

# **TOWN** *Of* **PARADISE VALLEY**



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## **STAFF REPORT**

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**TO:** Mayor Bien-Willner and Town Council Members

**FROM:** Jill Keimach, Town Manager  
Andrew McGuire, Town Attorney  
Deborah Robberson, Assistant Town Attorney

**DATE:** June 24, 2021

**DEPARTMENT: Town Attorney's Office**

Andrew J. McGuire, 602-257-7664

Deborah Robberson, 480-348-3609

**AGENDA TITLE:**

Intergovernmental Agreement Between the Town and the City of Scottsdale for Plan Review, Permitting, Inspection and Maintenance of Cross-Jurisdictional Road and Utility Improvements

**RECOMMENDATION:**

Approve Resolution No. 2021-19 authorizing the Town Manager to sign the Intergovernmental Agreement (CON-21-179-ENG) between the Town and the City of Scottsdale for plan review, permitting, inspection and maintenance of cross-jurisdictional road and utility improvements.

**SUMMARY STATEMENT:**

Five Star Development's project at the southwest corner of Scottsdale Road and Indian Bend Road and Scottsdale includes the Ritz-Carlton Paradise Valley and its associated resort retail, which are located in the Paradise Valley, and the master-planned development of The Palmeraie, which is located in Scottsdale. Certain road and utility improvements that will serve the development in both jurisdictions will be constructed across the municipalities' jurisdictional boundaries. The planned improvements include, but are not limited to, a roundabout, medians, and landscaping on Indian Bend Road; a north/south street running from the Indian Bend roundabout to the 6750 North Scottsdale Road alignment (currently known as Cinque Stelle Blvd.); and a box culvert running along Indian Bend Road.

The Town and Scottsdale wish to cooperate to allow one municipality to perform plan review, permitting, and inspections services for the design and construction the improvements and to establish future maintenance and permitting authority.

The proposed Intergovernmental Agreement ("IGA") designates Scottsdale as the lead agency to perform plan review, permitting, and inspection services for the road and utility

improvements. Future maintenance obligations are also established in the IGA: Scottsdale will maintain the pavement and adjacent curb and gutter on Indian Bend Road from the eastern crosswalk of the roundabout to Scottsdale Road (except the median adjacent to the eastern crosswalk). The Town will maintain the pavement and adjacent curb and gutter on Indian Bend Road from Mockingbird Lane to the eastern crosswalk of the roundabout (including the roundabout), the median adjacent to the eastern crosswalk of the roundabout, and the sidewalk and landscaping on the north half of Indian Bend Road up to the ADA sidewalk ramp at Scottsdale Road. Exhibit A to this Staff Report depicts each municipality's maintenance obligations.

Cinque Stelle Blvd. is planned as a private street, so no municipal maintenance obligation for this street is established in the IGA. After initial construction and acceptance of the improvements by the municipalities, the IGA designates the Town as the municipality that will be responsible for plan reviews, permits, and inspections for any future work on Cinque Stelle Blvd.

Each municipality will collect its applicable fees for the plan review services it performs, and Scottsdale will collect its permit fees.

**BUDGETARY IMPACT:**

Town will collect fees based on the reasonable hourly rates for Town staff members who perform any plan reviews or inspections.

**ATTACHMENT(S):**

- A. Staff Report
- B. Exhibit A
- C. Resolution 2021-19
- D. CON-21-179-ENG - Intergovernmental Agreement Between the Town of Paradise Valley and City of Scottsdale for Plan Review, Permitting, Inspection and Maintenance of Cross-Jurisdictional Road and Utility Improvements
- E. Power Point Presentation