



TOWN COUNCIL MEETING
6401 E. LINCOLN DRIVE
PARADISE VALLEY, ARIZONA 85253
MINUTES
Thursday, January 24, 2019

1. CALL TO ORDER / ROLL CALL

Mayor Bien-Willner called to order the Town Council Meeting for Thursday, January 24, 2019 at 3:30 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
Council Member Julie Pace
Council Member Mark Stanton
Council Member Anna Thomasson

STAFF MEMBERS PRESENT

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

2. STUDY SESSION ITEMS

19-033 Discussion of Lincoln Drive Median Improvements

Town Engineer Paul Mood presented the following two recommendations for Lincoln Drive median design between Mockingbird Lane and the Town's eastern border.

1. Shared Access and 40 mph Speed Limit

- Shared full access for Smoke Tree Resort and Lincoln Medical Plaza located approximately 86' west of shared property line
- Median Left turn pocket with 90' taper and 115' storage

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).

- Dedicated right turn deceleration lane with 90' taper and 100' storage
- Eliminate western Smoke Tree Resort driveway
- Eliminate western Lincoln Medical Plaza driveway
- Provide shared access easement between Smoke Tree Resort and Lincoln Medical Plaza
- Provide non-vehicular access easement along Lincoln Medical Plaza eastern and southern property lines
- Provide full median access at Applewood Pet Resort's western driveway
- Provide further research into left turn only median opening at Gordon property

2. **No Shared Access and 40 mph Speed Limit**

- Provide full median access for Smoke Tree Resort
- Provided dedicated right turn deceleration lane for Smoke Tree Resort
- Eliminate western Smoke Tree Resort driveway
- Eliminate western Lincoln Medical Plaza driveway
- Provided dedicated right turn deceleration for Lincoln Medical driveway
- Provide non-vehicular access easement along Lincoln Medical Plaza eastern and southern property lines
- Provide full median access at Applewood Pet Resort's western driveway
- Provide further research into left turn only median opening at Gordon property

The Council discussed the recommendations and asked for additional analysis that takes into consideration: future traffic volumes and its impact on reasonable and prudent speeds; consider pedestrian crossing lights; and look at other median break options in front of Applewood Pet Resort and residential properties on the south side of Lincoln.

19-009 Paradise Valley Medical Plaza - Discussion of Intermediate Special Use Permit Amendment (SUP-18-10). 5410 N. Scottsdale Road

Planner George Burton presented a request by Paradise Valley Medical Plaza located at the southwest corner of Scottsdale Road and Jackrabbit Road to amend their Special Use Permit to allow for the addition of a new 10,000 square foot medical building, a new parking area, two new covered parking canopies and signage. The Planning Commission forwarded a recommendation for approval, with stipulations, by a vote of 6 to 0.

In response to questions raised by neighboring property owners, the Council requested more information on the traffic plan and the outcome of the applicant's meeting with the neighbors.

19-006 Sanctuary Resort - Discussion of an Intermediate Special Use Permit Amendment - Statement of Direction (SUP-18-03). 5700 E McDonald Dr -1st Review

Community Development Director Jeremy Knapp presented a draft Statement of Direction for a Special Use Permit Amendment application submitted by the Sanctuary Resort and Spa to allow for the

expansion of Casa 3 (or Gallery House) to add four new attached guest rooms, relocate the swimming pool, and add a new landscaping.

The Town Council discussed the application and the draft Statement of Direction. They provided feedback to staff regarding noise, density, setbacks, Hillside review of the project, and pedestrian access. The Council questioned how the concept of lot coverage should be considered regarding this resort property in general and this application in particular.

Mayor Bien-Willner recessed the meeting at 5:55 PM.

3. EXECUTIVE SESSION

- 19-020** **Discussion or consultation with the Town Attorney to consider the Town's position regarding Development Agreement negotiations related to the Smoke Tree Resort and Lincoln Medical Plaza 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.)**
- 19-028** **Discussion regarding recruitment and employment of a permanent Town Manager as authorized by A.R.S. §38-431.03(A)(1); and discussion with Town Attorney regarding contract negotiations with recruiting firm as authorized by A.R.S. §38-431.03(A)(4).**
- 19-021** **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 Collins reconvened the meeting at 6:05 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

Town Attorney Andrew Miller
Deputy Town Manager Dawn Marie Buckland
Town Clerk Duncan Miller
Police Chief Peter Wingert
Community Development Director Jeremy Knapp
Public Works Director Brent Skoglund
Chief Financial Officer Doug Allen

7. PLEDGE OF ALLEGIANCE*

Phoenix Country Day School student Christina Keller lead the Pledge of Allegiance. Ms. Keller was recognized for submitting a winning essay to the 2019 Martin Luther King, Jr. Day event sponsored by the Spiritual Assembly of the Baha'is of Paradise Valley. The essay theme this year was "Creating the Beloved Community".

8. PRESENTATIONS**19-007 Advisory Committee on Public Safety Update**

Council Member Julie Pace presented the annual update on ACOPS. She highlighted the Committee's accomplishments and future work plan.

9. CALL TO THE PUBLIC

Resident Oriana Lehman Wood submitted a comment expressing her opposition to the proposed Special Use Permit amendment for the PV Medical Plaza. She stated that the increase in traffic, noise, and devaluation of neighboring homes would be a negative impact to the neighborhood and children's safety.

Resident Andy Gordon addressed the Council regarding the proposed improvements to Lincoln Drive from Mockingbird Lane to the Town's eastern border. He asked to the Town to consider alternatives to the staff recommendation. He expressed a preference for right and left turning movements into and out of his property.

Resident Donald McElmury asked the Council to consider traffic calming and beautification improvements to 64th Street.

10. CONSENT AGENDA

Deputy Town Manager Dawn Marie Buckland summarized the items on the Consent Agenda. Council Member Dembow requested to remove item 19-027 from the consent agenda for separate discussion.

A motion was made by Vice Mayor Moore, seconded by Council Member Pace, to approve the Consent Agenda with the exception of item 19-19-027. 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

18-495 Minutes of Town Council Special Meeting November 28, 2018

19-016 Minutes of Town Council Meeting December 6, 2018

19-017 Minutes of Town Council Special Meeting December 18, 2018

19-018 Minutes of Town Council Special Meeting December 21, 2018

19-019 Minutes of Town Council Meeting January 10, 2019

19-030 Minutes of Town Council Meeting January 16, 2019

19-001 Consideration of the Acceptance of a Governor's Office of Highway Safety Grant for a motorcycle

Recommendation: Authorize the Town Manager to sign a Governor's Office of Highway Safety grant for \$27,000 toward the purchase of a Zero Police Motorcycle.

19-027 Approval of Agreement for Trolley Service for Peak Season Use Utilizing State-Dedicated Transit Funds

Recommendation: Authorize the Town Manager to enter into an agreement with Dunn Transportation to provide Town trolley services from February through April 2019, in the amount not to exceed \$25,000.

Chief Financial Officer Douglas Allen responded to Council questions regarding the founding source for this expenditure. He confirmed that the funds are state-shared revenue allocated specifically for transportation expenses.

A motion was made by Council Member Stanton, seconded by Vice Mayor Moore, to authorize the Town Manager to enter into an agreement with Dunn Transportation to provide Town trolley services from February through April 2019, in the amount not to exceed \$25,000. 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

11. PUBLIC HEARINGS

There were no public hearings.

12. ACTION ITEMS

**19-015 Consideration of a Statement of Direction Extension for Smoke
Tree Resort - 7101 E Lincoln Dr (SUP-18-05)**

Community Development Director Jeremy Knapp presented a request by the applicant for Smoke Tree Resort and the Planning Commission to extend the review deadline in the Statement of Direction from February 6, 2019 to March 6, 2019.

There was no public comment.

A motion was made by Vice Mayor Moore, seconded by Council Member Pace, to approve the requested Statement of Direction extension. 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

**19-026 Authorization of Expenditure to Implement the FY 2018-19
Pavement Maintenance Program**

Public Works Superintendent Jerry Cooper presented a request to utilize the M.R. Tanner unit pricing contract awarded in March 2018 to mill and overlay Maintenance District 13, and crack seal and apply Polymer Modified Master Seal in Maintenance Districts 10 and 15. The total project cost was \$1,680,745.22.

There was no public comment.

A motion was made by Council Member Pace, seconded by Council Member Stanton, to Implement the FY 2018-19 Pavement Maintenance Program by authorizing the expenditure of funds from budget line item 20-40-871, Pavement Maintenance Program to M.R. Tanner in the amount of \$1,560,478.22 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

13. FUTURE AGENDA ITEMS

19-029 Consideration of Requests for Future Agenda Items

Deputy Town Manager Dawn Marie Buckland summarized the future agenda schedule. There were no requests to add items.

14. MAYOR / COUNCIL / MANAGER COMMENTS

Ms. Buckland provided an update on the Five Star Development / Ritz-Carlton Resort. The first review of the hotel building plans is complete and the red-lines have been sent back to the architects and engineers.

Council Member Pace announced that the next ACOPS meeting would be held on Tuesday, January 29. Coffee with a Cop is scheduled for the first Wednesday of every month. The Public Safety Fair will be held on February 23rd from 10 AM to 3 PM.

Council Member Stanton commented on the Martin Luther King, Jr., Day event at Town Hall sponsored by the Spiritual Assembly of the Baha'is of Paradise Valley. He recognized resident John Wintersteen for helping to coordinate the event.

Council Member Dembow announced that the next HOA Forum would be held on February 21 from 3:30 PM to 5:00 PM.

Mayor Bien-Willner praised the MLK event at Town Hall and the large attendance. He stated that he plans to invite more of the Town's young achievers to Council meetings to be recognized and lead the Pledge of Allegiance.

He announced that he attended a meeting at the state legislature regarding short term rental. The goal is to find solutions to preserve the residential character of neighborhoods that would otherwise be negatively impacted by short-term rentals.

Council Member Thomasson announced that she and Council Member Dembow attended the distracted driver symposium yesterday. Council Member Dembow thanked the AZ Chapter of the National Safety Council for cosponsoring the event. He thanked Governor Doucey, Senator Brophy-McGee, and Senator Fann for their efforts.

Council Member Moore thanked the Attorney's Office and Mayor Bien-Willner for representing the Town at the EPCOR water rate case hearing at the Corporation Commission.

Mayor Bien-Willner recessed the meeting at 7:17 PM

A motion was made by Vice Mayor Moore, seconded by Council Member Stanton, to go into executive session at 7:28 PM to discuss items 19-020 and 19-028. 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

15. STUDY SESSION CONTINUED

19-029 Discussion of Town Manager Recruitment and Organizational Planning

Mayor Bien-Willner reconvened the Study Session at 8:45 PM.

Mayor Bien-Willner reported that the Town will proceed on a path to recruit a permanent Town Manager. In the Meantime, Brian Dalke will continue to serve as Town Manager.

16. ADJOURN

Mayor Bien-Willner adjourned the meeting at 8:50 PM.

TOWN OF PARADISE VALLEY

SUBMITTED BY:

Duncan Miller
Duncan Miller, Town Clerk

STATE OF ARIZONA)

:ss.

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, January 24, 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
Duncan Miller, Town Clerk

