



Town of Paradise Valley

6401 E Lincoln Dr
Paradise Valley, AZ 85253

Meeting Notice and Agenda Town Council

Thursday, June 25, 2020

2:00 PM

Council Chambers

**IN-PERSON ATTENDANCE AT PUBLIC MEETINGS HAS BEEN SUSPENDED UNTIL FURTHER NOTICE. WATCH LIVE STREAMED MEETINGS AT:
<https://paradisevalleyaz.legistar.com/Calendar.aspx>**

1. CALL TO ORDER / ROLL CALL

THIS MEETING WILL BE HELD BY REMOTE PARTICIPATION ONLY

PUBLIC PARTICIPATION IN THE MEETING

Members of the public are encouraged to participate in the meeting via the following options:

1. *View the live stream at <https://paradisevalleyaz.legistar.com/Calendar.aspx>*
 - (a) *Click on Calendar Tab*
 - (b) *Look for Town Council meeting (you may have to select it from the dropdown list) and find the meeting date*
 - (c) *Click the "In Progress" link in the column titled Video*
2. *Zoom Conference*
 - (a) *Computer: <https://zoom.us/j/6678902153>*
 - (b) *Telephone: 1 669 900 6833 Meeting ID 667 890 2153*
3. *Submitting questions and comments:*
 - (a) *Visit <https://paradisevalleyaz.legistar.com/Calendar.aspx>, search for the meeting date, and click "eComment". Locate the agenda item you are interested in and click "Comment" (Please submit comments at least 1 hr prior to meeting)*
 - (b) *Email dmiller@paradisevalleyaz.gov (Please submit comments at least 1 hr prior to meeting)*
4. *Speaking during Call to the Public / Public Hearings*
 - (a) *Visit <https://paradisevalleyaz.legistar.com/Calendar.aspx>, search for the meeting date, and click "eComment". Locate the agenda item and click "Register to Speak". Join the meeting by dialing 1 669 900 6833 Meeting ID 667 890 2153*
 - (b) *If attending by Zoom Video Conference, click the chat button and enter your name and the agenda item you would like to address*

(These meeting participation guidelines are pursuant to Town Council Resolution 2020-08 adopted March 17, 2020.)

Notice is hereby given pursuant to A.R.S. §38-431.02. that members of the Town Council will attend by audio/video conference call.

2. EXECUTIVE SESSION

[20-292](#) Discussion or consultation with the Town representatives concerning negotiations for the purchase, sale, or condemnation of real property in the vicinity of 7100 E Lincoln Drive as authorized by A.R.S. §38 431.03(A)(7) and/or discussion and consultation with the Town Attorney for legal advice as authorized by A.R.S. §38 431.03(A)(3.)

[20-305](#) Discussion and consultation with the Town Attorney regarding contract negotiations or pending or contemplated litigation, related to Five Star Development project as authorized by A.R.S. §38-431.03(A)(4); discussion and consultation with the Town Attorney for legal advice regarding the development agreement and associated agreements with Five Star Development as authorized by A.R.S. §38-431.03(A)(3); and legal advice regarding zoning application for Palmeraie as authorized by A.R.S. §38-431.03(A)(3).

[20-276](#) 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).

3. STUDY SESSION ITEMS - APPROXIMATE START TIME 3:00 PM

The Study Session is open to the public however the following items are scheduled for discussion only. The Town Council will be briefed by staff and other Town representatives. There will be no votes and no final action taken on discussion items. The Council may give direction to staff and request that items be scheduled for consideration and final action at a later date. The order of discussion items and the estimated time scheduled to hear each item are subject to change.

20-282**Discussion of a Revised Statement of Direction for a Major Special Use Permit Amendment (SUP-18-05) - 7101 E Lincoln Drive - Smoke Tree Resort
60 Minutes****Staff Contact:**

Jeremy Knapp, Community Development Director, 480-348-3522

Attachments:[A - Application](#)[B - Vicinity Map Related Maps](#)[C.1 - Narrative and Plans](#)[C.2 - Parking Study and Associated Documents](#)[C.3 - Traffic Impact Analysis](#)[C.4 - Preliminary Drainage Report](#)[C.5 - Wastewater Capacity Study](#)[C.6 - Water Service Impact Study](#)[D - SUP Guidelines](#)[E - General Plan Policies](#)[F - SUP History](#)[G - Original Statement of Direction](#)[H - Email Correspondence Waiving PH](#)[I - Draft Revised Statement of Direction](#)[J - Public Notification Materials](#)[K - Public Comments](#)[L - Planning Commission Meeting Minutes](#)[M - PowerPoint Presentation](#)**20-299****Discussion of the Federal Cares Act, the AzCares Fund, AzDEMA, and FEMA Reimbursements for the Town
15 Minutes****Staff Contact:**

Douglas Allen

Attachments:[Presentation Federal CARES Act; AzCares Fund; AzDEMA; FEMA; and the To Resolution 2020-22 AZ Cares Fund Authorization for Certification Form 062520
Resolution 2020-23 Designation of Applicant's Agent 062520](#)**20-274****Discussion of Building Pad Height
30 Minutes****Staff Contact:**

Paul Mood, Town Engineer, 480-348-3573

Attachments:[A - PowerPoint Presentation](#)

20-283 **Discussion of Cut-Through Traffic**
30 Minutes

Staff Contact: Paul Mood, Town Engineer, 480-348-3573

Attachments: [A - PowerPoint Presentation](#)
[B - General Plan Circulation Map](#)

20-298 **Discussion and Direction to Enact a Summer Work Group for**
Banking and Investment Services and Related Policies
30 Minutes

Staff Contact: Douglas Allen

Attachments: [Presentation Work group for banking and investment services and related polici](#)

20-288 **Discussion of the Town's Actual Revenue Collections to-date**
15 Minutes

Staff Contact: Douglas Allen

Attachments: [Presentation - Revenue Update](#)

4. BREAK

5. RECONVENE FOR REGULAR MEETING 6:00 PM**6. ROLL CALL****7. PLEDGE OF ALLEGIANCE*****8. PRESENTATIONS*****[20-301](#) Recognition of Donors to the Paradise Valley Mountain Preserve Trust**

Recommendation: Recognize Christa Petracca Berlanti, Pam Hait, Estelle Cohen, and Sebastien Millon

Staff Contact: Jill Keimach, Town Manager

Attachments: [Proclamation](#)
[Certificates](#)

9. CALL TO THE PUBLIC

Citizens may address the Council on any matter not on the agenda. In conformance with Open Meeting Laws, Council may not discuss or take action on this matter at this Council meeting, but may respond to criticism, ask that staff review a matter raised, or ask that it be placed on a future agenda. Those making comments shall limit their remarks to three (3) minutes. Please fill out a Speaker Request form prior to addressing the Council.

10. CONSENT AGENDA

All items on the Consent Agenda are considered by the Town Council to be routine and will be enacted by a single motion. There will be no separate discussion of these items. If a member of the Council or public desires discussion on any item it will be removed from the Consent Agenda and considered separately. Please fill out a Speaker Request form prior to the start of the meeting and indicate which item you would like to address.

[20-278](#) Minutes of Town Council Meeting May 28, 2020

Attachments: [Town Council Minutes May 28 2020](#)

[20-279](#) Minutes of Town Council Special Meeting June 2, 2020

Attachments: [Town Council Minutes June 2 2020](#)

[20-280](#) Minutes of Town Council Meeting June 11, 2020

Attachments: [Town Council Minutes June 11 2020](#)

20-289 Call a Special Meeting for August 20, 2020 to Canvass the Election

Recommendation: Call a Special Meeting for August 20, 2020 to Canvass the Vote and Authorize that a quorum of the Town Council may attend and vote electronically.

Staff Contact: Jill Keimach, Town Manager

20-285 Approval of 1st Amendment to Maricopa County Animal Care and Control Intergovernmental Agreement

Recommendation: Approvw the 1st Amendment to the IGA with Maricopa County to provide Animal Care and Control services.

Staff Contact: Chief Peter Wingert

Attachments: [061120 MCCAC 1st Amendment](#)
[Town of Paradise Valley First Amendment MCCAC final](#)
[Contract # CON-18-032-POL - Maricopa County Animal Care and Control](#)

20-286 Approve Resolution 2020-27 Amending the Fiscal Year 2019/20 Adopted Budget

Recommendation: Approve Resolution 2020-27 Amending the Fiscal Year 2019/20 Adopted Budget

Staff Contact: Douglas Allen

Attachments: [01 Presentation_Budget Amendment Resolution 2020-27](#)
[02 Budget amendments resolution 2020-27 v1](#)

20-287 Approve Resolution 2020-24 Designating the Chief Fiscal Officer as the Town's Filing Agent for the Annual Expenditure Limitation Report for FY 2020/21

Recommendation: Approve Resolution 2020-24 Designating the Chief Fiscal Officer as the Town's Filing Agent for the Annual Expenditure Limitation Report for FY 2020/21

Staff Contact: Douglas Allen

Attachments: [Resolution 2020-24 Designating the CFO for the AELR for 2021](#)
[AG AELR Filing requirements](#)
[AG Expenditure limitations](#)

20-290 Approve Resolution 2020-23 Designating Applicant's Agent

Recommendation: Approve Resolution 2020-23 Designating Applicants Agent

Staff Contact: Deborah Robberson, 480-348-3609

Attachments: [Resolution 2020-23 Designation of Applicant's Agent 062520](#)

20-291 Approve Resolution 2020-22 Authorizing an Application for and Acceptance of AzCares Funding and to Authorize the Town Manager to Execute Required Documents

Recommendation: Approve Resolution 2020-22 Authorizing an Application for and Acceptance of AzCares Funding and to Authorize the Town Manager to Execute Required Documents

Staff Contact: Doug Allen, 480-348-3696
Deborah Robberson, 480-348-3609

Attachments: [Resolution 2020-22 AZ Cares Fund Authorization for Certification Form 062520](#)

20-296 Approval of an Infrastructure Improvement Agreement With Mountain Shadows Resort (“Resort”) Providing For Payment By The Resort Of The Town’s Design And Construction Costs For A New Median And Deceleration Lane On Lincoln Drive To Allow Left-Turn Access For Westbound Traffic Into The Resort’s Westernmost Driveway

Recommendation: Authorize the Town Manager to execute an infrastructure improvement agreement with Mountain Shadows Resort.

Staff Contact: Andrew Miller, 480-348-3691

Attachments: [MTS Agreement - Council Meeting 062520 \(FINAL\)](#)
[Public Comment Received May 24 2020](#)

20-297 Approval of Amendment to the Town Manager’s Employment Agreement

Recommendation: Authorize the Mayor to execute Amendment No. 1 to the Town Manager’s Employment Agreement, Contract No. CON-19-063-TMG-A1, and waive the Council’s policy to delay execution of the agreement until expiration of the two-week waiting period.

Staff Contact: Deborah Robberson, 480-348-3609

Attachments: [Keimach 2020 Contract Amendment No](#)

20-302 Adoption of Resolution 2020-26; Authorizing The Mayor And Town Manager To Advocate On Behalf Of Town Council During Council Recess

Recommendation: Adopt Resolution 2020-26 Authorizing the Mayor and Town Manager to advocate on behalf of Town Council during council recess

Staff Contact: Jill Keimach 480-348-3533

Attachments: [Resolution 2020-26 Advocate on Behalf of the Town with Neighbors on Develop](#)
[SCOTTSDALE REVIEW COMMENT LETTER](#)

11. PUBLIC HEARINGS

The Town Council may hear public comments and take action on any of these items. Citizens may address the Council regarding any or all of these items. Those making comments are limited to three (3) minutes. Speakers may not yield their time to others. Please fill out a Speaker Request form prior to the start of the meeting and indicate which item you would like to address.

12. ACTION ITEMS

The Town Council May Take Action on This Item. Citizens may address the Council regarding any or all of these items. Those making comments are limited to three (3) minutes. Speakers may not yield their time to others. Please fill out a Speaker Request form prior to the start of the meeting and indicate which item you would like to address.

[20-273](#)

Award of Construction Contract for Sanitary Sewer Repairs

Recommendation: Authorize the Town Manager to execute the construction contract with Achen Gardner Construction, LLC in the amount not to exceed \$281,842.96 and waive the 14-day contract execution wait period.

Staff Contact: Paul Mood, Town Engineer, 480-348-3573

Attachments: [A - PowerPoint Presentation](#)
[B - Contract CON-20-126-ENG](#)

[20-295](#)

Award of Construction Contract for Lincoln Drive Median Improvements

Recommendation: Authorize the Town Manager to execute the construction contract with Markham Contracting Co., Inc. in the amount not to exceed \$2,333,226.88 and waive the 14-day contract execution wait period.

Staff Contact: Paul Mood, Town Engineer, 480-348-3573

Attachments: [A - PowerPoint Presentation](#)
[B - Median Layout](#)

[20-272](#)

Adoption of Ordinance No. 2020-08; Amending Article 5-8-4 Native Plant Preservation and Article 5-10-5 Grading And Dust Control Regulations

Recommendation: Adopt Ordinance Number 2020-08.

Staff Contact: Jeremy Knapp, Community Development Director, 480-348-3522

Attachments: [A - Town Code Section 5-8-4](#)
[B - Town Code Section 5-10-5](#)
[C - Ordinance 2020-08](#)
[D - PowerPoint Presentation](#)

20-303 **Adoption of Resolution 2020-21 (Adopt Board and Commission Training Manual and Institute Training); Ordinance 2020-03 (Modify Town Code to have Council Approve Rules for Commission, BOA and HBC); Resolution 2020-09 (Adopting Rules for Commission); Resolution 2020-10 (Adopting Rules for BOA); Resolution 2020-11 (Adopting Rules for HBC)**

Recommendation: Adopt Resolution 2020-21, Ordinance 2020-03, Resolution 2020-09, Resolution 2020-10, and Resolution 2020-11

Staff Contact: Andrew Miller, 480-348-3526

Attachments: [Board Commission Handbook - June 2020 \(for Council adoption on 06 25 20\)](#)
[Resolution 2020-21 Board and Commission Handbook 062520 Council Adoptive Ordinance 2020-03 Amending Chapter 2 re Rules for Commission BOA and Hill](#)
[Resolution 2020-09 Commission Rules and Procedures TC \(for 062520 Council Resolution 2020-10 Changes to Rules and Procedures BOA \(for 062520 Council Resolution 2020-11 Adopting Rules and Procedures Hillside Building Committee Presentation - Training Handbook and Rules of Procedure for Boards and Comr](#)

20-300 **Motion to Reconsider Ordinance Number 2020-07 and the Adoption of Resolution Number 2020-25 and the Adoption of amended Ordinance Number 2020-07; Adopting Amendments to the Floodplain Section of the Town Code by Reference**

Recommendation: Reconsider Ordinance Number 2020-07 and the adoption of Resolution Number 2020-25 and the Adoption of amended Ordinance Number 2020-07; Adopting Amendments to the Floodplain Section of the Town Code by Reference

Staff Contact: Andrew Miller, 480-348-3691
Paul Mood, 480-348-3573

Attachments: [Ordinance 2020-07 \(Amended\) Floodplain Administration \(06 25 20 Council ver:](#)
[Resolution 2020-25 Floodplain Administration as a Public Record \(06 25 20\) Fir](#)
[Floodplain Administration June 2020 \(Attachment to Resolution 2020-25\) Final](#)

20-284 **Approval of a Revised Statement of Direction for a Major Special Use Permit Amendment (SUP-18-05) - 7101 E Lincoln Drive - Smoke Tree Resort**

Recommendation: Approve the revised Statement of Direction for Smoke Tree Resort.

Staff Contact: Jeremy Knapp, Community Development Director, 480-348-3522

Attachments: [A - Application](#)
[B - Vicinity Map Related Maps](#)
[C.1 - Narrative and Plans](#)
[C.2 - Parking Study and Associated Documents](#)
[C.3 - Traffic Impact Analysis](#)
[C.4 - Preliminary Drainage Report](#)
[C.5 - Wastewater Capacity Study](#)
[C.6 - Water Service Impact Study](#)
[D - SUP Guidelines](#)
[E - General Plan Policies](#)
[F - SUP History](#)
[G - Original Statement of Direction](#)
[H - Email Correspondence Waiving PH](#)
[I - Draft Revised Statement of Direction](#)
[J - Public Notification Materials](#)
[K - Public Comments](#)
[L - Planning Commission Meeting Minutes](#)
[M - PowerPoint Presentation](#)

20-304 **Consideration of a New 3-year Contract with Two One-Year Extensions with Experience Scottsdale**

Recommendation: Authorize the Town Manager to execute an agreement with Experience Scottsdale.

Staff Contact: Jill Keimach, 480-348-3533

Attachments: [Presentation - Experience Scottsdale Contract Renewal](#)
[An Analysis of the Efficacy of Experience Scottsdale from a PV Perspective - DI](#)
[Scottsdale Convention and Visitors Bureau Contract](#)
[Experience Scottsdale and Town Agreement Final Version \(Council Action Copy\)](#)
[Exhibit A to ES Agreement - 2020-21 Experience Scottsdale Strategic Recovery](#)

13. FUTURE AGENDA ITEMS

The Town Council May Take Action on This Item. The Mayor or Town Manager will present the long range meeting agenda schedule and announce major topics for the following meeting. Any member of the Council may move to have the Town Manager add a new agenda item to a future agenda. Upon concurrence of three more Members, which may include the Mayor, the item shall be added to the list of future agenda items and scheduled by the Town Manager as a future agenda item within 60 days.

20-277

Consideration of Requests for Future Agenda Items

Recommendation: Review the current list of pending agenda topics.

Staff Contact: Jill B. Keimach, Town Manager, 480-348-3690

Attachments: [AGENDA TOPICS 06 19 20](#)

14. MAYOR / COUNCIL / MANAGER COMMENTS

The Mayor, Council or Town Manager may provide a summary of current events. In conformance with Open Meeting Laws, Council may not have discussion or take action at this Council meeting on any matter discussed during the summary.

15. ADJOURN

AGENDA IS SUBJECT TO CHANGE

**Notice is hereby given that pursuant to A.R.S. §1-602.A.9, subject to certain specified statutory exceptions, parents have a right to consent before the State or any of its political subdivisions make a video or audio recording of a minor child. Meetings of the Town Council are audio and/or video recorded, and, as a result, proceedings in which children are present may be subject to such recording. Parents in order to exercise their rights may either file written consent with the Town Clerk to such recording, or take personal action to ensure that their child or children are not present when a recording may be made. If a child is present at the time a recording is made, the Town will assume that the rights afforded parents pursuant to A.R.S. §1-602.A.9 have been waived.*

The Town of Paradise Valley endeavors to make all public meetings accessible to persons with disabilities. With 72 hours advance notice, special assistance can also be provided for disabled persons at public meetings. Please call 480-948-7411 (voice) or 480-483-1811 (TDD) to request accommodation to participate in the Town Council meeting.