



## Action Summary

### Town Council

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Thursday, October 8, 2020

3:00 PM

Council Chambers

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**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

**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. EXECUTIVE SESSION

##### [20-376](#)

Discussion or consultation with the Town Attorney for legal advice regarding the Federal Fair Housing Act and reasonable accommodation law as s as authorized by A.R.S. §38 431.03(A)(3.)

**A motion was made by Council Member Thomasson at 8:55 PM, seconded by Council Member Stanton, to go into executive session to discuss item 20-376.**

**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

##### [20-377](#)

Discussion or consultation with the Town representatives concerning the recognition of a prior deed that dedicated right-of-way in the vicinity E Lincoln Drive and Quail Run Rd as authorized by A.R.S. §38 431.03(A)(7), and/or legal advice regarding right-of-way dedication as authorized by A.R.S. §38 431.03(A)(3).

**A motion was made by Council Member Moore, seconded by Council Member Thomasson, to go into executive session to discuss items 20-377, 20-379, 20-389, and 20-378 related to item 20-394. 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

[20-379](#) Discussion and consultation with, and direction to, the Town Attorney regarding the Town Council's position and possible intervention regarding EPCOR Water's Company's pending rate case before the Arizona Corporation Commission as authorized by A.R.S. §38-431.03(A)(4).

**to go into Executive Session**

[20-389](#) 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); and 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).

**to go into Executive Session**

[20-378](#) 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).

**to go into Executive Session**

### 3. STUDY SESSION ITEMS - APPROXIMATE START TIME 5:00 PM

**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

[20-382](#) Award of Contract for the 2022 General Plan Update  
20 Minutes

**Received and Filed**

[20-390](#) Discussion of Ordinance No. 2019-07; Revisions to the Zoning Ordinance Relating to Medical Marijuana Dispensaries  
20 Minutes

**Received and Filed**

[20-395](#) Discussion of Resolution No. 2020-30; Recommending Referral of A Draft Ordinance to The Planning Commission for Review And Recommendations to the Town Council Regarding Recreational Marijuana Establishments  
20 Minutes  
**Received and Filed**

**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**

Approval of the Consent Agenda

**A motion was made by Council Member Andeen, seconded by Vice Mayor Pace, 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

**10. CONSENT AGENDA**

[20-380](#) Minutes of Town Council Meeting September 24, 2020  
**Approved**

[20-391](#) Minutes of Town Council Meeting October 1, 2020  
**Approved**

[20-373](#) Consider acceptance of Governor's Office of Highway Safety Grants  
**Approved**

[20-388](#) Adoption of Resolution Number 2020-31; Amendments Human Resources Handbook  
**Adopted**

## 11. PUBLIC HEARINGS

## 12. ACTION ITEMS

[20-383](#) Award of Contract for the 2022 General Plan Update

**A motion was made by Vice Mayor Pace, seconded by Council Member Andeen, to authorize the Town Manager to execute a contract with Michael Baker International in the amount of \$119,928 to be split between FY20-21 and FY21-22 or as approved by the Town Council and a contingency to spend an additional \$4,972 with the total contract amount not to exceed \$124,900 to develop the 2022 General Plan Update for the Town. 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

[20-393](#) Adoption of Resolution No. 2020- 29 Authorizing the Town Attorney to File a Motion to Intervene in the EPCOR Rate Case Designated as Arizona Corporation Commission ("ACC") Docket No. WS-01303A-20-0177.

**A motion was made by Vice Mayor Pace, seconded by Council Member Thomasson, to Adopt Resolution No. 2020-29 authorizing the Town Attorney for file a Motion to Intervene in the 2020 EPCOR Rate Case. 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

[20-394](#) Adoption of Resolution No. 2020-30; Recommending Referral of A Draft Ordinance to The Planning Commission for Review and Recommendations to the Town Council Regarding Recreational Marijuana Establishments

**A motion was made by Council Member Moore, seconded by Council Member Andeen, to Adopt Resolution Number 2020-30. 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. STUDY SESSION ITEMS CONTINUED

[20-396](#) Resident Questions and Town Update  
30 Minutes  
Received and Filed

### 14. FUTURE AGENDA ITEMS

[20-392](#) Consideration of Requests for Future Agenda Items  
Approved

### 15. MAYOR / COUNCIL / MANAGER COMMENTS

No Reportable Action

### 16. ADJOURN

**A motion was made by Vice Mayor Pace, 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  
Council Member Moore  
Vice Mayor Pace  
Council Member Stanton  
Council Member Thomasson