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**TOWN COUNCIL MEETING  
6401 E. LINCOLN DRIVE  
PARADISE VALLEY, ARIZONA 85253  
MINUTES  
THURSDAY, September 9, 2021**

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

Mayor Bien-Willner called to order the Town Council Meeting for Thursday, September 9, 2021 at 3:00 p.m. in the Town Hall Boardroom and through remote participation as authorized by Resolution 2020-08.

**COUNCIL MEMBERS PRESENT**

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

**A motion was made at 3:00 PM by Council Member Thomasson, seconded by Council Member Moore go into executive session for legal advice regarding item 21-275, 21-289, and 21-281. The motion carried by the following vote:**

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

**2. EXECUTIVE SESSION**

**21-275      Discussion and consultation regarding Municipal Court  
Performance Reviews and Reappointment of Municipal Court  
Judges as authorized by A.R.S. §38-431.03(A)(1).**

**21-289      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).**

- 21-283**      **Discussion or consultation for legal advice with the Town Attorney regarding Schires v. Peoria as authorized by A.R.S. §38-431.03(A)(3).**
- 21-282**      **Discussion of Assistant Town Attorney responsibilities following retirement as authorized by A.R.S. §38-431.03(A)(1).**
- 21-274**      **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**

#### **STAFF MEMBERS PRESENT**

Town Manager Jill Keimach attended by video conference  
Town Attorney Andrew J. McGuire attended by video conference  
Assistant Town Attorney Deborah Robberson attended by video conference  
Town Clerk Duncan Miller  
CFO Michael Carbone  
CIO James Bailley  
Chief of Police Peter Wingert attended by video conference  
Town Engineer Paul Mood attended by video conference  
Community Development Director Lisa Collins attended by video conference  
Municipal Court Director Jeanette Wiesenhofer  
Public Works Director Brent Skoglund  
Public Works Superintendent Jerry Cooper  
Capital Projects Manager Jason Harris  
Lead Building Maintenance Technician John Fraley  
Building Maintenance Technician Eric Shurtleff

#### **21-286      Discussion of Town Hall Chiller Replacement**

Also in attendance:

Eric Fields and Travis Richardson with McCarthy Building Companies  
Mark Ralston and Brian Spotts with LSW Engineers

Capital Projects Manager Jason Harris provide background on the need to replace the Town Hall HVAC system. He stated that the Town retained LSW Engineers to conduct an HVAC system study to assess the existing chiller system and provide recommendations.

Mr. Harris presented the following options:

Option 1: replace the current chiller with another air-cooled chiller with air handlers and chilled water piping. (recommended option)

Option 2: install a variable refrigerant flow/volume system with centralized condensers and air handlers.

Staff and the consultants responded to questions from the Council. There was consensus to eliminate Option 2. The Council requested additional information on the cost breakdown for Option 1, as well as the pros and cons of installing individual air conditioning units as an alternative.

Ms. Keimach stated that this item would be scheduled for Council discussion and action at the next meeting.

#### **21-294                      Discussion of 2021 Summer Recess Update**

Town Manager Keimach and Department Directors updated the Town Council on the following summer work projects: response to heavy monsoon season, proposed code changes for rentals, development statistics, general plan update, Five Star settlement update, noise study, photo enforcement, new collections process in court, technology upgrades, recruitments, and customer service.

#### **21-293                      Discussion of Eligible Projects for American Rescue Plan Act Funding**

Ms. Keimach briefed the Council on the American Rescue Plan Act funds received by the Town. The first disbursement of \$2.4 million was received in July 2021 and the second disbursement of \$2.4 million is estimated to be received in July 2022. She summarized the four eligible uses for the federal funds and reviewed the list of potential projects identified by Staff.

There was Council consensus to narrow the list of projects to: General Fund Revenue loss, public infrastructure improvements, IT infrastructure improvements, first responder vehicle replacement, Town Hall chiller replacement, flood control projects, sound study to mitigate noise impacts on neighborhoods, and an electric fire truck. Ms. Keimach stated that staff would research these items in greater detail and report back to Council for further direction and action.

#### **4. BREAK**

**5. RECONVENE FOR REGULAR MEETING**

Mayor Bien-Willner reconvened the meeting at 6:00 PM.

**6. ROLL CALL****COUNCIL MEMBERS PRESENT**

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

**STAFF MEMBERS PRESENT**

Town Attorney Jill Keimach attended by video conference  
Town Attorney Andrew McGuire attended by video conference  
Assistant Town Attorney Deborah Robberson attended by video conference  
Town Clerk Duncan Miller  
Town Engineer Paul Mood attended by video conference  
Chief of Police Peter Wingert attended by video conference  
Chief Financial Officer Michael Carbone  
Chief Information Officer James Bailey attended by video conference  
Community Development Director Lisa Collins attended by video conference  
Public Works Director Brent Skoglund

**7. PLEDGE OF ALLEGIANCE\***

Public Works Director Brent Skoglund led the Pledge of Allegiance.

**8. PRESENTATIONS**

Mayor Bien-Willner read a proclamation declaring September 2021 as Second Responders Month.

**9. CALL TO THE PUBLIC**

There were no public comments.

**10. CONSENT AGENDA**

Town Manager Keimach summarized the items on the Consent Agenda.

- |               |                                                                              |
|---------------|------------------------------------------------------------------------------|
| <b>21-276</b> | <b>Approval of Minutes from Town Council Meeting June 10, 2021</b>           |
| <b>21-277</b> | <b>Approval of Minutes from Town Council Meeting June 24, 2021</b>           |
| <b>21-278</b> | <b>Approval of Minutes from Town Council Special Meeting August 26, 2021</b> |
| <b>21-272</b> | <b>Discussion and Action on an Intergovernmental Agreement with the</b>      |

**City of Scottsdale for Jail Transport Services**

**Recommendation:** Approve the Intergovernmental Agreement with the City of Scottsdale for jail transport services.

**A motion was made by Vice Mayor Stanton, seconded by Council Member Andeen, to approve the Consent Agenda. The motion carried by the following vote:**

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

**11. PUBLIC HEARINGS**

There were no public hearings.

**12. ACTION ITEMS**

There were no action items.

**13. FUTURE AGENDA ITEMS****21-211 Consideration of Requests for Future Agenda Items**

Town Manager Keimach summarized upcoming agenda items. There were no requests to schedule any other items.

**14. MAYOR / COUNCIL / MANAGER COMMENTS**

Council Members provided comments and updates related to current events.

**A motion was made at 6:26 PM by Council Member Thomasson, seconded by Council Member Moore go into executive session for legal advice regarding item 21-282. The motion carried by the following vote:**

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

15. ADJOURN

A motion was made by Vice Mayor Stanton, seconded by Council Member Andeen, to adjourn. The motion carried by the following vote:

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

Mayor Bien-Willner adjourned the meeting at 7:04 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, September 9, 2021.

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