



Town of Paradise Valley

6401 E Lincoln Dr
Paradise Valley, AZ 85253

Action Summary

Town Council

Thursday, September 10, 2020

3:00 PM

Council Chambers

1. CALL TO ORDER / ROLL CALL

Present: 7 - Mayor Jerry Bien-Willner
Council Member Ellen Andeen
Council Member Paul Dembow
Council Member Scott Moore
Vice Mayor Julie Pace
Council Member Mark Stanton
Council Member Anna Thomasson

2. STUDY SESSION ITEMS

[20-331](#) 2022 General Plan Update Process
30 Minutes

Received and Filed

[20-329](#) Police Department Update
30 Minutes

Received and Filed

[20-332](#) Discussion of License Plate Recognition Contract
15 Minutes

Indexes: Police Technology

Received and Filed

[20-346](#) Discussion and possible direction on options for Banking and Investment
Services

Received and Filed

[20-347](#) Discussion of Sick Leave Donation Policy
10 Minutes

Received and Filed

3. EXECUTIVE SESSION

[20-335](#)

Discussion and consultation with the Town Attorney regarding 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).

At 5:00 PM a motion was made by Council Member Andeen, seconded by Council Member Moore, to go into executive session to discuss items 20-335 and 20-334. The motion carried by the following vote:

Aye: 7 - Mayor Bien-Willner
Council Member Andeen
Council Member Dembow
Council Member Moore
Vice Mayor Pace
Council Member Stanton
Council Member Thomasson

[20-334](#)

Discussion or consultation with the Town Attorney to consider the Town's position regarding Development Agreement negotiations related to the Smoke Tree Resort authorized by A.R.S. §38 431.03(A)(4), 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 legal advice regarding Special Use Permit zoning as authorized by A.R.S. §38 431.03(A)(3.)

Approved

[20-345](#)

Discussion and consultation with the Town Attorney for legal advice regarding Memorandum of Understanding between the Town of Paradise Valley and the Paradise Valley Public Safety Foundation as authorized by A.R.S. §38-431.03(A)(3).

At 8:17 PM a motion was made by Council Member Dembow, seconded by Council Member Andeen, to go into executive session to discuss item 20-345. The motion carried by the following vote:

Aye: 7 - Mayor Bien-Willner
Council Member Andeen
Council Member Dembow
Council Member Moore
Vice Mayor Pace
Council Member Stanton
Council Member Thomasson

[20-333](#) 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).

No Reportable Action

4. BREAK

5. RECONVENE FOR REGULAR MEETING 6:00 PM

6. ROLL CALL

Present: 7 - Mayor Jerry Bien-Willner
Council Member Ellen Andeen
Council Member Paul Dembow
Council Member Scott Moore
Vice Mayor Julie Pace
Council Member Mark Stanton
Council Member Anna Thomasson

7. PLEDGE OF ALLEGIANCE*

8. PRESENTATIONS*

9. CALL TO THE PUBLIC

10. CONSENT AGENDA

Approval of the Consent Agenda

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: 7 - Mayor Bien-Willner
Council Member Andeen
Council Member Dembow
Council Member Moore
Vice Mayor Pace
Council Member Stanton
Council Member Thomasson

[20-337](#) Minutes of Town Council Meeting June 23, 2020

Approved

[20-338](#) Minutes of Town Council Meeting June 25, 2020

Approved

[20-339](#) Minutes of Town Council Meeting July 6, 2020

Approved

[20-340](#) Minutes of Town Council Meeting July 14, 2020

Approved

[20-341](#) Minutes of Town Council Meeting August 20, 2020

Approved

[20-342](#) Minutes of Town Council Meeting August 31, 2020

Approved

11. PUBLIC HEARINGS

[20-343](#) Consideration of Liquor License Transfer for Smoke Tree Resort

A motion was made by Council Member Moore, seconded by Council Member Dembow, to Forward the Smoke Tree Resort liquor license application for a Series 6 Person Transfer to the Arizona Department of Liquor Licenses and Control with a recommendation for approval. The motion carried by the following vote:

Aye: 7 - Mayor Bien-Willner
Council Member Andeen
Council Member Dembow
Council Member Moore
Vice Mayor Pace
Council Member Stanton
Council Member Thomasson

12. ACTION ITEMS

[20-344](#) Consideration of a Statement of Direction Extension for Major Special Use Permit Amendment (SUP-18-05) - 7101 E Lincoln Drive - Smoke Tree Resort

A motion was made by Council Member Moore, seconded by Council Member Dembow, to approve the requested modification to the Statement of Direction (SOD) for the Smoke Tree Resort application (SUP-18-05) with the following amendments:

- 1. Delete the redline change in Paragraph 1,**
- 2. Extend the Planning Commission's review deadline from September 30, 2020 to November 17, 2020 and that all meetings occur during regularly scheduled Planning Commission meetings and, unless there is an absolutely compelling reason to add additional meetings, there shall be no more than 4 meetings. The motion carried by the following vote:**

Aye: 7 - Mayor Bien-Willner
 Council Member Andeen
 Council Member Dembow
 Council Member Moore
 Vice Mayor Pace
 Council Member Stanton
 Council Member Thomasson

[20-349](#) Adoption of Ordinance No. 2020-10 Amending Chapter 10 Offenses, Section 10-13-2, Definitions; Section 10-13-3, Unruly Gatherings; and Section 10-13-7, Penalties.

A motion was made by Council Member Thomasson, seconded by Council Member Stanton, to adopt Ordinance Number 2020-10, including a declaration of emergency such that the Ordinance shall take effect upon signing, and suspend Section VIII(b)(2) of the Council Rules of Procedure. The motion carried by the following vote:

Aye: 7 - Mayor Bien-Willner
 Council Member Andeen
 Council Member Dembow
 Council Member Moore
 Vice Mayor Pace
 Council Member Stanton
 Council Member Thomasson

[20-348](#) Adoption of Ordinance No. 2020-11 Amending Chapter 1 General, Article 1-9, Penalty, Section 1-9-3, Civil Penalty Prescribed.

A motion was made by Vice Mayor Pace, seconded by Council Member Moore, to Adopt Ordinance Number 2020-11 including a declaration of emergency such that the Ordinance shall take effect upon signing, and suspend Section VIII(b)(2) of the Council Rules of Procedure. The motion carried by the following vote:

Aye: 7 - Mayor Bien-Willner
 Council Member Andeen
 Council Member Dembow
 Council Member Moore
 Vice Mayor Pace
 Council Member Stanton
 Council Member Thomasson

13. FUTURE AGENDA ITEMS

[20-336](#) Consideration of Requests for Future Agenda Items

No Reportable Action

14. MAYOR / COUNCIL / MANAGER COMMENTS

15. ADJOURN

A motion was made at 9:45 PM by Council Member Dembow, seconded by Vice Mayor Pace, to adjourn. The motion carried by the following vote:

Aye: 7 - Mayor Bien-Willner
Council Member Andeen
Council Member Dembow
Council Member Moore
Vice Mayor Pace
Council Member Stanton
Council Member Thomasson