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**TOWN COUNCIL MEETING  
6401 E. LINCOLN DRIVE  
PARADISE VALLEY, ARIZONA 85253  
MINUTES  
Thursday, June 13, 2019**

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**1. CALL TO ORDER / ROLL CALL**

Mayor Bien-Willner called to order the Town Council Meeting for Thursday, June 13, 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  
Council Member Mark Stanton  
Council Member Anna Thomasson

**STAFF MEMBERS PRESENT**

Town Manager Jill Keimach  
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  
Public Works Director Brent Skoglund  
CFO Douglas Allen  
CIO Steven Brunasso  
Senior Planner Paul Michaud  
Planner George Burton

**2. STUDY SESSION ITEMS**

**19-289      Discussion of Resolutions for Specific Activities During Council Recess**

Town Manager Jill Keimach summarized two resolutions schedule for a vote later in the meeting. The resolutions authorized the Mayor and Town Manager to advocate on behalf of the Town during the summer legislative recess regarding coordination with Scottsdale on Phoenix Sky Harbor Federal

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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).

Aviation Administration flight paths and development projects adjacent to the Town's borders (i.e. Scottsdale Palmeraie Phase II zoning application). Ms. Keimach stated that she would provide timely updates during the summer on both topics.

**19-237            Discussion of Amendments to Town Code Chapter 6 -  
                         Administrative Land Modification**

Planner George Burton summarized Ordinance 2019-05 which provides clarification on which types of lot splits, lot line adjustments, and easement modifications may be processed administratively, and which require Council approval. He noted that the Ordinance had been discussed by Council in a previous study session and that the requested changes had been incorporated.

There were no additional changes or amendments to the draft.

**19-275            Discussion of Ironwood Golf Villas Final Plat (Town Triangle)  
                         Northwest corner of the Northern Avenue alignment and  
                         Scottsdale Road**

Senior Planner Paul Michaud presented the Final Plat for the Ironwood Golf Villas. He stated that the Final Plat was in substantial compliance with the Preliminary Plat. He noted that the Town Council discussed the Final Plat on September 13, 2018. At the time, the only remaining item to be obtained was a Certificate of Assured Water Supply. The Arizona Department of Water Resources issued the Certificate on June 3, 2019.

The Final Plat was scheduled for a vote later in the meeting.

**19-280            Discussion of Design Contract for Public Works/Engineering  
                         Remodel**

Town Engineer Paul Mood presented a proposed design contract for the Public Works / Engineering building to provide a needs assessment, prepare concept designs for Council review, and draft construction documents. He discussed the need for the remodel project and provided draft schematic design concepts. He noted that the contract was scheduled for consideration later in the meeting.

There was Council consensus to remove the contract from the agenda and authorize the Town Manager to enter into a contract under her \$25,000 procurement authority to work with the architect to conduct a review of as-builts and prepare conceptual designs for Council to review prior to proceeding with construction documents.

**19-285            Discussion of Amendments to Article XI, Section 1102.2.B. of the  
                         Zoning Ordinance**

This item was not discussed.

A motion was made by Council Member Thomasson, seconded by Council Member Stanton, to go into executive session at 4:20 PM to discuss items 19-272 and 19-273. 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

### 3. EXECUTIVE SESSION

- 19-269** Discussion or consultation with the Town Attorney to consider the Town's position regarding Development Agreement negotiations related to the Smoke Tree Resort and/or Lincoln Medical Plaza as authorized by A.R.S. §38 431.03(A)(4) and/or legal advice regarding Special Use Permit zoning as authorized by A.R.S. §38 431.03(A)(3.)
- 19-272** Discussion and consultation with the Town Attorney regarding contract negotiations, pending or contemplated litigation, or settlement agreements related to Five Star Development project as authorized by A.R.S. §38-431.03(A)(4) and/or 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).
- 19-273** Discussion or consultation with the Town Attorney for legal advice regarding medical marijuana and municipal zoning laws related to medical marijuana dispensaries as authorized by A.R.S. §38 431.03(A)(3.)
- 19-268** 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 Bien-Willner reconvened the meeting at 6:15 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 Julie Pace  
Council Member Mark Stanton  
Council Member Anna Thomasson

**STAFF MEMBERS PRESENT**

Town Attorney Jill Keimach  
Town Attorney Andrew Miller  
Town Clerk Duncan Miller  
Police Chief Peter Wingert  
Town Engineer Paul Mood  
Community Development Director Jeremy Knapp  
Chief Financial Officer Douglas Allen  
Chief Information Officer Steven Brunasso  
Senior Planner Paul Michaud  
Planner George Burton

**7. PLEDGE OF ALLEGIANCE\***

Members of the United States Army Recruiting Office from Paradise Valley/Phoenix led the Pledge of Allegiance.

**8. PRESENTATIONS**

**19-299 Recognition of the United States Army 244th Anniversary**

Mayor Bien-Willner and the Town Council recognized the 244<sup>th</sup> Anniversary of the United States Army. Captain Denard Honeysuckle, LT Lewis Jackson SFC Delmar Douglas, SSG Paul Behling, SSG Morgan Evans, SSG Andre Priimak accepted a proclamation from the Town.

**9. CALL TO THE PUBLIC**

Resident Joy MacLean thanked the Council for their service and supported the Council's decision not to hold meetings during the summer when many residents are out of town.

**10. CONSENT AGENDA**

Town Manager Keimach summarized the items on the Consent Agenda. Ms. Keimach recommended withdrawing Item 19-279 from consideration. There was no objection from the Council.

- 19-267**                    **Minutes of Town Council Meeting May 23, 2019**
- 19-265**                    **Cancellation of June 27, 2019 Council Meeting**  
*Recommendation:*Cancel the June 27, 2019 regular Council meeting.
- 19-278**                    **Award of Contract to Level 7 Technologies to Install Fiber Optical Conduits and Cable on the Town Campus**  
*Recommendation:*Authorize the Town Manager to execute contract CON-19-082-IT in an amount not to exceed \$81,779 and grant budget authority for the expenditure in FY 2020.
- 19-297**                    **Award of Construction Management Services Contract for Lincoln Dr, Mockingbird Ln, and Indian Bend Rd Improvements**  
*Recommendation:*Authorize the Town Manager to execute the construction management services contract with Wood Patel & Associates in the amount not to exceed \$225,570.
- 19-277**                    **Consideration of a Statement of Direction Extension for Mountain View Medical Center - 10555 N Tatum Boulevard (SUP-18-12)**  
*Recommendation:*Approve the requested Statement of Direction (SOD) extension postponing the requirement for the Planning Commission recommendation to Town Council from June 18, 2019 to no later than November 5, 2019.
- 19-281**                    **Approval of Paradise Valley Forms of the Video Services License Agreement, Application Form and Affidavit**  
*Recommendation:*Approve the Paradise Valley forms of the Video Services License Agreement, Application Form and Affidavit
- 19-271**                    **Adoption of Resolution 2019-10; Replat to Relocate Drainage Easement, Abandon Public Utility Easements, and Add Access Easements on Five Star Parcel C- Located at 7000 E. Lincoln Drive**  
*Recommendation:*Adopt Resolution 2019-10, subject to the stipulation in the Action Report.
- 19-274**                    **Adoption of Resolution Number 2019-13; Approving the Annual PSPRS Pension Funding Policy for Fiscal Year 2020**  
*Recommendation:*Adopt Resolution Number 2019-03 approving the Annual PSPRS Pension Funding Policy for Fiscal Year 2020.

- 19-266 Adoption of Resolution 2019-14 Authorizing the Mayor and Town Manager to Advocate on Behalf of Town Council with Neighboring Cities During Council Recess Regarding Development Adjacent to Paradise Valley**

**Recommendation:** Adopt Resolution 2019-14.

- 19-288 Adoption of Resolution 2019-15; Authorization to acquire property interests needed for the Lincoln Drive, Mockingbird Lane, and Indian Bend Road improvements project**

**Recommendation:** Adopt Resolution No. 2019-15; authorizing the Town to acquire property interests needed for the Lincoln Drive, Mockingbird Lane, and Indian Bend Road improvements project.

- 19-282 Adoption of Resolution 2019-16 Approving the Master License Agreement for Small Wireless Facilities in the Public Right-of-Way (“MLA”) and Authorizing the Town Manager to Execute License Agreements in the Form of the Approved MLA but Requiring other Forms of License Agreements to be Approved by the Town Council.**

**Recommendation:** Adopt Resolution 2019-16.

- 19-283 Adoption of Resolution 2019-17 Authorizing the Mayor and Town Manager to Support the City of Scottsdale’s Efforts and Advocate on Behalf of Town Council with Regard to FAA Flight Paths**

**Recommendation:** Adopt Resolution 2019-17.

A motion was made by Council Member Pace, seconded by Council Member Stanton, to approve the Consent Agenda with the exception of Item 19-279. 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

**(WITHDRAWN 19-279 Award of Design Contract for Public Works/Engineering Remodel**

**Recommendation:** Authorize the Town Manager to execute a design contract with DWL

Architects for Public Works/Engineering Building Remodel in the amount of \$88,933. )

**11. SPECIAL MEETING - PUBLIC HEARING****19-276 Adoption of Resolution Number 2019-12; Adopting the FY2019/20 Final Budget, 2020-2024 Capital Improvement Plan, and the 2020 Strategic Revenue Plan.**

Chief Financial Officer Douglas Allen summarized the Fiscal Year 2020 Budget, the 2020 Capital Improvement Plan specifically and the five-year plan in general, and the Strategic Revenue Plan for 2020.

Mayor Bien-Willner opened the public hearing. There were no public comments.  
Mayor Bien-Willner closed the public hearing.

**A motion was made by Council Member Pace, seconded by Council Member Andeen, to adopt Resolution Number 2019-12 adopting the FY2019/20 Final Budget and FY2020-24 Capital Improvement Plan and the 2020 Strategic Revenue Plan. 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

**RECONVENE REGULAR MEETING****12. PUBLIC HEARINGS****19-286 Adoption of Ordinance Number 2019-07**

Town Attorney Andrew Miller stated that this matter was initiated by a request from Interim Town Manager Brian Dalke to the Planning Commission to review and make recommendations on residential spacing requirements related to Medical Marijuana Dispensaries. He said Town Manager Keimach has requested a continuance to December 5, 2019.

Mayor Bien-Willner opened the public hearing.

Attorney Francis "Buzz" Slavin stated that his client would be in favor of the recommendation to continue consideration of the ordinance to a later date.

Mayor Bien-Willner closed the public hearing.

A motion was made by Vice Mayor Moore, seconded by Council Member Pace, to continue the public hearing on Ordinance Number 2019-07 to December 5, 2019. 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

### 13. ACTION ITEMS

**19-264            Consideration of Ironwood Golf Villas Final Plat (Town Triangle)  
Northwest corner of the Northern Avenue alignment and  
Scottsdale Road**

Senior Planner Paul Michaud summarized the request to approve a final plat for an eight-lot residential subdivision on 9.6 acres in the vicinity of Norther Ave and Scottsdale Rd. The site would be developed as an R-43 Cluster Plan with lot sizes varying between 16,813 square feet and 38,665 square feet. He explained the prior approvals of the associated Text Amendment, rezoning, private roadway gate special use permit, subdivision signs, and preliminary plat – all of which were approved in 2017. The applicant received a Certificate of Assured Water Supply on June 3, 2019. He also noted that the applicant secured the Letter of Map Revision approved by the Federal Emergency Management Agency dated October 31, 2018.

Applicant Geoffrey Edmunds thanked staff and the Council.

A motion was made by Council Member Stanton, seconded by Council Member Pace, to approve the Final Plat for "Ironwood Golf Villas" subject to the following conditions:

1. This subdivision shall be in substantial compliance with the following final plat and accompanying plans:

- a. The Final Plat for "The Ironwood Golf Villas", Sheets 1-4, prepared by Coe & Van Loo Consultants, Inc. dated June 4, 2019;
- b. Provisions of the R-43 Cluster Plan zoning of Ordinance 2016-13 and 2016-14 as approved by Town Council on November 16, 2017;
- c. Conditional Use Permit for the private road approved by the Planning Commission on October 3, 2017;
- d. Special Use Permit of Ordinance 2016-15 approved by Town Council on November 16, 2018 related to the private roadway gates and entry landscaping;
- e. Subdivision signage and sign lighting as approved by Town Council on November 16, 2018 referencing the two entry wall signs on the Wall and Gate Plan prepared by Cullum Homes, with the reference that sign lighting shall not exceed two fixtures per sign, each fixture shall not exceed a lumen count of 1,080 lumens, and the illumination shall not exceed 0.75 foot-candles at the



property line;

f. The Letter of Map Revision (LOMR) approved by the Federal Emergency Management Agency (FEMA) issued October 31, 2018;

g. The S.U.P. Wall and Gate Plan prepared by Cullum Homes, date stamped August 27, 2018;

h. The landscape and hardscape plans prepared by Refined Gardens, Sheet L-0 of 7, Sheets L-1 of 8 through L-6 of 8, and Sheet L-1, dated October 2017, revised August 28, 2018.

2. Prior to recordation of the final plat, the applicant shall provide to the Town Attorney a copy of the CC&R's, declaration, bylaws, or other documents for review to ensure that all terms required by the Town Code, Town Zoning Ordinance, and other applicable recorded agreements are part of these documents. The property owners have agreed to a voluntary inclusion that the CC&R's will include a provision for no overnight parking on Ironwood Drive, there will be a single trash hauler provider, and that there will be a minimum of a 30-day rental limit for the residential units.

3. Within 60 days of approval of the final plat map, the applicant shall submit to the Town Mylars of the approved plans and an electronic version of these plans in a pdf format for the Town's permanent record.

4. Prior to recordation of this final plat, all assurances as described in the rezoning of the site to R-43 Cluster Plan of Ordinance 2016-14 shall be completed. This includes a copy of any assurances related to improvements in the Scottsdale Road right-way given to the City of Scottsdale and grading within drainage easements on the plat. The assurance related to the improvement of a bicycle and/or pedestrian route within Northern Avenue as specified per the rezoning is void as the Walk & Bike Plan was not adopted.

5. As defined in Condition 6 of Special Use Permit of Ordinance 2016-15, and modified herein to address drainage maintenance, the owner of the property, or successors, shall provide the Town, in a form acceptable to the Town Attorney, a grant of access easement and a private right-of-way easement and maintenance agreement for the private roadway, private roadway gates, and any related roadway/gate improvements on this property; along with a drainage easement and drainage easement maintenance agreement for the storm drainage improvement areas. These easement agreements shall be reviewed by the Town Attorney, and comply with applicable local and state laws, and be recorded with the Maricopa County Recorder's Office. Said agreements shall be recorded on or about the date of the recordation of this final plat.

6. As stipulated in the rezoning of the site to R-43 Cluster Plan of Ordinance 2016-14, a trust indenture establishing title to the common areas must be executed in accordance with Section 905, Conveyance of Common Lands, of the Zoning Ordinance. Said indenture shall be recorded on or about the date of the recordation of this final plat.

7, As stipulated in the rezoning of the site to R-43 Cluster Plan of Ordinance 2016-14, the property owner(s) must sign and record a Waiver of Rights and Remedies agreement under A.R.S. § 12-1134 (Proposition 207 Waiver) in the form provided by the Town Attorney. Said 207 Waiver and recordation of this

final plat are necessary to make effective the amendment to the Cluster Plan zoning text of Ordinance 2016-13, rezoning of the subject site to R-43 Cluster Plan of Ordinance 2016-14, Conditional Use Permit for the private road of this

subdivision, its subdivision signs, the Special Use Permit of Ordinance 2016-15 for the private roadway gates and entry landscaping, and the perimeter walls/landscaping.

8. The final improvements that address items such as drainage, street, utility, subdivision wall, landscaping, and related improvements shall be completed as set forth in the rezoning of the site to R-43 Cluster Plan of Ordinance 2016-14.

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

**19-298 Adoption of Ordinance 2019-05; Amending Chapter 6 Town Code Amendment - Administrative Land Modification (MI-19-01); and Resolution 2019-03 Amending the Fee Schedule**

Mayor Bien-Willner departed the meeting.

Planner George Burton summarized Ordinance Number 2019-05 amending Chapter 2 of the Town Code providing clarification on which type of lot splits, lot line adjustments, and easement medications may be processed administratively by staff and which require Council approval. He said Resolution 2019-03 amended the text in the Master Fee Schedule to reflect the definitional changes in Chapter 6, but that the fees were unchanged.

There was no discussion or public comment.

**A motion was made by Council Member Thomasson, seconded by Council Member Pace, to adopt Ordinance 2019-05 and Resolution 2019-03. The motion carried by the following vote:**

**Aye:** 6 - Council Member Andeen  
Council Member Dembow  
Vice Mayor Moore  
Council Member Pace  
Council Member Stanton  
Council Member Thomasson

**Absent:** 1 - Mayor Bien-Willner

Mayor Bien-Willner rejoined the meeting.

**19-287            Adoption of Ordinance Number 2019-08 Amending the Definition of Small Wireless Facility in Chapter 2, Article 2-5, Section 2-5-2(I) (2)(I) of the Town Code.**

Town Attorney Andrew Miller summarized Ordinance 2019-08 clarifying the definition of Small wireless Facility.

There was no discussion or public comment.

**A motion was made by Vice Mayor Moore, seconded by Council Member Pace, to adopt Ordinance Number 2019-08. 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

**19-263            Authorize the Town Manager to Amend the Contract with Brown and Associates for Third Party Plan Review and Inspection Services Related to Construction Activities at the Five Star Development in an Amount Not to Exceed \$540,000**

Community Development Director Jeremy Knapp summarized an agreement that would allow Five Star Development to request third party building inspection services from Brown and Associates. Mr. Knapp stated that the scope of the development project requires more man hours than the Town can provide. Section 6.2 of the Development Agreement anticipated this issue and provided for third party professional assistance. The Town holds the contract with Brown and Associates and Five Star Development reimburses the Town for the services provided.

Mr. Knapp responded to questions from the Council. Mr. Allen confirmed that this expense is revenue neutral and does not count against the Town's expenditure limitation. There was no public comment.

**A motion was made by Council Member Pace, seconded by Council Member Stanton, to authorize the Town Manager to execute a contract with Brown and Associates. 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

**19-256 Award of Contract for Sanitary Sewer Repairs**

Town Engineer Paul Mood presented a proposed sanitary sewer line repair contract. He discussed the project's scope to repair structural defects in sewer lines in Glen Drive, Cheney Drive, and Hummingbird Lane.

There was no discussion or public comment.

**A motion was made by Council Member Pace, seconded by Council Member Thomasson, to authorize the Town Manager to execute Contract CON-19-085-ENG with Achen-Gardner Construction, LLC in an amount not to exceed \$409,526.81 for the Glen Dr.; Cheney Dr. and Hummingbird Ln. sanitary sewer repairs. 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

**19-257 Award of Contract for Lincoln Dr. Median Design (32nd St. to Mockingbird Ln.), Lincoln Dr. & Invergordon Rd. Intersection Improvements and Lincoln Dr. & Tatum Blvd. Intersection Enhanced Crosswalks.**

Mr. Mood presented an engineering design contract with Kimley-Horn for improvements to Lincoln Drive consisting of four capital projects:

1. Reconstruction of Lincoln Drive medians between 32<sup>nd</sup> Street and Tatum Blvd
2. Reconstruction of Lincoln Drive medians between Tatum Blvd and Mockingbird Ln
3. Design Lincoln Drive and Tatum Blvd intersection enhanced crosswalks per Visually Significant Corridor Master Plan
4. Lincoln Drive and Invergordon Rd intersection improvements

Mr. Mood responded to questions from the Council. There was no public comment.

**A motion was made by Council Member Pace, seconded by Council Member Andeen, to authorize the Town Manager to execute Contract CON-19-084-ENG with Kimley-Horn and Associates in an amount not to exceed \$234,865.00 for the Lincoln Dr. Median Improvements (32nd St. to Mockingbird Ln.), Lincoln Dr. & Invergordon Rd. Intersection Improvements and Lincoln Dr. & Tatum Blvd. Intersection Enhanced Crosswalks. 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

**19-295 Award of Construction Contract for Town Hall Remodel**

Capital Projects Administrator Jason Harris presented a construction contract to remodel Town Hall. The project included improved exterior signage and security features, new front entrance and redesigned lobby, dedicated IT office space, IT storage space, and replacement of an air handler in the Community Room.

Work was scheduled to begin in September and be completed by December 2019.

Mr. Harris and Michael Braun with DWL Architects responded to questions from the Council.

The Council discussed the possibility of incorporating public art into the improvement project. It was suggested that an art piece be commissioned to recognize donors to the Paradise Valley Mountain Preserve Trust. There was Council consensus for the staff, architect, contractor, and artist to identify suitable locations for an art piece so that site preparation could be done at the same time as construction.

**A motion was made by Council Member Pace, seconded by Council Member Dembow, to authorize the Town Manager to execute the construction contract with Core Construction in the amount not to exceed \$574,075, and to waive the 14-day wait period to sign the agreement. 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

**19-296 Award of Construction Manager at Risk Construction Contract for Lincoln Dr, Mockingbird Ln, and Indian Bend Rd Improvements**

Mr. Harris presented a construction manager at risk contract with Achen-Gardner to reconstruct Lincoln Drive from Mockingbird Ln east to the Town limits; Mockingbird Ln from Lincoln Dr to Indian Bend; and Indian Bend Rd from Mockingbird Ln east to the Town limits at a total cost of \$11.4 million. Construction was expected to begin in July 2019 and be completed by June 2020.

Staff responded to questions from the Council regarding the Town's obligations and Five Star Development's obligations under the development agreement to improve the roads surrounding the development area. Staff also responded to questions regarding the development milestones and progress updates.

There were no public comments.

A motion was made by Council Member Dembow, seconded by Council Member Stanton, to Authorize the Town Manager to execute the construction manager at risk construction contract with Achen-Gardner Construction LLC in the amount not to exceed \$11,395,891.31, and to waive the 14-day wait period to sign the agreement and provided that Five Star Development execute the contract prior to the Town Manager executing same. 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

#### 14. FUTURE AGENDA ITEMS

##### 19-270 Consideration of Requests for Future Agenda Items

Town Manager Keimach summarized the future agenda schedule. She noted staff would give an update on the Five Star Development project on the parcel located in Scottsdale. There were no requests to add items.

#### 15. MAYOR / COUNCIL / MANAGER COMMENTS

Mayor Bien-Willner thanked everyone for a productive first six months of the Council term. He wished everyone a good summer.

Vice Mayor Moore reported that the quarterly Experience Scottsdale Board meeting was held today. The executive committee reported on how the CEO and executive salaries are formulated. The written policy on compensation will be distributed. The City of Scottsdale gave a presentation on their capital improvement program and future bond program.

Council Member Andeen announced upcoming events at the Police Department:

July 3 – Coffee with a Cop 7:30 – 8:30 AM – hiking safety during the summer

August 7 – Coffee with a Cop 7:30 – 8:30 AM – digital license plate program and texting while driving laws

September 4 - Coffee with a Cop 7:30 – 8:30 AM – Terrorism and man-made threats

October 26 is Shred Safely.

She also reminded that the Police Department offers a Vacation Watch Program.

Council Member Pace reported on the activities of the Paradise Valley Mountain Preserve Trust including: new branding and outreach materials, potential land donations, and recognition of past donors.

**A motion was made by Vice Mayor Moore, seconded by Council Member Andeen, to go into executive session at 8:34 PM to discuss item 19-269. 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

16. ADJOURN

A motion was made by Vice Mayor Moore, seconded by Council Member Thomasson, 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 9:05 PM

TOWN OF PARADISE VALLEY

SUBMITTED BY:

\_\_\_\_\_  
Duncan Miller, Town Clerk

STATE OF ARIZONA                    )  
  :ss.  
COUNTY OF MARICOPA            )

CERTIFICATION

I, Duncan Miller, Town Clerk of the Town of Paradise Valley, Arizona hereby certify that the following is a full, true, and correct copy of the minutes of the regular meeting of the Paradise Valley Town Council held on Thursday, June 13, 2019.

I further certify that said Municipal Corporation is duly organized and existing. The meeting was properly called and held and that a quorum was present.

\_\_\_\_\_  
Duncan Miller, Town Clerk