

TOWN  
*Of*  
PARADISE VALLEY



TOWN COUNCIL  
Ronald B. Clarke, Mayor

Ed Winkler, Vice Mayor  
Mary Hamway  
Dan Schweiker

Richard Coffman  
Scott LeMarr  
Jini Simpson

Town Hall - 6401 E. Lincoln Drive

**Thursday, May 12, 2005**

**4:00 p.m.**

**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.

- |   |                   |
|---|-------------------|
| <b>a. Discussion of Merkaba Preliminary Plat</b>  | <b>30 minutes</b> |
| <i>Staff Contact:</i> Eva Cutro, Planning Director, 480-348-3522  |                   |
| <b>b. Discussion of Wall Height Requirements Adjacent to Special Use Permit Properties</b>  | <b>15 minutes</b> |
| <i>Staff Contact:</i> Eva Cutro, Planning Director, 480-348-3522  |                   |
| <b>c. Discussion of Hillside Code Revisions</b>   | <b>15 minutes</b> |
| <i>Staff Contact:</i> Eva Cutro, Planning Director, 480-348-3522  |                   |
| <b>d. Discussion of Mutual Aid Agreements with the City of Scottsdale and City of Phoenix for Fire and Emergency Medical Services</b> | <b>30 minutes</b> |
| <i>Staff Contact:</i> Thomas M. Martinsen, Town Manager, 480-348-3690   |                   |

### 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 Town Attorney regarding **Mutual Aid Agreements with the City of Scottsdale and the City of Phoenix for Fire and Emergency Medical Services** as authorized by A.R.S. §38-431.03.A.4
- b. Discussion and consultation with Town representatives concerning **right-of-way acquisition in the vicinity of Tatum Blvd and McDonald Drive** as authorized by A.R.S. §38-431.03.A.7 and **settlement discussions regarding Camelhead Estates III condemnation action** as authorized by A.R.S. §38-431.03.A.4.
- c. Discussion and consultation with Town representatives concerning **property auction in the vicinity of Invergordon Road and Hummingbird Lane (“Donahoe Property”)** as authorized by A.R.S. §38-431.03.A.7
- d. Discussion and consultation with the Town Attorney regarding **water improvement and land acquisition for City of Phoenix Water booster pump station** as authorized by A.R.S. §38-431.03.A.3.
- e. Discussion and consultation with Town Attorney regarding **Notice of Claim from property located at 5311 N. 74<sup>th</sup> Street** as authorized by 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 April 28, 2005

#### b. Report on Investments

*Recommendation:* Receive and file the report.

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

#### c. Award of Contract for Underground Utility Conversion District 1

*Recommendation:* Award a contract to Mastec North America, Inc for a total price of \$354,300 to install underground conduits for Underground Utility Conversion District 1

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

#### d. Approval of Special Event Liquor License for Greater Phoenix Swing Dance Club

*Recommendation:* Approve the Special Event Liquor License application for the Greater Phoenix Swing Dance Club subject to the stipulations in the Action Report.

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

**e. Adoption of Resolution Number 1094 Intent to Reimburse Certain Capital Items**

*Recommendation:* Adopt Resolution Number 1094 declaring the Town's intent to reimburse certain capital items through capital lease.

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

**12. PUBLIC HEARINGS**

None

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

**a. Renewal of Group Medical, Dental, Life, AD&D, and Disability Insurance Contracts and HRA Administrative Contract for Fiscal Year 2005/06**

*Recommendation:* Approve renewal of group medical, dental, life, AD&D, and disability insurance contracts and HRA administrative contract in accordance with the renewal terms described in the Action Report.

*Staff Contact:* Thomas M. Martinsen, Town Manager, 480-348-3690

**b. Authorization of Emergency Water Connection between the City of Scottsdale and the Town of Paradise Valley (Berneil Water Company)**

*Recommendation:* Authorize the Town Manager to enter into a letter agreement with the City of Scottsdale to install an automated emergency water connection from the City of Scottsdale water system to the Berneil water system for a cost of \$46,175.

*Staff Contact:* Thomas M. Martinsen, Town Manager, 480-348-3690

**c. Authorization to Rent an Air Cooled HVAC System for the Town Hall Building**

*Recommendation:* Approve the rental of a 60 ton air cooled HVAC system from Aggreko, LLC for temporary, short term climate control of the Town Hall building in an amount not to exceed \$13,000.

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

**d. Authorization to Purchase and Install HVAC System for the Town Hall Building**

*Recommendation:* Approve the purchase and installation of a new 80 ton air cooled HVAC system from Arizona Trane for the climate control in the Town Hall building in an amount not to exceed \$60,000.

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

**e. Adoption of Ordinance Number 560 Amending Section 10-4-4 Residential Solicitation of Sales**

*Recommendation:* Adopt Ordinance Number 560.

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

**f. Adoption of Ordinance Number 561 Amending Chapter 10, Offenses**

*Recommendation:* Adopt Ordinance Number 561 amending §10-7-5, Construction and Related Activities of the Town Code.

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

**g. Approval of Resolution Number 1095 Authorizing the Town Staff to Bid at an Auction of Certain Real Property located on Mummy Mountain**

*Recommendation:* Adopt Resolution Number 1095 authorizing the Town Manager and Town Attorney to participate in the no reserve auction in an effort to acquire property known as the “Donahoe Property” located on Mummy Mountain.

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

**h. Approval of Settlement Agreement/Stipulated Judgment with Camelhead Estates Unit 3 for Right-of-Way Acquisition**

*Recommendation:* Authorize legal counsel to execute a stipulated judgment to acquire land necessary for the Tatum Blvd/McDonald Drive Intersection Improvement Project and authorize the Town Manager to make changes to the scope of the project consistent with the stipulated judgment terms.

*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.