

TOWN
Of
PARADISE VALLEY



TOWN COUNCIL
Ed Winkler, Mayor

Mary Hamway, Vice Mayor
Brian Cooney
Dan Schweiker

Ron Clarke
Scott LeMarr
Jini Simpson

Thursday, September 14, 2006

4:00 p.m.

Meeting Location:

Town Hall 6401 E. Lincoln Drive

AGENDA

1. CALL TO ORDER

2. WORK/STUDY DISCUSSION ITEMS

Work/Study is open to the public however the following items are scheduled for discussion only. The Town Council will be briefed by staff and other Town representatives. There will be no votes and no final action taken on discussion items. The Council may give direction to staff and request that items be scheduled for consideration and final action at a later date. The order of discussion items and the estimated time scheduled to hear each item is subject to change.

- a. Discussion of 2008 Super Bowl Host Committee Request for Town Participation** **30 minutes**
Staff Contact: Thomas M. Martinsen, Town Manager, 480-348-3690
- b. Discussion of Kiva School Athletic Field Improvements Update** **30 minutes**
Staff Contact: Thomas M. Martinsen, Town Manager, 480-348-3690
- c. Discussion of Research Related to Residential Homes Built to the Maximum Floor Area Ratio** **45 minutes**
Staff Contact: Andrew M. Miller, Town Attorney, 480-348-3691
- d. Discussion of Storm Damage** **15 minutes**
Staff Contact: William C. Mead, Town Engineer, 480-348-3529

3. EXECUTIVE SESSION

The Town Council may adjourn into Executive Session at one or more times during the meeting. Executive Sessions are not open to the public.

- a. Discussion and consultation with the Town Attorney regarding **settlement agreement with Cox Communications** as authorized by A.R.S. §38-431.03.A.4.
- b. Discussion and consultation with the Town Attorney regarding **Ron Sobek EEOC Complaint** as authorized by A.R.S. §38-431.03.A.4.
- c. Discussion and consultation with Town representatives regarding **roadway abandonment request in the vicinity of Stallion Road and 67th Street** as authorized by A.R.S. §38-431.03.A.7.
- d. Discussion and consultation with Town representatives regarding **roadway abandonment request in the vicinity of Cheney Drive and Mockingbird Lane** as authorized by A.R.S. §38-431.03.A.7.
- e. Discussion and consultation with Town representatives regarding **property in the vicinity of Tatum Blvd and Mockingbird Lane** as authorized by A.R.S. §38-431.03.A.7.
- f. Discussion and consultation with the Town Attorney regarding **potential impact of Proposition 207 on future liability for land use changes** as authorized by A.R.S. §38-431.03.A.3.
- g. Discussion and consultation with the Town Attorney regarding **Scottsdale Sewer intergovernmental agreement** as authorized by A.R.S. §38-431.03.A.3. And A.R.S. §38-431.03.A.4.

4. DINNER BREAK 6:30 PM

7:00 PM Town Hall Council Chambers

5. RECONVENE FOR REGULAR MEETING

6. ROLL CALL

7. PLEDGE OF ALLEGIANCE

8. PRESENTATIONS

9. CALL TO THE PUBLIC

Citizens may address the Council on any matter not on the agenda. In conformance with Open Meeting Laws, Council may not have discussion or take action on this matter at this Council meeting, may respond to criticism, ask that staff review a matter raised, or ask that it be put on a future agenda. Those making comments shall limit their remarks to three (3) minutes. **Please fill out a Speaker Request form prior to addressing the Council.**

10. MAYOR / COUNCIL / MANAGER REPORTS

The Mayor, Council or Town Manager may provide a summary of current events. In conformance with Open Meeting Laws, Council may not have discussion or take action at this Council meeting on any matter discussed during the summary.

11. CONSENT AGENDA

All items on the Consent Agenda are considered by the Town Council to be routine and will be enacted by a single motion. There will be no separate discussion of these items. If a member of the Council or public desires discussion on any item it will be removed from the Consent Agenda and considered separately.

a. Minutes of Town Council Meeting July 13, 2006

b. Minutes of Town Council Special Meeting August 14, 2006

c. Report on Investments

Recommendation: Receive and file the report.

Staff Contact: Lenore Lancaster, Management Services Director, 480-348-3532

d. Authorization to Apply for FY 2006 LTAF II Grant

Recommendation: Authorize an LTAFII Grant Application for fiscal year 2006/07, which will provide \$40,925.98 for the alternative mode transportation program funding and contributions to RPTA, both with 25% Town matching funds.

Staff Contact: Lenore Lancaster, Management Services Director, 480-348-3532

- e. Reappointments to Boards, Committees, and Commissions**
Recommendation: Approve the appointments and reappointments as shown in the action report.
Staff Contact: Thomas M. Martinsen, Town Manager, 480-348-3690
- f. Approval of Revised Investment Policy**
Recommendation: Approve the revised Investment Policy.
Staff Contact: Lenore Lancaster, Management Services Director, 480-348-3532
- g. Adoption of Ordinance Number 584 Relating to Check Signing Authority**
Recommendation: Adopt Ordinance Number 584.
Staff Contact: Lenore Lancaster, Management Services Director, 480-348-3532
- h. Authorization of Contract for Public Communications Services**
Recommendation: Authorize renewal of the agreement for public communications services through June 30, 2008, for the base retainer of \$2,000 monthly, plus other costs incidental to the design of newsletters and preparation of media release materials.
Staff Contact: Thomas M. Martinsen, Town Manager, 480-348-3690
- i. Approval of Contract Renewal for Public Affairs and Related Services**
Recommendation: Authorize renewal of the contract for public affairs and related services, beginning July 1, 2006 and ending June 30, 2008 for a fixed monthly fee in the amount of \$2,000.
Staff Contact: Thomas M. Martinsen, Town Manager, 480-348-3690
- j. Arts Advisory Committee Annual Report and Approval of Committee Reappointments**
Recommendation: Receive and file the Arts Committee annual report, approve the committee member re-appointments, and appoint Brian Cooney to serve as the Council Liaison.
Staff Contact: Thomas M. Martinsen, Town Manager, 480-348-3690
- k. Authorization to Display Art Work at Town Hall**
Recommendation: Authorize continuance of the loan of four metal sculptures from Zischke Studio, to display outdoors at the Town Hall Complex through September 2007.
Staff Contact: Thomas M. Martinsen, Town Manager, 480-348-3690
- l. Award of Contract for Annual Street Resurfacing Program**
Recommendation: Award the annual street resurfacing contract on a unit cost basis to M. R. Tanner at a cost not to exceed \$1,389,000.
Staff Contact: Andrew Cooper, Jr., Public Works Director, 480-348-3573

m. Approval of Purchase of Crack Seal Material

Recommendation: Approve the sole source purchase of CMC-200 crack sealing material from Superior Supply in the amount not to exceed \$22,342

Staff Contact: Andrew Cooper, Jr., Public Works Director, 480-348-3573

n. Approval of Purchase of Patrol Vehicle Emergency Equipment and Installation

Recommendation: Authorize the purchase and installation of patrol vehicle emergency equipment from Arizona Emergency Products in an amount not to exceed \$24,216.

Staff Contact: Andrew Cooper, Jr., Public Works Director, 480-348-3573

o. Authorization to Enter into an Intergovernmental Agreement with the AZ Department of Emergency Management for Homeland Security Grant Funding

Recommendation: Authorize the Mayor to sign an Intergovernmental Agreement with the State of Arizona, Department of Emergency Management, for the State Homeland Security Grant Program funding for the Town.

Staff Contact: John D. Wintersteen, Chief of Police, 480-948-7418

p. Adoption of Resolution Number 1134, Authorizing the Mayor to Enter into a Settlement Agreement in the Lawsuit Entitled Cox Communications v. Town of Paradise Valley, et al., CV2005-50137

Recommendation: Adopt Resolution Number 1134 authorizing the Mayor to enter into an agreement between the Town and Cox to resolve a lawsuit currently pending in the Maricopa County Superior Court.

Staff Contact: Andrew M. Miller, Town Attorney, 480-348-3691

q. Adoption of Resolution Number 1133 Authorizing Abandonment of a 20-Foot Drainage Easement on Town Owned Property Located at the Northwest Corner of Scottsdale Road and Doubletree Ranch Road

Recommendation: Adopt Resolution 1133 authorizing and directing the abandonment of a 20-foot wide drainage easement on Town owned property for Lot 3 of Casas Doubletree.

Staff Contact: William C. Mead, Town Engineer, 480-348-3529

12. PUBLIC HEARINGS

13. ACTION ITEMS – The Town Council May Take Action on Any of These Matters.

a. Adoption of Notice of Intent to Increase Sewer Rates and Hold a Public Hearing on October 26, 2006

Recommendation: Adopt the Notice of Intent to Increase Sewer Rates and hold a public hearing on October 26, 2006.

Staff Contact: Lenore Lancaster, Management Services Director, 480-348-3532

b. Award of Construction Contract for Northern Avenue Improvement Project

Recommendation: Award a contract to Combs Construction Company, Inc. for construction of the Northern Avenue Improvements, Invergordon Road to Mockingbird Lane, in the amount of \$812,875.25; and a 10% construction contingency in the amount of \$81,300, for a total expenditure authorization in the amount of \$892,175.25.

Staff Contact: William C. Mead, Town Engineer, 480-348-3529

c. Award of Architectural Design Contract for Fire Stations

Recommendation: Authorize the Town Manager to enter into a contract with LEA Architects, LLC to design Fire Stations No. 1 and 2 for \$462,350.

Staff Contact: Andrew Cooper, Jr., Public Works Director, 480-348-3573

d. Adoption of Ordinance Number 583 Amending Article 2 of the Town Code to Provide for Administrative Relief from Zoning Code Regulations

Recommendation: Adopt Ordinance Number 583, amending the Town Code to provide for Administrative Relief from Zoning Code restrictions.

Staff Contact: Andrew M. Miller, Town Attorney, 480-348-3691

14. ADJOURN

AGENDA IS SUBJECT TO CHANGE

The Town of Paradise Valley endeavors to make all public meetings accessible to persons with disabilities. With 72 hours advance notice, special assistance can also be provided for disabled persons at public meetings. Please call 948-7411 (voice) or 483-1811 (TDD) to request accommodation to participate in the Town Council meeting.