



**TOWN COUNCIL MEETING
6401 E. LINCOLN DRIVE
PARADISE VALLEY, ARIZONA 85253
MINUTES
THURSDAY, September 23, 2021**

1. CALL TO ORDER / ROLL CALL

Mayor Bien-Willner called to order the Town Council Meeting for Thursday, September 23, 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 Dembow, seconded by Council Member Thomasson go into executive session for legal advice regarding item 21-301. 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

- | | |
|---------------|---|
| 21-301 | 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). |
| 21-297 | Discussion of Assistant Town Attorney responsibilities following retirement as authorized by A.R.S. §38-431.03(A)(1). |

- 21-298 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 attended by telephone conference call
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
Special Projects Planner Loras Rauch

21-309 Discussion of Independent Redistricting Commission Draft Maps

Mayor Bien-Willner convened the Study Session at 3:50 PM.

Doug Cole, Highground Public Affairs, briefed the Town Council on the Independent Redistricting Commission's (IRC) draft grid maps. The draft maps currently show that the Town in a single congressional district but split in to four state legislative districts. Currently the Town is contained in one legislative district. (LD 28). He discussed the advantages and disadvantages of being split into multiple districts. He recommended that the Town take a formal position and submit a letter to the IRC prior to their October 12th meeting.

There was Council consensus to authorize staff to draft and submit a formal letter to the IRC strongly advocating that the Town be contained one legislative district. Keeping the Town in one district would further the IRC's constitutional goals of establishing legislative districts that: have equal populations; are geographically compact and contiguous; use visible geographic features and municipal boundaries; and respect communities of interest.

21-310 Discussion of November 2021 Amendments to the Paradise Valley Town Code Regarding Nuisances, Unruly Gatherings, Non-Compliant Short-Term Rentals, and the Peace, Health, Safety, and Welfare of the General Public

Town Attorney Andrew McGuire summarized proposed Town Code amendments addressing nuisances, unruly gatherings, non-compliant STRs, and the peace, health, safety, and general welfare. He said the purpose of the study session was to introduce the draft language to receive feedback from the Council. Legal counsel would continue to research the provisions to assure that they are within the limits of state statute.

Mr. McGuire responded to questions from the Council.

Mayor Bien-Willner announced that additional study sessions would be held to discuss and consider the amendments prior to scheduling the ordinance for a vote.

**21-304 Discussion on the Paradise Valley, Together 2022 General Plan -
“Draft”**

Matthew Klyszeiko, Michael Baker International, provided an overview of the draft General Plan document that the Planning Commission drafted on over the summer. He summarized each of the following elements: land use; community character & housing; mobility, open space; environmental planning & water resources; sustainability; and public facilities/services & cost of development. He focused on how the new Plan differs from the 2012 Plan.

Mr. Klyszeiko responded to questions from the Council. The Council agreed to submit comments on the draft document directly to staff so that they can be aggregated and made available prior to the next meeting.

The proposed timeline included Council review in October, conduct the official 60-day review period in November and December, hold the Planning Commission final hearing in February, and Council adoption March 10th.

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

7. PLEDGE OF ALLEGIANCE*

The Presiding Judge and Associate Judges of the Paradise Valley Municipal Court led the Pledge of Allegiance.

8. PRESENTATIONS

There were no presentations.

9. CALL TO THE PUBLIC

There were no public comments.

10. CONSENT AGENDA

Town Manager Keimach summarized the items on the Consent Agenda.

21-299 Minutes of Town Council Meeting September 9, 2021

21-302 Discussion and Action on Acceptance of a Governor's Office of Highway Safety (GOHS) Grant

Recommendation: Authorize the Town Manager to accept two Governor's Office of Highway Safety grants for \$10,000 each.

A motion was made by Council Member Dembow, seconded by Council Member Pace, 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

21-305 Appointment of the Presiding Judge and Associate Judges of the Municipal Court

Mayor Bien-Willner explained the role and jurisdiction of the Municipal Court. He stated that on September 9th the Council met in executive session to review the judicial surveys and performance evaluations for the current judges.

Council Members expressed appreciation for the judges who all serve on a volunteer basis.

There were no public comments. Following the vote, Mayor Bien-Willner administered the oath of office to the judges.

A motion was made by Council Member Pace, seconded by Council Member Andeen, to Make the following appointments to the Paradise Valley Municipal Court for the term November 1, 2021 - October 31, 2023:

J. Tyrrell Taber, Presiding Judge
John L. Auran, Associate Presiding Judge
Steven A. Cohen, Associate Judge
Jack Cunningham, Associate Judge
Charlene D. Jackson, Associate Judge
Stanley J. Marks, Associate Judge
Jeffrey R. Timbanard, Jr., Associate Judge
Terry A. Gould, Associate Judge
Karen Nagle, Associate Judge
Linda Lory, Associate Judge

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

13. FUTURE AGENDA ITEMS**21-300 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 6:47 PM by Council Member Dembow, seconded by Council Member Andeen go into executive session for legal advice regarding item 21-297. 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 8:14 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 23, 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