

TOWN
of
PARADISE VALLEY



TOWN COUNCIL MEETING
6401 E. LINCOLN DRIVE
PARADISE VALLEY, ARIZONA 85253
MINUTES
Thursday, June 8, 2017

1. CALL TO ORDER / ROLL CALL

Mayor Collins called to order the Town Council Meeting for Thursday, June 8, 2017 at 4:00 p.m. in the Town Hall Boardroom.

COUNCIL MEMBERS PRESENT

Mayor Michael Collins
Vice Mayor Jerry Bien-Willner
Council Member Paul Dembow attended by telephone conference call
Council Member Scott Moore
Council Member Julie Pace
Council Member David A. Sherf
Council Member Mark Stanton

STAFF MEMBERS PRESENT

Town Manager Kevin Burke
Town Attorney Andrew Miller
Town Clerk Duncan Miller
Police Chief Peter Wingert
Town Engineer Paul Mood
Director of Administration and Government Affairs Dawn Marie Buckland
Public Works Director Brent Skoglund
Community Development Director Eva Cutro
Senior Planner Paul Michaud
Planner George Burton
Engineering Services Analyst Jeremy Knapp

2. STUDY SESSION ITEMS

17-176

Discussion of Paradise Valley Bicycle & Pedestrian Master Plan

Senior Planner Paul Michaud presented the draft Statement of Direction for the Planning Commission related to the Bicycle and Pedestrian Master Plan.

Mayor Collins presented his proposed revision to the Bicycle Circulation Map and Statement of Direction. His proposal eliminated approximately six miles of bike lane and route designations and focused on facility improvements away from local neighborhoods, congested vehicle traffic locations, and hillside areas. In addition, his proposal included a new concept called the "Resort Loop" that connected central resorts with a shared-use recreational path.

The Council discussed the Mayor's proposal, offered amendments, and agreed to schedule the Statement of Direction for a vote at the next meeting.

17-214

**Discussion of Solid Waste, Recycling, and Specialty Waste
Collection RFP**

Town Clerk Duncan Miller presented the final draft of the RFP for single hauler solid waste, recycling, and specialty waste collection services.

The Council discussed the RFP scope and questioned how Home Owners Associations would be impacted. They provided additional amended language related to specialty waste services, prorated billing, and the right to audit records at no cost.

There was Council consensus for staff to release the RFP in June and report back to Council with the results in September. It was understood that the Council could reject all bids, request best and final offers from the top two finalists, or direct staff to start negotiating a license agreement with a the finalist.

Mayor Collins recessed the meeting at 6:00 p.m.

3. EXECUTIVE SESSION

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 agenda items listed on the agenda as authorized by A.R.S. §38-431.03(A)(3).

There was no action taken on this item.

5. RECONVENE FOR REGULAR MEETING

Mayor Collins reconvened the meeting at 6:15 PM

COUNCIL MEMBERS PRESENT

Mayor Michael Collins
Vice Mayor Jerry Bien-Willner
Council Member Paul Dembow attended by telephone conference call
Council Member Scott Moore
Council Member Julie Pace
Council Member David A. Sherf
Council Member Mark Stanton

STAFF MEMBERS PRESENT

Town Manager Kevin Burke
Town Attorney Andrew Miller
Town Clerk Duncan Miller
Police Chief Peter Wingert
Public Works Director Brent Skoglund
Director of Administration and Government Affairs Dawn Marie Buckland
Community Development Director Eva Cutro
Engineering Services Analyst Jeremy Knapp
Planner George Burton

7. PLEDGE OF ALLEGIANCE*

Mayor Collins led the Pledge of Allegiance.

8. PRESENTATIONS*

There were no presentations.

9. CALL TO THE PUBLIC

Residents Brett Goett, Dwight Lundell, Brent Donaldson, Janie White, and Shawna Glazier addressed the Council regarding the proposed Bicycle Pedestrian Master Plan. They urged the Council to consider the safety of bicyclists and emphasized enforcement of traffic laws.

Resident Dorothy Smith addressed the Council regarding the Memorial Day Celebration at the Camelback Cemetery on McDonald Drive.

Resident Kerry Zang addressed the Council regarding storm drainage.

10. CONSENT AGENDA

Mr. Burke summarized the Consent Agenda.

Mayor Collins removed items 17-198 and 17-222 for separate discussion.

A motion was made by Vice Mayor Bien-Willner, seconded by Council Member Stanton, to approve the Consent Agenda with the exception of items 17-198 and 17-222. The motion carried by the following vote:

Aye: 7 - Mayor Collins
Vice Mayor Bien-Willner
Council Member Dembow
Council Member Moore
Council Member Pace
Council Member Sherf
Council Member Stanton

17-206 Minutes of Town Council Meeting May 17, 2017

17-213 Minutes of Town Council Meeting May 25, 2017

17-198 Approve Appointments to the Advisory Committee on Public Safety

Recommendation: Approve the appointment of Ryan Woody to the Advisory Committee on Public Safety (ACOPS).

Council Member Pace explained that the new ACOPS committee member appointed in the spring moved out of Paradise Valley. The Committee identified Ryan Woody as the alternate.

A motion was made by Council Member Sherf, seconded by Council Member Moore, to appoint Ryan Woody to the Advisory Committee on Public Safety (ACOPS). The motion carried by the following vote:

Aye: 7 - Mayor Collins
Vice Mayor Bien-Willner
Council Member Dembow
Council Member Moore
Council Member Pace
Council Member Sherf
Council Member Stanton

17-200 Approval of a Subdivision Monument Sign and Wall Sign for Camelhead North located at 4816 E Arroyo Verde Drive and 4600 E Pebble Ridge Road

Recommendation: Approve the two proposed subdivision signs, subject to the following stipulations

1. Both signs shall be in substantial compliance with the submitted documents that include the following:
 - a. Narrative from Smithcraft dated May 12, 2017; and
 - b. Sign elevations/site plan prepared by Smithcraft revised April 24, 2017

2. The applicant shall provide a setback certification for the monument sign along Lincoln Drive prior to footing inspection approval.
3. Sign lighting shall not exceed two fixtures per sign, each fixture shall not exceed 750 lumens, and the illumination shall not exceed 0.75 foot-candles at the property line.

17-207 Award of Contract to Econolite Group, Inc in the Amount of \$171,261.53 for the Purchase and Programming of Video Detection Camera Systems at all Twelve Signalized Intersections Townwide

Recommendation: Authorize the Town Manager to execute a contract with Econolite Group, Inc. in the amount of \$171,261.53.

17-208 Award of Contract to B&F Contracting in the Amount of \$78,168.01 for the Installation of Video Detection Camera Systems at all Twelve Signalized Intersections Townwide

Recommendation: Authorize the Town Manager to execute a contract with B&F Contracting in the amount of \$78,168.01.

17-222 Approval of Councilmember Paul Dembow's Nomination for the Arizona Municipal Risk Retention Pool (AMRRP)

Recommendation: Approve Councilmember Dembow's nomination for the Arizona Municipal Risk Retention Pool.

Mayor Collins requested additional information on the role of an Arizona Municipal Risk Retention Pool board member. He stated that past practice has been to discuss appointments in study session prior to appointment. The Council discussed process and agreed to continue this item to the next meeting for discussion and action.

A motion was made by Mayor Collins, seconded by Council Member Stanton, to continue item 17-222 to the June 22, 2017 meeting. The motion carried by the following vote:

Aye: 7 - Mayor Collins
Vice Mayor Bien-Willner
Council Member Dembow
Council Member Moore
Council Member Pace
Council Member Sherf
Council Member Stanton

11. PUBLIC HEARINGS

17-202 Consideration of Ordinance Number 2017-02; Intermediate Special Use Permit Amendment for Sanctuary Resort

Planner George Burton presented a request by the Sanctuary Resort and Spa to amend their Special Use Permit to allow for additions to the existing casitas, two new casita buildings, a new pool, a new snack bar, modified parking near the center of the resort, additions to the existing ballroom building, and a storage building. He noted that the proposed storage building replaces the original request to locate storage containers in the parking lot.

Planning Commission Chair Daran Wastchak reported on the Commission's recommendation. He stated that the Commission did not review the new storage building but was satisfied as long as the final plans are subject to a Managerial Amendment and rights neighboring residents are considered.

Architect Richard Loopy, representing the applicant, addressed the Council. He stated that the resort would not object to providing a landscape plan for the entire frontage on McDonald Drive.

Mayor Collins opened the public hearing. There were no public comments.
Mayor Collins closed the public hearing.

Mayor Collins offered an amendment to the stipulations to require a landscape plan for the frontage on McDonald Drive. There was discussion that the plan should still provide adequate screening of the parking lot and provide flexibility to the applicant.

A motion was made by Council Member Moore, seconded by Council Member Pace, to Adopt Ordinance Number 2017-02 as amended. The motion carried by the following vote:

Aye: 7 - Mayor Collins
Vice Mayor Bien-Willner
Council Member Dembow
Council Member Moore
Council Member Pace
Council Member Sherf
Council Member Stanton

17-209 Consideration of Ordinance Number 2016-04 Amending Article 10 Height and Area Regulations, Section 1023 Outdoor Lighting and Illumination; Article 25 Signs, Section 2506 Lighting; and Special Use Permit Guidelines, Section 2 Lighting

Community Development Director Eva Cutro presented Ordinance Number 2016-04 amending Article 10 and Article 25 of the Zoning Ordinance regarding lighting. She stated that the Council identified lighting as one of the quality of life initiatives. The goal agreed upon goal was to *preserve low light level conditions while realizing lighting is necessary for safety, security, and enjoyment of outdoor living.*

She explained that the amendments focus on technical revisions like changing wattage to lumens, and "housekeeping" changes like defining allowable time periods to display holiday lighting.

Responding to a question from Council Public Works Director Brent Skoglund reported that the Municipal

Court Building is now in compliance with the non-residential lighting requirements of the new ordinance.

There was no report from the Planning Commission.

Mayor Collins opened the public hearing. There were no public comments.
Mayor Collins closed the public hearing.

A motion was made by Council Member Sherf, seconded by Council Member Moore, to Adopt Ordinance Number 2016-04. The motion carried by the following vote:

Aye: 7 - Mayor Collins
Vice Mayor Bien-Willner
Council Member Dembow
Council Member Moore
Council Member Pace
Council Member Sherf
Council Member Stanton

Mayor Collins recessed the Regular meeting and convened the Special Meeting for consideration of the Fiscal Year 2018 Final Budget.

12. SPECIAL MEETING - PUBLIC HEARING

17-199 **Adoption of Resolution Number 2017-12 Approving the FY 2018 Final Budget and FY 2018-22 Capital Improvement Program**

Director of Administration and Government Affairs Dawn Marie Buckland summarized the Fiscal Year 2018 Final Budget. She said the total all-funds budget was \$52 million and was consistent with the Town's long range financial plan. She provided a breakdown of revenue sources and general fund expenditures.

There was no Council discussion.

Mayor Collins opened the public hearing. There were no public comments.
Mayor Collins closed the public hearing.

A motion was made by Council Member Moore, seconded by Council Member Sherf, to Adopt Resolution 2017-12, adopting the FY 2018 Final Budget and the 2018-22 Capital Improvement Program (CIP) and Infrastructure Improvement Plan (IIP) in the total amount of \$52,400,300 The motion carried by the following vote:

Aye: 7 - Mayor Collins
Vice Mayor Bien-Willner
Council Member Dembow
Council Member Moore
Council Member Pace
Council Member Sherf
Council Member Stanton

13. RECONVENE REGULAR MEETING

Mayor Collins adjourned the Special Meeting and reconvened the Regular Meeting.

14. ACTION ITEMS**17-201 Consideration of a Statement of Direction for "The Villas at Cheney Estates" Private Roadway Gate**

Senior Planner Paul presented the proposed Statement of Direction for "The Villas at Cheney Estates", also known as the Town Triangle. He noted that the Statement of Direction (SOD) is part of several applications to develop 8 residential lots at the northwest corner of Northern Ave and Scottsdale Rd. He said the SOD was discussed at the May 25, 2017 Council Study Session. During the meeting there was discussion about the application timing noting the private roadway gate application will not be approved until the Town Council takes action on the related applications.

He summarized the overall application and the SOD.

There was no Council discussion or public comments.

A motion was made by Council Member Stanton, seconded by Council Member Dembow, to Approve the Statement of Direction for The Villas at Cheney Estates Private Roadway Gate Special Use Permit located at the northwest corner of Northern Avenue Alignment and Scottsdale Road. The motion carried by the following vote:

Aye: 7 - Mayor Collins
Vice Mayor Bien-Willner
Council Member Dembow
Council Member Moore
Council Member Pace
Council Member Sherf
Council Member Stanton

17-219 Consideration of Statement of Direction for Personal Wireless Service Facility (a.k.a. Cell Antennas) Ordinance Amendment

Town Manager Burke summarized the proposed Statement of Direction for the Planning Commission to draft amendments to the Personal Wireless Service Facility Ordinance to add objective design standards, undergrounding, stealth and concealment, and timely processing for new small cell antennas.

There was no Council discussion or public comments.

A motion was made by Council Member Sherf, seconded by Council Member Stanton, to Approve the Statement of Direction for Personal Wireless Service Facility (a.k.a. Cell Antennas) Ordinance Amendment The motion carried by the following vote:

Aye: 7 - Mayor Collins
Vice Mayor Bien-Willner
Council Member Dembow
Council Member Moore
Council Member Pace
Council Member Sherf
Council Member Stanton

17-215 Adoption of Resolution Number 2017-13; Authorizing a One-Time Monetary Payment to the Town Manager for Past Performance

Vice Mayor Bien-Willner explained the performance review process that was used to evaluate the Town Manager and Town Attorney. He stated that the performance review results found that both the Manager and Attorney met or exceed the Council's expectations. Accordingly, it was proposed to award the Manager and Attorney with one-time monetary payments.

Members of the Council thanked Mr. Burke and Mr. Miller for their work and dedication.

There was no public comment.

A motion was made by Council Member Moore, seconded by Council Member Stanton, to Adopt Resolution Number 2017-13. The motion carried by the following vote:

Aye: 7 - Mayor Collins
Vice Mayor Bien-Willner
Council Member Dembow
Council Member Moore
Council Member Pace
Council Member Sherf
Council Member Stanton

17-217 Adoption of Resolution Number 2017-14; Authorizing a One-Time Monetary Payment to the Town Attorney for Past Performance

A motion was made by Council Member Sherf, seconded by Council Member Moore, to Adopt Resolution Number 2017-14. The motion carried by the following vote:

Aye: 7 - Mayor Collins
Vice Mayor Bien-Willner
Council Member Dembow
Council Member Moore
Council Member Pace
Council Member Sherf
Council Member Stanton

15. FUTURE AGENDA ITEMS

17-205 Consideration of Requests for Future Agenda Items

Mr. Burke summarized the items on the future agenda schedule. He stated that there would likely be a Special Meeting in early August to consider amendments to the Personal Wireless Service Facility Ordinance to be in compliance with the state law that becomes effective on August 9, 2017

There was no discussion and no additions.

16. MAYOR / COUNCIL / MANAGER COMMENTS

Council Member Pace reported that she attended the Phoenix North Community Salutes Ceremony which recognizes the men and women who have made the decision to join the United States Army.

Mayor Collins recessed the meeting at 7:45 p.m.

17. STUDY SESSION CONTINUED

Mayor Collins reconvened the meeting at 7:51 p.m.

COUNCIL MEMBERS PRESENT

Mayor Michael Collins
Vice Mayor Jerry Bien-Willner
Council Member Paul Dembow attended by telephone conference call
Council Member Scott Moore
Council Member Julie Pace
Council Member David A. Sherf
Council Member Mark Stanton

STAFF MEMBERS PRESENT

Town Manager Kevin Burke
Town Attorney Andrew Miller
Town Clerk Duncan Miller
Police Chief Peter Wingert
Town Engineer Paul Mood
Director of Administration and Government Affairs Dawn Marie Buckland
Public Works Director Brent Skoglund
Community Development Director Eva Cutro
Planner George Burton
Engineering Services Analyst Jeremy Knapp

17-212 Storm Drainage Design Manual Policy

Town Engineer Paul Mood and Engineering Services Analyst Jeremy Knapp presented policy questions related to the Storm Drainage Design Manual update. Mr. Knapp stated that the Manual had been discussed at the February 9 and March 23 meetings. He explained the five remaining policy decisions for Council direction which included: retention basin and access easements, first flush retention, approach to on-going maintenance, natural wash preservation, and parking lot storage.

The Council discussed and provided feedback on each item. They did not support requiring retention basin access easements. Staff was directed to develop a notice that could be recorded showing the retention basins instead.

Mr. Knapp stated that Engineering staff would review and revise the manual over the summer consistent with Council direction and present the final document to Council in the fall.

17-218 Discussion of Hillside Related Concerns and Possible Hillside Code Updates (Article XXII of the Town Zoning Ordinance)

Council Member Dembow departed the meeting at 9:51 PM.

Planner George Burton summarized the Hillside Building Code amendments that had been identified and discussed by staff and the Planning Commission. He noted that the Planning Commission reached a consensus solution on the following items:

1. Material Palette and Light Reflective Value (LRV).
2. Hillside Reviews & Administrative Hillside Chair Review.
3. Disturbed Area Calculation.
4. Demolition on Hillside Properties.
5. Hillside Model.
6. Accessory Structure and Accessory Structure Height Limit (including raised decks/platforms).
7. 40' Overall Height Measurement.
8. Process to Remove a Property from Hillside Designation
9. Define which Hillside Code applies to La Place du Sommet Subdivision
10. Pool Barriers and Perimeter Fencing Standards
11. Administrative relief on hillside lots (Article XXII)

He said the following items still need policy direction:

1. Retaining Walls and Screen Walls
2. Driveway Disturbance Credit
3. Lighting
4. Hillside Assurance/Bond
5. Solar Panels and Hillside Review Process
6. Cantilever Limitations
7. On-Site Retention

The Council focused on establishing safety standards, hillside assurance bond criteria, the potential use of stealth solar technology, the need to minimize the impact of cantilevers, and whether the La Place du Sommet subdivision is bound by the 1984 Hillside Code. The Council also discussed the review process at length and what direction to give the Planning Commission.

There was Council Consensus to direct staff to prepare redline versions of the proposed code amendments and schedule this item for study session and action at the June 22, 2017 meeting.

17-221 Consideration of amendment to Town Council Rules and Procedures Section VIII(b)(13) to allow three councilmembers to place an item on the agenda.

The Town Council discussed the Town Council Rules of Procedure provision governing the number of Council Members necessary to place an item on the agenda. It was agreed that this item deserved more discussion and should be rolled into the broader study session on "governance" to be scheduled in the early fall. There was additional consensus that the provision allowing three Council Members to call a special meeting should be considered for amendment.

18. ADJOURN

Mayor Collins announced that a special meeting would be held on June 22, 2017.

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

Aye: 6 - Mayor Collins
Vice Mayor Bien-Willner
Council Member Moore
Council Member Pace
Council Member Sherf
Council Member Stanton

Absent: 1 - Council Member Dembow

Mayor Collins adjourned the meeting at 11:30 p.m.

TOWN OF PARADISE VALLEY

SUBMITTED BY:


Duncan Miller, Town Clerk

