



**TOWN COUNCIL MEETING
6401 E. LINCOLN DRIVE
PARADISE VALLEY, ARIZONA 85253
MINUTES
Thursday, February 14, 2019**

1. CALL TO ORDER / ROLL CALL

Mayor Bien-Willner called to order the Town Council Meeting for Thursday, February 14, 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
Council Member Julie Pace attended by telephone conference call
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
Building Safety Manager/Fire Marshal Robert Lee
Chief Financial Officer Douglas Allen
Chief Information Officer Steven Brunasso

2. STUDY SESSION ITEMS

**19-062 Discussion of PSPRS Funding Policy and Strategy for the Budget
Year 2020**

Chief Financial Officer Douglass Allen explained that Arizona statute requires cities and towns to develop a funding policy to address Public Safety Personnel Retirement System (PSPRS) unfunded liabilities. He provided background on the pension system and the mechanics and factors that influence total pension liability, as well as, a comparison between how liabilities are presented in actuarial reports versus financial statements.

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).

The Council discussed the risks and benefits of various strategies to pay down the Town's unfunded liability. The Town Council adopted a resolution in 2016 declaring its intention to aggressively pay down debt. There was consensus that the Town's funding policy should preserve as much flexibility as possible by using the unfunded liability rate amortized through 2036 but insert language that the Council's intent to pay off the liability as quickly as is reasonably possible. It was also agreed that staff would present only the actuarial report in future updates but monitor and validate differences in the statements and report large variances.

19-064 Discussion of a Fiscal Stability Stress Test and Risk Assessment

Deputy Town Manager Dawn Marie Buckland presented a revenue risk assessment prepared by ASU Marvin Andrews Fellows Alison Matthees, Rachel Hudgins, Taylor Reimann, and Aaron Robinson. The objective of the study was to analyze the sustainability of Town revenue via a risk analysis of revenue streams and identify alternative ongoing revenue options by benchmarking with similar municipalities.

There was Council consensus to use the risk assessment model to develop a financial strategic plan to provide guidance and/or resource allocation options if there is ever a revenue shortfall.

19-058 Discussion of Ordinance regarding Property Address & Street Assignment Manual

Building Safety Manager / Fire Marshal Robert Lee presented a draft ordinance that would adopt a property address and street assignment manual based on the Maricopa Association of Governments standard manual. He noted that the Town is responsible for assigning addresses to properties within the Town. For consistency, the MAG manual has been used in the past, but the Town never officially adopted the manual.

He stated that the MAG manual was edited so that it is specific to Paradise Valley. There was Council consensus to schedule the ordinance for a vote at the next meeting. The Council requested additional information regarding any substantive differences between the MAG manual and draft Paradise Valley manual. Direction was also provided to include a disclaimer that terms used in the manual, such as "apartment", do not contemplate or authorize land uses that are contrary to the Town's Zoning Ordinance.

19-059 Town Council Look-Back on the Unruly Gathering Ordinance

Police Chief Peter Wingert provided background on Town's experience with "unruly gatherings" and the ordinance adopted by the Town Council in 2018 to address those complaints. Unruly gatherings are defined as a gathering of 5 or more people on a private property which causes a disturbance of the quiet enjoyment of private or public property. Officers refer to a specific list of activities to determine if a violation of the ordinance has occurred.

Chief Wingert reported that 103 music or party complaints were received in the past year. The

majority were resolved after the first contact with officers. Five properties were cited but no fines have been assessed at this time.

There was consensus not to make changes to the ordinance. The chief was encouraged to report back to Council with any concerns or recommendations after more data has been collected.

19-065 Legislative Update

Ms. Buckland summarized pending legislation impacting the Town related to public safety and construction sales tax. She provided status updates. There was Council consensus to support a bill related to distracted driving.

Mayor Bien-Willner recessed the meeting at 5:30 PM.

3. EXECUTIVE SESSION

A motion was made by Vice Mayor Moore, seconded by Council Member Stanton, to go into executive session at 5:30 PM to discuss item 19-068 regarding recruitment and employment of a permanent Town Manager as authorized by A.R.S. §38-431.03(A)(1). 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

19-068 Discussion regarding recruitment and employment of a permanent Town Manager as authorized by A.R.S. §38-431.03(A)(1).

19-049 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 Mark Stanton
Council Member Anna Thomasson

Council Member Julie Pace was not present

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
Municipal Court Director Jeanette Wiesenhofer
Chief Financial Officer Douglas Allen
Chief Information Officer Steven Brunasso
Senior Planner Paul Michaud
Planner George Burton

7. PLEDGE OF ALLEGIANCE*

Mayor Bien-Willner called on residents Logan Costello and Dylan Costello led the Pledge of Allegiance.

8. PRESENTATIONS

19-063 Public Safety Fair Outreach

Community Resource Officer Steven McGhee announced that the Paradise Valley Public Safety Fair would be held on February 23, 2019 from 10 AM to 2 PM at the Town Hall Complex. The event would include many family activities and information of resources and services for residents.

19-054 Planning Commission Annual Update

Chair Daran Wastchak presented the Planning Commission's annual report and a summary of applications processed in 2018.

19-055 Board of Adjustment Annual Update

Chair Eric Leibsohn presented the Board of Adjustment's annual report and discussed the types of variances the Board considers.

9. CALL TO THE PUBLIC

Resident Oriana Wood spoke in opposition to the Special Use Permit application for Paradise Valley Medical Plaza.

10. CONSENT AGENDA

Interim Town Manager Brian Dalke summarized the items on the Consent Agenda.

19-051 Minutes of Town Council Meeting January 24 2019**19-052 Approval of Intergovernmental Agreement (IGA) Amendment No.1 between the Town of Paradise Valley and the State of Arizona for Administration of the Lincoln Drive Sidewalk Project**

Recommendation: Authorize the mayor to execute Amendment No.1 of the IGA between the Town of Paradise Valley and the State of Arizona for administration of the Lincoln Drive Sidewalk Project.

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

Aye: 6 - Mayor Bien-Willner
Council Member Andeen
Council Member Dembow
Vice Mayor Moore
Council Member Stanton
Council Member Thomasson

Absent: 1 - Council Member Pace

11. PUBLIC HEARINGS**19-057 Consideration of the Paradise Valley Medical Plaza (5410 N Scottsdale Rd) Special Use Permit Amendment and Continuance of the Public Hearing to February 28, 2019**

Planner George Burton summarized a request submitted by Paradise Valley Medical Plaza 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 new signage.

He stated that several neighbors expressed objections to the project following the Planning

Commission’s hearing. In response, the applicant requested a continuance in order to meet with neighbors to discuss their concerns.

Mayor Bien-Willner opened the public hearing.

The following Paradise Valley residents spoke in opposition to the application citing concerns about increased noise, traffic, and proximity of the building and parking to the adjoining residences: Alita, Patrick Ford, Kathy Sparks, Marty Applebaum, Scott Kiburz, Sarah Kiburz, Dan Costello, Logan Costello, and Dylan Costello. Melissa Costello submitted a statement in opposition to the application but did not speak.

Mayor Bien-Willner closed the public hearing.

Attorney Douglas Jorden spoke on behalf of the applicant. He requested a four-week continuance to work with the neighbors to address concerns.

A motion was made by Vice Mayor Moore, seconded by Council Member Stanton, to Continue the Public Hearing on Paradise Valley Medical Plaza Intermediate Special Use Permit request (SUP-18-10) to March 14, 2019. The motion carried by the following vote:

Aye: 6 - Mayor Bien-Willner
Council Member Andeen
Council Member Dembow
Vice Mayor Moore
Council Member Stanton
Council Member Thomasson

Absent: 1 - Council Member Pace

12. ACTION ITEMS

19-035 Consideration of a Statement of Direction Extension for Mountain View Medical Center 10555 N Tatum Boulevard

Senior Planner Paul Michaud presented a joint request from the Planning Commission and Mountain View Medical Center to extend the Commission’s deadline in the Statement of Direction to review and make a recommendation on the Special Use Permit Amendment.

There was no public comment.

A motion was made by Vice Mayor Moore, seconded by Council Member Dembow, to approve the requested extension for Planning Commission action on the Mountain View Medical Plaza Special Use Permit application to April 16, 2019. The motion carried by the following vote:

Aye: 6 - Mayor Bien-Willner
Council Member Andeen
Council Member Dembow
Vice Mayor Moore
Council Member Stanton
Council Member Thomasson

Absent: 1 - Council Member Pace

13. FUTURE AGENDA ITEMS**19-050 Consideration of Requests for Future Agenda Items**

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

14. MAYOR / COUNCIL / MANAGER COMMENTS

Mr. Dalke reported that HB 2635, the photo enforcement preemption bill, has not been scheduled for a committee hearing so it is likely dead. He announced that the cell service task force prepared a brochure on how residents can improve cell service in the homes. The brochures will be distributed as part of the Police Department's "Welcome Wagon" materials and provided at the public safety fair.

Mayor Bien-Willner reported that he met with Historical Advisory Committee member John Wintersteen about preparations for the Town's 60th Anniversary celebration. He said the Committee will present a request for additional funding for the event.

Council Member Thomasson reported that she attended an event at the Phoenix Zoo. She noted that the Town donated stained glass panels to the Zoo that had been gifted to the Town by a resident.

Council Member Andeen announced that he Public Safety Fair would be held at the municipal complex on February 23, the next Coffee with a Cop would be March 6, a citizen safety forum would be held at the United Methodist Church on March 19, and a blood drive was scheduled for March 22.

Town Attorney Andrew Miller distributed farm-to-table jams his wife made.

Council Member Stanton acknowledged that February 14 is Arizona statehood day.

Council Member Dembow thanked the Town's legislative delegation for their support on issues of importance to the Town. He expressed support for SB 1165, Senator Kate Brophy-McGee's distracted driver bill.

Vice Mayor Moore stated he was supposed to attend the ground breaking for The Palmeraie, however, his father was admitted to the hospital.

Mayor Bien-Willner recessed the meeting at 7:26 PM

15. STUDY SESSION CONTINUED

COUNCIL MEMBERS PRESENT

Mayor Jerry Bien-Willner

Council Member Ellen Andeen

Council Member Paul Dembow

Vice Mayor Scott Moore

Council Member Julie Pace attended by telephone conference call

Council Member Mark Stanton

Council Member Anna Thomasson

**19-060 Discussion of Sanctuary Resort Special Use Permit Amendment -
Statement of Direction (SUP-18-03). 5700 E McDonald Dr -2nd
Review**

Community Development Director Jeremy Knapp presented an updated draft of the Statement of Direction (SOD) for the Sanctuary Resort Special Use Permit amendment. The Council focused their attention on uses, density, and buffering. Additional edits were made to the draft document.

Mr. Knapp stated the SOD would be updated based on the Council's comments and brought back for consideration and a vote at the February 28 meeting.

16. ADJOURN

A motion was made by Council Member Thomasson, seconded by Council Member Stanton, 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 10:20 PM.

