

TOWN
Of
PARADISE VALLEY



TOWN COUNCIL
Scott P. LeMarr, Mayor

Mary Hamway, Vice Mayor
Paul E. Dembow
Vernon B. Parker

Michael Collins
Pam Kirby
Lisa Trueblood

**Thursday, April 28, 2011
4:00 pm**

**Meeting Location: Town Hall 6401 E. Lincoln Drive, Boardroom
*REVISED MEETING NOTICE AND AGENDA***

1. CALL TO ORDER / ROLL CALL

Notice is hereby given that members of the Town Council will attend either in person or by telephone conference call, pursuant to A.R.S. §38-431(4).

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.

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|--|-------------------|
| a. Review of FY 2001-12 Budget Recommendations | 15 minutes |
| Staff Contact: James C. Bacon, Jr., Town Manager 480-348-3690 | |
| b. Discussion of Sales Tax Increase | 15 minutes |
| Staff Contact: James C. Bacon, Jr., Town Manager 480-348-3690 | |
| c. Discussion of Fire Service Fee | 20 minutes |
| Staff Contact: James C. Bacon, Jr., Town Manager 480-348-3690 | |
| d. Discussion of Ordinance Number 633 Regarding Zoning for Medical Marijuana Dispensaries | 20 minutes |
| Staff Contact: Andrew M. Miller, Town Attorney, 480-348-3691 | |
| e. Discussion of Mountain View Medical Center Special Use Permit Amendment | 20 minutes |
| Staff Contact: Andrew M. Miller, Town Attorney, 480-348-3691 | |

3. EXECUTIVE SESSION

Notice is hereby given that 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.** 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 agenda items listed on the agenda as authorized by A.R.S. §38-431.03.A.3.

Meeting Location: Town Hall Council Chambers
Approximate Start Time: 6:00 p.m.

4. RECONVENE FOR REGULAR MEETING

5. ROLL CALL

6. PLEDGE OF ALLEGIANCE*

7. PRESENTATIONS*

8. 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, but 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.**

9. 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.

10. 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. **Please fill out a Speaker Request form prior to the start of the meeting and indicate which item you would like to address.**

a. Minutes of Town Council Meeting March 10, 2011

b. Minutes of Town Council Special Meeting March 24, 2011

c. Minutes of Town Council Special Meeting April 14, 2011

d. Approval of Renewal of Group Medical, Dental, Life, AD&D, Disability, Discontinuation of Health Reimbursement Account (HRA), and Reduction in the Town's Contribution to the 401(a) Defined Contribution Plan for Fiscal Year 2011-2012

Recommendation: Approve renewal of the Group Medical Insurance contracts with United Healthcare and Delta Dental, the Life, AD&D, and Disability Contracts with Standard Insurance, reduce the Town's contribution to the ICMA 401(a) Defined Contribution Plan, and discontinue the Town's contribution to the Health Reimbursement Account.

Staff Contact: Jinnett Hancock, Human Resources Manager, 480-348-3520

e. Approval of Procurement of LED Streetlights as part of the EECBG Program

Recommendation: Authorize staff to procure 42 LED street lights through the Mohave Educational Services Purchasing Cooperative for \$48,255.90 as part of the Town's Energy and Efficiency Conservation Block Grant and to authorize staff to proceed with replacing the remaining 12 double-headed lights along the Tatum Curve with new LED lights in an amount not to exceed \$22,706.

Staff Contact: Eva Cutro, Community Development Director, 480-348-3522

f. Adoption of Resolution Number 1233; Establishing Severance Benefits for Employees Selected for Separation between May 1, 2011 and December 31, 2012

Recommendation: Adopt Resolution Number 1233.

Staff Contact: James C. Bacon, Jr., Town Manager, 480-348-3690

11. PUBLIC HEARINGS – The Town Council May Take Action on Any of These Matters.

Citizens may address the Council regarding any or all of these items. Those making comments are limited to three (3) minutes. Speakers may not yield their time to others. Please fill out a Speaker Request form prior to the start of the meeting and indicate which item you would like to address.

a. Consideration of Adoption of Ordinance Number 627 Amending the Town Tax Code by Increasing the Sales Tax from 1.65% to 2.50%

Recommendation: Adopt Ordinance Number 627 increasing the bed tax by 0.85% from 1.65% to 2.50% effective July 1, 2011

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

b. Consideration of Adoption of Ordinance Number 635, Amending Chapter 13, Fire Department

Recommendation: Adopt Ordinance Number 635, amending Chapter 13 of the Town Code, Fire Department, by adding Article 13-4 relating to use of licensed fire service providers for fire prevention and control and emergency medical services, and imposing penalties for non-compliance. It is also recommended that the Town Manager be directed to prepare a license submittal for the Town as the Default Provider, including the fee schedule attached hereto.

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

c. Consideration of Adoption of Ordinance Number 633 Amending Article II and Article XI of the Zoning Ordinance Regarding Medical Marijuana Dispensaries

Recommendation: Adopt Ordinance Number 633 amending the Zoning Ordinance for Article II, Article X, and Article XI, to establish regulations governing the possession, use and dispensing of medical marijuana as required by the Arizona Medical Marijuana Act.

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

d. Consideration of Adoption of Ordinance Number 634 Amending the Special Use Permit for Mountain View Medical Center to Permit the Operation of a Medical Marijuana Dispensary

Recommendation: Adopt Ordinance Number 634.

Staff Contact: Eva Cutro, Community Development Director, 480-348-3522

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

Matters. Citizens may address the Council regarding any or all of these items. Those making comments are limited to three (3) minutes. Speakers may not yield their time to others. Please fill out a Speaker Request form prior to the start of the meeting and indicate which item you would like to address.

13. ADJOURN

AGENDA IS SUBJECT TO CHANGE

*Notice is hereby given that pursuant to A.R.S. §1-602.A.9 , subject to certain specified statutory exceptions, parents have a right to consent before the State or any of its political subdivisions make a video or audio recording of a minor child. Meetings of the Town Council are audio and/or video recorded, and, as a result, proceedings in which children are present may be subject to such recording. Parents in order to exercise their rights may either file written consent with the Town Clerk to such recording, or take personal action to ensure that their child or children are not present when a recording may be made. If a child is present at the time a recording is made, the Town will assume that the rights afforded parents pursuant to A.R.S. §1-602.A.9 have been waived.

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 480-948-7411 (voice) or 480-483-1811 (TDD) to request accommodation to participate in the Town Council meeting.