



**TOWN COUNCIL MEETING
6401 E. LINCOLN DRIVE
PARADISE VALLEY, ARIZONA 85253**

**SUMMARIZED MINUTES
MAY 10, 2007**

CALL TO ORDER

Mayor Winkler called to order the Town Council meeting of the Town of Paradise Valley, Arizona, held at Town Hall 6401 E. Lincoln Drive, on Thursday, May 10, 2007 at 5:07 P.M.

COUNCIL MEMBERS PRESENT

Mayor Ed Winkler
Vice Mayor Mary Hamway
Council Member Ron Clarke
Council Member Brian Cooney
Council Member Scott LeMarr
Council Member Dan Schweiker
Council Member Virginia "Jini" Simpson

STAFF MEMBERS PRESENT

Town Manager Thomas M. Martinsen
Town Attorney Andrew Miller
Town Clerk Duncan Miller
Police of Chief John Wintersteen
Management Services Director Lenore Lancaster
Planning & Building Director Eva Cutro
Public Works Director Andrew Cooper

DISCUSSION ITEMS**Discussion of Code Provisions Related to Selection of Mayor and Vice Mayor**

Mr. Miller stated that questions have been raised in the past about the Town Code provisions relating to the selection of the Mayor and Vice-Mayor and if they should be amended. He said the State statutes governing general law towns provide that, "The common council shall assemble within twenty days after their appointment or election, and chooses a mayor from among their number." The statutes do not mention the position of vice mayor. The actual process for selection of the mayor is left to the discretion of the Council to set its own policies.

There was Council consensus that the mayor should continue to be selected by the Council and that the position should be considered an "equal among equals". There was also agreement that there is value in keeping the mayor's term two years. It takes a certain amount of time to become familiar with the duties and establish a working relationship with the Town Manager and other mayors. There was further consensus that the terms for mayors should be limited to one consecutive two-year term. The Council directed the Attorney to amend the Code accordingly.

Regarding the position of vice mayor, it was agreed there may be value in limiting the term to one-year so that the position could be rotated among other councilmembers. There was consensus that the vice mayor be selected by the Council for a one year non-consecutive term.

Review of Site Plan for Town Properties on Lincoln Drive

Mr. Martinsen stated that, at the Council's request, LEA Architects performed a site plan analysis of the Town properties on Lincoln Drive to show the relationship of the future fire station at the corner of Casa Blanca Dr. and Lincoln Dr. with the proposed courts/post office site. The Council expressed concern about the effects of the proposed new buildings on traffic and pedestrian circulation patterns. They did not want to compress the access points for public safety vehicles entering traffic on Lincoln Drive.

LEA presented four proposed site plans for the new courts/post office building. Based on their analysis it is not possible to move the fire station farther west than currently designed and provide enough space for the future building.

Of the four proposed site plans, the Council liked Plan D which provided separation between the fire station egress and the future court/post office entry. It also would allow for the preservation of a portion of the median on Lincoln Drive.

Mr. Enyart then updated the Council on the design of the Fire Station Number 2. Mr. Enyart said he took the feedback received from neighbors and the Town Council and made modifications. The new design slightly reduces the square footage, eliminates the sawtooth

roofing, and incorporates earth berms along the south and east sides of the property. He said the berms and low roof eaves are more consistent with residential scales.

The design retains many “green” design features. The weathered steel roofs are designed to harvest rain water. The building also utilizes natural earth tone materials that relate to the surrounding desert environment. The apparatus bays are staggered to provide protection from the western summer sun. There are two vertical masonry stacks which will conceal communications antennas, mechanical equipment, and break the scale of the western façade.

He said the apparatus doors are 14 foot tall, the building is 24 feet at the highest point, and the vertical masonry stacks are 28 feet tall.

There was Council consensus that the design was warm, organic, and unobtrusive. The Council directed that the Fire Station Design Oversight Committee hold a public meeting on Friday, May 18 at 3:00 p.m. to give residents another opportunity to see the updated design. Council asked that the designed be scheduled for approval on the May 24th agenda.

Motion and vote – Councilmember Schweiker moved to go into executive session at 6:10 p.m. Councilmember Simpson seconded the motion, which carried by a vote of 7-0.

EXECUTIVE SESSION

- a.** Discussion and consultation with Town Attorney regarding **condemnation of property in the vicinity of Tatum Blvd and Mockingbird Lane** as authorized by A.R.S. §38-431.03.A.4.

CALL TO ORDER

Mayor Winkler reconvened the meeting of the Town Council at 7:02 P.M.

COUNCIL MEMBERS PRESENT

Mayor Ed Winkler
Vice Mayor Mary Hamway
Council Member Ron Clarke
Council Member Brian Cooney
Council Member Scott LeMarr
Council Member Dan Schweiker
Council Member Virginia "Jini" Simpson

STAFF MEMBERS PRESENT

Town Manager Thomas M. Martinsen
Town Attorney Andrew Miller
Town Clerk Duncan Miller
Police of Chief John Wintersteen
Management Services Director Lenore Lancaster
Planning & Building Director Eva Cutro

PLEDGE OF ALLEGIANCE

Councilmember Simpson led the Pledge of Allegiance.

PRESENTATIONS

Recognition of Donna Musser, RN, Cherokee School Nurse

Mayor Winkler presented a proclamation to Cherokee Elementary School Nurse Donna Musser. Nurse Musser saved the life of a student who collapsed due to a previously diagnosed heart condition. She used an Automatic External Defibrillator to resuscitate the child who was then transported to Phoenix Children's Hospital.

Recognition of Underground Utility Conversion District 29 Leaders

Mayor Winkler recognized underground utility conversion district 29 leaders William S. Nelson, Kenneth & Linda Levin, Robert Oliva, and Timothy & Wendy Kruegar. Through their efforts, 32 poles and 4,686 feet of aerial utilities were removed.

CALL TO THE PUBLIC

There were no public comments.

MAYOR / COUNCIL / MANAGER REPORT

Vice Mayor Hamway reported that she attended a youth silent auction on Sunday night at Paradise Valley United Methodist Church in support of Bay St. Louis. They raised \$30,000 at the event. This will allow 25 children and 10 adults to go to Bay St. Louis this summer and do mission work.

CONSENT AGENDA

- a. Minutes of Town Council Meeting April 26, 2007**
- b. Report on Investments**
Recommendation: Receive and file the report.
- c. Approval of Kiva Elementary School Athletic Field Renovation Change Order Number 2**
Recommendation: Approve the Kiva Elementary School Athletic Field Renovation Change Order Number 2 increasing the project cost by \$1,116.
- d. Approval of Lease Purchase of Town Hall Photocopier, Including Annual Service Plan**
Recommendation: Approve the purchase of one photocopier for a cost of \$16,513.36 to be financed through a three-year lease purchase agreement, and approve the annual service plan for a cost of \$1,382.06.
- e. Award of Trenching Contract for Underground Utility Conversion District 22**
Recommendation: Award a contract to Mastec North America, Inc. for a total price of \$174,997.42 to install underground conduits for Underground Utility Conversion District 22.
- f. Adoption of Resolution Number 1146 Addition of Active Police Department Homeland Security/Crime Prevention Volunteers to the Town's Workers Compensation Policy**
Recommendation: Adopt Resolution Number 1146 addition of active police department homeland security/crime prevention volunteers to the Town's workers compensation policy.

g. Adoption of Resolution Number 1148 and Ordinance Number 593 Amending Chapter 13 Fire Department

Recommendation: Adopt Resolution Number 1148 and Ordinance Number 593, changing the title of Chapter 13 from “Fire Department” to “Fire Protection” and making other major amendments.

h. Adoption of Ordinance Number 594 Amending Chapter 5, Building and Construction, Regarding Proof of Fire Prevention and Control Service

Recommendation: Adopt Ordinance Number 594.

i. Rejection of the Bid for the Rewiring of Signalized Intersections

Recommendation: Reject all bids submitted for the rewiring of signalized intersections.

j. Award of Contract to Re-Roof the Town Hall Building

Recommendation: Award a contract to Southwest Tech and Construction, Inc. to re-roof the Town Hall building in an amount not to exceed \$67,729.

k. Adoption of Resolution Number 1149, Authorizing the Implementation of a Home Detention Program for Use by the Town of Paradise Valley Municipal Court

Recommendation: Adopt Resolution Number 1149, authorizing implementation of a home detention program as authorized by A.R.S. §9-499.07.

Mr. Martinsen summarized the items on the consent agenda.

Councilmember Cooney asked that item 11j be removed.

Motion and vote – Mayor Winkler moved to approve the Consent Agenda with the exception of item 11j. Councilmember Simpson seconded the motion which passed by a vote of 7-0.

Councilmember Cooney suggested that the Town consider re-roofing using alternative materials which could provide greater synergy with the rest of the campus. He stated that other materials such as metal may last longer than terracotta shingles. Councilmember LeMarr stated roof repairs are a critical problem and should be done before the monsoons. It was felt that the contractor could provide suggestions on alternative materials quickly. Council directed staff to contact the single bidder and discuss alternatives and costs. The Town Attorney would investigate whether the project would have to be re-bid.

Motion and vote – Mayor Winkler moved to continue item 11j. Councilmember Simpson seconded the motion which passed by a vote of 7-0.

PUBLIC HEARINGS

There were no public hearings.

ACTION ITEMS**Approval of Payment for Technical/Communications Equipment and Installation to the City of Phoenix for Fire Stations 1 and 2**

Ms. Lancaster stated pursuant to the intergovernmental agreement entered into with the City of Phoenix for fire protection services, the Town is responsible for purchasing certain technology systems including dispatch packages, mobile computer terminals, automatic vehicle location equipment, AirMobile MCT Update Systems, RMS/Computing infrastructure, Dell computers, and portable radios and chargers. She said the cost of the technical equipment, including installation is \$231,600.42.

Motion and vote – Councilmember Simpson moved to approve payment to the City of Phoenix of \$231,600.42 for the purchase and installation of technical equipment for Fire Stations Numbers 1 and 2. Councilmember Schweiker seconded which passed by a vote of 7-0.

Approval of Master Radio Consultant Services Agreement

According to Chief Wintersteen the current police communication system is a 12 year old analog system in need of upgrades. Public safety communications systems have become very complex. The Town's preference is for a system that will increase reliability and provide a platform for interoperability. It was decided that professional assistance would be required to analyze the current system and make recommendations regarding the feasibility of integration with the Phoenix PD system, the County Smart Zone System, and a stand-alone 800 MHZ system. Proposals were solicited pursuant to the Town's Procurement Policy. iXP Corporation was the only firm that responded.

iXP will make recommendations including engineering, system construction and future communication infrastructure alternatives. They will address inter- and intra-governmental interoperability such as with the Town's Public Works Department and the Phoenix Fire Department.

The Master Consulting Services Agreement calls for reimbursement at an hourly rate. It is estimated that the project will require 358 hours of work and cost an amount not to exceed \$88,685.

Responding to a question from Councilmember LeMarr, Chief Wintersteen stated that the consultant will not bid on the equipment sale or installation and, to his knowledge, iXP is not owned by a company who sells communications equipment.

Motion and vote – Councilmember LeMarr moved to approve a Master Radio Consulting Services Agreement with iXP Corporation for the analysis of the Police Department's current

radio system and an action plan for radio system improvements for an amount not to exceed \$88,685. Councilmember Simpson seconded the motion which passed by a vote of 7-0.

Approval of Contract with Professional Medical Transport for Ambulance Transportation Services

Chief Wintersteen stated that effective July 1, 2007, Rural/Metro fire Department will no longer be providing fire protection and ambulance services in the Town. The Town negotiated an intergovernmental agreement with the City of Phoenix for fire protection but it is necessary to contract separately for ambulance service. The Town issued an RFP and conducted a selection process. He recommended that the Town award a contract to Professional Medical Transport (PMT) for ambulance transportation services.

Chief Wintersteen said that the review panel selected PMT based on the following factors:

- PMT will serve the Town out of three existing ambulance stations, with a total of four ambulances, while RMFD would need to establish another station in or north of the Town to provide responses within the state-mandated times.
- PMT is already participating in the fire service automatic aid dispatching system, and has installed required automatic vehicle location and mobile data terminal equipment in its ambulances, while RMFD is not currently part of the system.

There will be minimal or no cost to the Town for the contract. All costs associated with ambulance transport are paid by patients. Any revenue received in the form of reimbursements from PMT when a Phoenix firefighter-paramedic rides in the ambulance to the hospital will be minimal and shared with the City of Phoenix.

Pat Cantelme, CEO of PMT, introduced Bob Ramsey principal owner of PMT. He said this partnership is a great opportunity. He reported that PMT responded to a vehicle collision at Tatum Blvd and Shea Blvd yesterday morning and transported two patients even before this agreement had been signed and approved. This will be a seamless operation. PMT already works closely with Phoenix, using the same communications equipment. Moreover, PMT ambulances will be dispatched immediately without waiting for fire responders call for transport. Mr. Cantelme reported that their average response time in Scottsdale is 5:36.

Responding to a question from Councilmember LeMarr about the term of the agreement, Chief Wintersteen stated that it was worded to correspond to Scottsdale's agreement with PMT. This was necessary because some PMT ambulances will be dispatched out of Scottsdale. Should Scottsdale choose to establish their own ambulance service, it would be important for Paradise Valley to have options to terminate concurrently with Scottsdale.

There was Council concern about the wording of the agreement's renewal terms. The Council's intent is to be able to enter into a long term agreement but at the same time have the flexibility to withdraw should the City of Phoenix be able to obtain a certificate of necessity and offer ambulance service to the Town.

Mr. Miller suggested amending paragraph 4 to state, "Cancellation. Either party, by giving 360 days of notice may terminate this agreement. Town and Contractor may mutually agree upon a cancellation period of less than 360 days."

He suggested amending paragraph 3 to state, "Term. The Initial term of this Agreement is for approximately three (3) years and seven (7) months ending on February 17, 2011, and the contract may be automatically extended for three (3), additional two-year terms by written request of the Town. The Commencement Date of this Contract is defined in paragraph 2.

Motion and vote – Councilmember Schweiker moved to approve the contract with Professional Medical Transport d.b.a PMT Ambulance, as amended, for ambulance transportation services. Councilmember Clarke seconded the motion which passed by a vote of 7-0.

ADJOURNMENT

Motion and vote – Mayor Winkler moved to adjourn. The motion was seconded by Councilmember Simpson and approved 7-0.

Mayor Winkler adjourned the meeting at 8:40 p.m.



Ed Winkler, Mayor

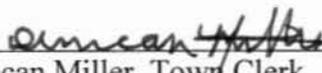
ATTEST:


Duncan Miller, Town Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the regular meeting of the Paradise Valley Town Council held on then 10th day May 2007. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 25 day of May, 2007.



Duncan Miller, Town Clerk

