

TOWN  
*Of*  
PARADISE VALLEY



TOWN COUNCIL  
Scott P. LeMarr, Mayor

Vice Mayor Michael Collins  
Paul E. Dembow  
Pam Kirby

Dan Schweiker  
Lisa Trueblood

**Thursday, September 27, 2012  
4:00 pm**

**Meeting Location: Town Hall 6401 E. Lincoln Drive, Boardroom**

**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.

- a. Discussion of Proposal to Change State Law Regarding Fire Districts 30 minutes**  
*Staff Contact:* James C. Bacon, Jr., Town Manager
- b. Discussion of Town's Photo Enforcement Program 30 minutes**  
*Staff Contact:*
- c. Discussion of Mountain Shadows Special Use Permit Applications 15 minutes**  
*Staff Contact:* Eva Cutro, Community Development Director, 480-348-3522
- d. Open Meetings Law and Public Records Law Training 30 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.** Discussion and consultation with town representatives concerning the purchase, sale or lease of real property in the vicinity of the 7000 block of Highlands Drive, 4200 block of East Lamar Road, and 7000 block of Invergordon Road as authorized by A.R.S. §38-431.03.A.7.
- b.** Discussion and consultation with Town Attorney regarding contract negotiations with Redflex Traffic Systems as authorized by A.R.S. §38-431.03.A.4; and legal advice related to photo enforcement as authorized by A.R.S. §38-431.03.A.3.
- c.** Discussion and consultation with Town Attorney regarding contracts negotiations, pending or contemplated litigation, or settlement discussions conducted in order to avoid or resolve litigation related to contract with Ganem Construction, LLC as authorized by A.R.S. §38-431.03.A.4.
- d.** Discussion and consultation with legal counsel regarding pending or potential litigation regarding current development agreement with Potomac Hotel Limited Partnership and future development agreement with MTS Land LLC and MTS Golf LLC related to the Mountain Shadows Resort as authorized by A.R.S. §38-431.03.A.4; and legal advice related to bankruptcy and other legal matters connected with the Mountain Shadows Resort project as authorized by A.R.S. §38-431.03.A.3.
- e.** 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

- 4. BREAK** - The Council may take a brief recess while they reassemble in the Council Chambers.

**Meeting Location: Town Hall Council Chambers**  
**Approximate Start Time: 6:30 p.m.**

**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, 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.**

**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 September 13, 2012](#)**

**b. [Minutes of Town Council Special Meeting September 20, 2012](#)**

**c. [Authorization of Town Participation in and Administrative Support for the Town of Paradise Valley Eighth Annual Veterans' Appreciation Vintage Car Show](#)**

**Recommendation:** Authorize Town participation in and administrative support for the Town of Paradise Valley Eighth Annual Veterans' Appreciation Vintage Car Show to be held on Saturday, November 10, 2012.

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

**d. [Approval of Purchase of Replacement Vehicles for the Police Department](#)**

**Recommendation:** Approve the purchase of one 2012 Chevrolet Silverado pickup truck and the purchase of one 2012 Ford F-150 pickup truck for use by the General Investigations Unit of the Police Department.

**Staff Contact:** James P. Shano, Public Works Director/Town Engineer, 480-348-3573

**e. Adoption of Resolution Number 1263, Abandoning a Portion of an Existing Drainage Easement on Lot 15 of Bret Hills Subdivision**

**Recommendation:** Adopt Resolution Number 1263

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

**11. PUBLIC HEARINGS – The Town Council may hear public comments and take action on any of these matters.**

None

**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.

**a. Adoption of Ordinance Number 655 Amending Section 2-5-5 Personnel Appeals Board**

**Recommendation:** Adopt Ordinance Number 655.

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

**b. Appointments to Committees, Commissions, and Boards**

**Recommendation:** Make the appointments and reappointments as listed in the Action Report.

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

**13. REQUESTS FOR FUTURE AGENDA ITEMS – The Town Council May Take Action on this item.**

Any member of the Council may move to have the Town Manager add a new agenda item to a future agenda. Upon concurrence of three more Members, which may include the Mayor, the item shall be added to the list of future agenda items and scheduled by the Town Manager as a future agenda item within 60 days.

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

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.

**15. 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.**