



Town of Paradise Valley

6401 E Lincoln Dr
Paradise Valley, AZ 85253

Meeting Notice and Agenda

Town Council

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

Thursday, January 27, 2022

3:00 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

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

For submitting comments and questions, and speaking at meetings, please note that there are designated opportunities for public speaking during the meetings, which will be specifically identified by the meeting's presiding official (for Town Council Meetings, the Mayor).

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

- [22-034](#) Discussion or consultation with the Town's Attorneys for legal advice and to consider the Town's position regarding the following pending litigation: Town of Paradise Valley v. Gentree, LLC; Smoke Tree Resort, LLC; et al, Case No. CV2019-015736, Maricopa County Superior Court and In re: Gentree LLC (Debtor and Movant) v. Smoke Tree Resort, LLC, Case No. 2:21-bk-05347-BKM, United States Bankruptcy Court for the District of Arizona as authorized by A.R.S. §38 431.03(A)(3) and A.R.S. §38 431.03(A)(4).
- [22-047](#) Discussion or consultation with Town representatives in order to consider employment, assignment, and recruitment of a Town Attorney, as authorized by A.R.S. § 38-431.03(A)(1) and A.R.S. § 38-431.03(A)(4).
- [22-030](#) Discussion or consultation for legal advice with the Town Attorney regarding Town Code amendments related to code enforcement (special events, nuisance noise, unruly gatherings, and rental registration) as authorized by A.R.S. §38-431.03(A)(3).
- [22-031](#) 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 4:30 PM

The Study Session is open to the public for viewing, and the following items are scheduled for discussion among the Council, Staff, and their designees. 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.

- [22-039](#) **Informational Item on the Town of Paradise Valley Water Supplies by Senior Research Fellow of the Kyl Center for Water Policy, Kathleen Ferris**
45 Minutes

Staff Contact: Jill Keimach, 480-348-3690

Attachments: [A. Staff Report Water Resources](#)
[B. PV Water Conservation Efforts](#)
[C. Presentation](#)

22-054

Discussion regarding the Submittal for certain ARPA funds for the First Phase of our integrated IT Service Model Strategy (Digital Citizens Services) related to the Town's Finance Budget and Planning Technology Improvements.

45 Minutes

Staff Contact:

Michael Carbone, 380-348-3696

Attachments:

[A. Staff Report ARPA Digital Citizen Services](#)

[B Presentation](#)

[C. ClearGov Product Overview](#)

[D. ClearGov - Digital Budget Book](#)

4. BREAK

5. RECONVENE FOR REGULAR MEETING 6:00 PM**6. ROLL CALL****7. PLEDGE OF ALLEGIANCE*****8. PRESENTATIONS*****[22-046](#) Presentation of Paradise Valley Vintage Car Show Proceeds to the Sentinels of Freedom and the Military Assistance Mission**

Staff Contact: Diane Wayland, 480-348-3530

Attachments: [Staff Report](#)

[22-050](#) Recognition of the Government Finance Officers Association Awards for the Town's Comprehensive Annual Financial Report, Popular Annual Financial Report (PAFR), and Budget Document

Staff Contact: Michael Carbone, 480-348-3696

Attachments: [A. Staff Report](#)
[B. Press Release](#)
[C. Presentation](#)

9. CALL TO THE PUBLIC

Citizens may address the Council on any matter not on the agenda or any item on the Study Session (Section 3 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.

[22-032](#) Minutes of Town Council Meeting January 13, 2022

Attachments: [Minutes of Town Council Meeting January 13 2022](#)

22-036 **Discussion and Action to Approve Contract Amendment No. 1 with Kimley-Horn for the Mockingbird Lane Design Concept Report for Drainage Improvements from 56th Street to Invergordon Road**

Recommendation: Authorize the Town Manager to execute Kimley-Horn Contract Amendment No. 1 CON-20-108-ENG-A1 in the amount not to exceed \$12,650 and to extend contract term to June 30, 2022 for contract.

Staff Contact: Jason Harris, 480-348-3622

Attachments: [Attachment A Staff Report.pdf](#)
[Attachment B Contract Amendment#1.pdf](#)

22-037 **Discussion and Action to Award a Contract to Michael Baker International for the Design of 54th Street and Solano Drive Drainage Improvements**

Recommendation: Authorize the Town Manager to execute contract CON-22-204-ENG with Michael Baker International in the amount not to exceed \$94,000

Staff Contact: Jason Harris, 480-348-3622

Attachments: [Attachment A Staff Report.pdf](#)
[Attachment B Contract.pdf](#)

22-041 **Discussion and Action to Award a Contract to Kimley-Horn and Associates for the Design of the Doubletree Ranch Road Drainage Improvements at Indian Bend Wash**

Recommendation: Authorize the Town Manager to execute contract CON-22-205-ENG with Kimley-Horn and Associates in the amount not to exceed \$62,430.

Staff Contact: Jason Harris, 480-348-3622

Attachments: [Attachment B Photos.pdf](#)
[Attachment C Contract.pdf](#)
[Attachment A Staff Report.pdf](#)

22-043 **Discussion and Action to Award a Contract to Kimley-Horn and Associates for the Design of the Golf Drive and Northern Avenue Drainage Improvements**

Recommendation: Authorize the Town Manager to execute contract CON-22-206-ENG with Kimley-Horn and Associates in the amount not to exceed \$67,560.

Staff Contact: Jason Harris, 480-348-3622

Attachments: [Attachment A Staff Report.pdf](#)
[Attachment B Photos.pdf](#)
[Attachment C Contract.pdf](#)

22-042 **Discussion and Action to Approve a Contract Extension with PFM Asset Management for Investment Services**

Recommendation: Authorize the Town Manager to execute an agreement with PFM Asset Management LLC for Investment Advisory Services

Staff Contact: Michael Carbone, 480-348-3696

Attachments: [A. Staff Report](#)
 [B. PFM Cooperative Agreement](#)

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.

22-053 **Discussion and Action Concerning Ordinance 2022-03 Amending the Paradise Valley Town Code Regarding Nuisances, Unruly Gatherings, Non-Compliant Short-Term Rentals, and the Peace, Health, Safety, and Welfare of the General Public**

Recommendation: Adopt Ordinance Number 2022-03.

Staff Contact: Jill Keimach, 480-348-3544

Attachments: [A. Staff Report](#)
 [B. Presentation](#)
 [C. Ordinance 2022-03](#)
 [D. January 2022 Amendments to the Paradise Valley Town Code](#)

22-045 **Discussion and Action to Adopt Resolution 2022-01: Accepting the
FY 2020-2021 Comprehensive Annual Finance Report and
Associated Financial Reports**

Recommendation: Adopt Resolution 2022-01

Staff Contact: Michael Carbone, 480-348-3696

Attachments: [Staff Report](#)

[A. Resolution 2022-01 - Acceptance of CAFR](#)

[B. Comprehensive Annual Financial Report 2021](#)

[C. Single Audit Report](#)

[D. Annual Expenditure Limitation Report](#)

[E. Governance Communication](#)

[F. Presentation](#)

22-049 **Discussion and Action to Adopt Resolution 2022-04: Accepting the
FY 2020-2021 Popular Annual Finance Report**

Recommendation: Adopt Resolution 2022-04

Staff Contact: Michael Carbone, 480-348-3696

Attachments: [A. Staff Report](#)

[B. Resolution 2022-04 Accepting the PAFR](#)

[C. PAFR](#)

22-040

Discussion and Action to Approve a One Year Extension of the Town’s Current Pavement Management Contract; and Authorize Expenditure of Funds for the 2021-2022 Annual Pavement Preservation Project

Recommendation:

1. Approve the final one-year contract extension of the pavement maintenance contract between the Town of Paradise Valley and M.R. Tanner Development & Construction, Inc. (M.R. Tanner)
2. Implement fiscal year 2021/22 Annual Pavement Preservation Projects in Maintenance Districts 5,12 and selected streets in13, including the Avenida Del Sol Drainage Project, by approving the funds from budget line item 20-40-871/Pavement Maintenance Program to M.R. Tanner in the amount of \$2,491,680.45

Staff Contact:

Jerry Cooper, 480-348-3589

Attachments:

- [A. Staff Report](#)
- [B. MR Tanner Contract CON-18-0012-PBW-A4](#)
- [B1. Proposals for Pavement Preservation Project](#)
- [C. Presentation](#)
- [D1. Section 5](#)
- [D2 Section 12](#)
- [D3 Section 13](#)

22-044**Discussion and Action to Approve Contract Amendment Number Five to the Agreement for Third Party Plan Review and Inspection Services with Brown and Associates and Contract Amendment Number 4 to the Third-Party Inspection Agreement with Five Star Resort Owner, LLC and Five Star Land Owner, LLC.****Recommendation:**

1. Authorize the Town Manager to execute amendment five to the agreement with Brown and Associates for Third Party Plan Review and Inspection Services; and
2. Authorize the Town Manager to execute amendment number four to the agreement with Five Star Resort Owner, LLC and Five Star Land Owner, LLC for third-party inspection services.

Staff Contact:

Lisa Collins, 480-348-3522

Attachments:

- [A. Staff Report Brown and Associates Contract Amendment 01272022](#)
- [B. Existing Contract with Brown and Associates](#)
- [C. Contract Amendment One](#)
- [D. Contract Amendment Two](#)
- [E. Contract Amendment Three](#)
- [F. Contract Amendment Four](#)
- [G. Proposed Contract Amendment Five](#)
- [H. Existing Contract with Five Star - CON-19-053-CMD](#)
- [I. CON-19-053-CMD-A1](#)
- [J. CON-19-053-CMD-A2](#)
- [K. CON-19-053-CMD-A3](#)
- [L. Proposed CON-19-053-CMD-A4](#)
- [M. Presentation](#)

22-051**Discussion and Action to Continue Consideration of the Casa Blanca Estates Subdivision Wall Application to a Future Meeting****Recommendation:**

Continue consideration of the Casa Blanca Estates Subdivision Wall located at 5219 N. Casa Blanca Drive to February 24, 2022.

Staff Contact:

George Burton, 480-348-3525

Attachments:

- [A. Staff Report](#)
- [B. Continuance LetterEmail](#)
- [C. Application](#)
- [D. Vicinity Map & Aerial Photo](#)
- [E. Narrative & Replacement Wall Plans](#)
- [F. Notification Materials](#)
- [G. Power Point Presentation](#)

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.

22-033

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 01 21 22](#)

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.