting was properly called and held and that a quorum was present.

Duncan Miller, Town Clerk