



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

SUMMARIZED MINUTES
MARCH 22, 2007

CALL TO ORDER

Vice Mayor Hamway called to order the Town Council meeting of the Town of Paradise Valley, Arizona, held at Town Hall 6401 E. Lincoln Drive, on Thursday, March 22, 2007 at 4:00 P.M.

COUNCIL MEMBERS PRESENT

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

Mayor Ed Winkler was not present.

STAFF MEMBERS PRESENT

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

DISCUSSION ITEMS**Discussion of Personal Wireless Service Facility and Private Road Standards**

Mr. Martinsen suggested that the Council here the work session items out of order and discuss the wireless service facility and private road standards first.

Mr. Andrew Miller stated that Council discussed this item in the Summer of 2006. The Council directed the Town Attorney to research modifying the Personal Wireless Service Facilities (PWSF) ordinance. This was the result of several newspaper articles and complaints concerning the poor cell phone coverage in Town. The cell phone industry was having difficult time finding locations appropriate for their needs that also satisfied the Town's zoning requirements for such facilities.

Over the last few months the Senior Planner and the Town Attorney have met with representatives from all of the wireless service providers and industry professionals to discuss service barriers and new technologies that have been effectively implemented in other municipalities. He said the purpose of the presentation was to familiarize the Council with the new "stealth" applications and obtain feedback for a referral to the Planning Commission to draft amendments to the PWSF Zoning Ordinance.

He presented examples of various stealth options for hiding wireless facilities including traffic signals, light poles, flagpoles, saguaro cacti, palm trees, pine trees, water tanks, clock towers, bell towers, building facades, and antennas in domed buildings.

In addition to the antenna, each PWSF requires placement of an equipment vault near the tower. There are also decorative camouflage options for the vaults including boulders.

There was Council consensus for the Planning Commission to study this issue and create standards for stealth wireless service facilities. Sections of the current PWSF ordinance would need to be amended, including the current definitions (Section 1202), spacing requirements from residential dwellings (Section 1204(3)), facility heights (Section 1204(5)), and the screening/visibility of the wireless equipment (Section 1204(1) and (2)).

The Commission should develop standards such that the stealth facilities blend with the natural surroundings. For example, palm tree facilities should be placed in areas where there are already palm trees.

Mr. Martinsen suggested that the Council send a strong message to Planning Commission and community that if the Town wants access to wireless technology it is necessary to expand the ordinance. There are not enough church steeples in Town to fill all the holes in coverage.

Fire Station Nos. 1 and 2 Conceptual Design Review

Mr. Martinsen introduced Larry Enyart and Lance Enyart of LEA Architects who were present to discuss the siting, design, and refinements made to the fire station plans.

Fire Station Number 1, near the corner of Tatum Blvd and Mockingbird Lane, was moved further to the east and to the north. The single entry / exit driveway was split into separate driveways. This was done to resolve traffic safety concerns expressed by neighbors. The entrance will remain in the same location but the exit will be pushed to the north away from the curve so vehicles can be seen. More landscaping was added on the south side.

The station will have 12 parking spaces and a lobby with a public ADA toilet. There will be 2 fire drive through vehicle bays with apparatus support areas, and exhaust mitigation. There will be 6 firefighter dormitories, a kitchen, dining room, dayroom, library, physical conditioning room, and toilet / shower areas. The building will incorporate green building concepts and is designed to blend with the natural surroundings.

Fire Station Number 2, at the corner of Lincoln Drive and Casa Blanca, was modified to allow for egress directly on to Lincoln Drive. This was done in response to neighbors who did not want ingress and egress off of Casa Blanca. There are two disadvantages with the design change. It would require the removal of a substantial portion of the median on Lincoln Drive. It also required the entire building to be switched 90 degrees. As a result many of the "green building" concepts must be re-designed.

The station will have 16 staff parking spaces and 6 public parking spaces. There will be a lobby with a public ADA toilet. There will be 3 fire drive through vehicle bays with apparatus support areas and diesel exhaust mitigation. It will have 7 firefighter dormitories, 2 captain dormitories, a kitchen, dining room, day room, library, physical conditioning room, laundry, and toilet / shower areas. The building design incorporates the style and color of other buildings on the municipal campus.

Mr. Tom Long, a neighbor near Fire Station Number 2, suggested moving the entire building 20 feet to the west and designing a curvilinear entry driveway. However, this would require that the building's mechanical equipment and parking lot encroach into the setback. More of the Lincoln Drive median would also have to be removed and the entry driveway would have to be increased by 20 feet.

There was Council consensus to proceed with the design plan showing egress on Lincoln Drive and removing the median. Council asked staff further research the idea of moving the building 20 feet to the west, the issue of encroachment into the setback, how the redesign would impact the campus master plan, and if there would be traffic safety issues with so many driveways in close proximity on Lincoln Drive.

A traffic report was commissioned to study egress on Casa Blanca versus Lincoln Drive.

Discussion of Hillside Building Committee Reorganization

Mr. Mead stated that last fall the Council discussed changing the Hillside Committee membership rotation. The Council wanted to provide greater consistency and expertise on the committee. In response, the Town advertised in the Paradise Valley Independent for residents who might be interested in serving on the Committee. The Town received 13 responses.

Council reiterated the need for Hillside Committee members to have a depth of knowledge about the Hillside Code. It was also suggested that the Committee would benefit from professional engineers and builders. The Council discussed the desired qualifications for committee membership and reviewed the experience of the 13 people who responded.

Hillside homes have become larger and more complex. They are being built on more challenging lots. As a result, applications are being continued to future meetings for further discussion. It can be frustrating to the applicant if their application is considered at a future meeting by a different set of committee members.

Another complaint involves the issue of meeting notices sent to neighbors. Applications have sometimes been continued when neighbors have complained that they were not notified of the meeting. There was Council consensus to require the applicant to send meeting notices via registered or certified mail for every application. The envelopes should clearly identify that it is Town of Paradise Valley Hillside Committee business and list the Town's return address.

There was Council consensus that the membership on the Hillside Committee should remain unchanged with four-month rotations, but Councilmembers and Planning Commissioners must serve on the Committee through the duration of each individual application. Council asked that the Town Code be amended to grant them the flexibility to determine the rotational schedule each year.

Motion and vote - Councilmember Schweiker moved to go into executive session. Councilmember Simpson seconded the motion which passed unanimously.

EXECUTIVE SESSION

- a.** Discussion and consultation with Town representatives regarding **roadway abandonment request in the vicinity of 7545 N. Mockingbird Lane** as authorized by A.R.S. §38-431.03.A.7.
- b.** 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 and A.R.S. §38-431.03.A.4.
- c.** Discussion and consultation with the Town Attorney regarding the **contract with Valley Rain** as authorized by A.R.S. §38-431.03.A.4.
- d.** Discussion of **Town Manager performance review** as authorized by A.R.S. §38-431.03.A.1.

CALL TO ORDER

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

COUNCIL MEMBERS PRESENT

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

Mayor Ed Winkler was not present

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Police of Chief John Wintersteen
Management Services Director Lenore Lancaster
Public Works Director Andrew Cooper
Planning & Building Director Eva Cutro
Human Resources Administrator Jinnett Hancock

PLEDGE OF ALLEGIANCE

Town Clerk Miller led the Pledge of Allegiance.

PRESENTATIONS

Recognition of Retiring Police Dispatcher Dave Torpey

Vice Mayor Hamway read a proclamation honoring Mr. Torpey. Chief Wintersteen stated that Mr. Torpey is retiring from the Paradise Valley Police Department after 17 years of service as a dispatcher. He started his career in law enforcement in 1973 as a police officer with the City of Glendale.

Recognition of Ann Townsend

Vice Mayor Hamway announced that Ms. Townsend is moving out of state. She served for 10 years on both the Board of Adjustment and the Historical Advisory Committee. During her tenure on the Historical Committee, she conducted oral histories of many long-time residents and

those involved in the incorporation of the Town. The histories were compiled and printed in a book titled "*Interviews*". The Vice Mayor presented her with a Soleri Bell.

CALL TO THE PUBLIC

Jerry Van Gasse, City of Phoenix resident, spoke regarding the Goldwater Memorial. He said he asked 8 weeks ago about the deterioration of the walkway. The entry sign and walkway are almost indecipherable. He reported that the drinking fountain also does not work.

Andrew Cooper responded that the Town has issued a contract to construct new signs. The signs are in production and will be finished and installed in April. A firm has also been hired to repair the walkway and quotation band. He said he would investigate the problem with the drinking fountain.

MAYOR / COUNCIL / MANAGER REPORT

Councilmember Clarke stated that this is Air Force week. There will be an open house a Luke Air Force base on Saturday and Sunday. He said the Thunderbirds will perform at 2:45 p.m. There will also be static and aerial displays. The gates open at 9:30 a.m.

CONSENT AGENDA

a. Minutes of Town Council Meeting March 8, 2007

b. Minutes of Town Council Budget Policy Retreat March 10, 2007

c. Appointment of Municipal Court Judges

Recommendation: Make the following appointments to the Town's Municipal Court for the term April 1, 2007 through April 1, 2009:

John Philip Grace

John Auran

Ty Taber

Sandra Slaton

Stanley Marks

Steven Cohen

Jeff Timbanard

d. Report on Investments

Recommendation: Receive and file the report.

e. Authorization to Lease Purchase a Vehicle for the Fire Marshal

Recommendation: Authorize the lease purchase of a 2008 Ford Escape Hybrid in an amount not to exceed \$25,783.

Mr. Martinsen summarized the items on the consent agenda.

Councilmembers Clarke and Simpson asked to remove item 11c.

Motion and vote – Vice Mayor Hamway moved to approve the Consent Agenda as submitted with the exception of item 11c. Councilmember Simpson seconded the motion which passed by a vote of 6-0.

Councilmember Simpson expressed appreciate to the judges for their service. Councilmember Clarke stated that Paradise Valley has the largest pro bono court in the country. The quality and dedication of the Town's court is unmatched.

Motion and vote – Councilmember Simpson move to appoint the following judges to the municipal court for a two-year term: John Philip Grace, John Auran, Ty Taber, Sandra Slaton, Stanley Marks, Steven Cohen, Jeff Timbanard. Councilmember Schweiker seconded the motion, which passed by a vote of 6-0.

PUBLIC HEARINGS

Approval of Liquor License Person Transfer for Mountain Shadows

Mr. Miller stated that the Mountain Shadows Resort and Golf Club located at 5641 E. Lincoln Drive submitted an application requesting a liquor license person transfer from William Densil Corn of CCMH Potomac LLC to Rick Ronald Carpinelli of MTS Beverages. Mountain Shadows was recently sold thus requiring the license transfer.

He stated that the application was posted on the applicant's premises for 20 days in accordance with state law. The Town did not receive any arguments in support of or opposition to the application. The Paradise Valley Police Department and the Planning & Building Department reviewed the application and found no reason to oppose it.

The Vice Mayor opened the public hearing. There were no public comments. The Vice Mayor closed the public hearing.

Motion and vote – Councilmember Clarke moved to forward the Mountain Shadows application for Person Transfer to the Arizona Department of Liquor Licenses and Control with a recommendation for approval. Councilmember Simpson seconded the motion, which passed by a vote of 6-0.

ACTION ITEMS**Approval of Classification/Compensation Plan Amendments**

Ms. Hancock stated that in Fiscal Year 2000 the Town's current job classification and compensation plan was established. At the May 9, 2006 budget work session the need to update parts of the classification and compensation plan was discussed. On June 22, 2006, the Council awarded a contract to Fox Lawson to review and make amendment recommendations.

She said there were three reasons for the plan review. First, several positions had changed significantly since 2000. Some positions were given greater levels of responsibility and/or higher levels of decision making. Second, director level positions needed to be reviewed based on complexity and internal equity to determine if pay grades should be differentiated. Third, hard-to-fill positions needed to be reviewed as a tool for recruitment and retention.

She then explained the review process. There are 54 positions in the Town. Twenty-four positions submitted for consideration. Fox Lawson recommended 17 for further study. The consultant recommended 15 classification changes and there were 4 appeals.

The proposed changes would be effective April 1, 2007. The impact on Fiscal Year 2007 is approximately \$13,108. She noted that \$75,000 had been budgeted for implementation. The first full year cost would be approximately \$63,441, including salary, FICA, Medicare, retirement, and worker's compensation.

Councilmember LeMarr stated that the fiscal impact over time is misleading. He said the fiscal impact over the next five years would be \$910,000 in additional salary and benefits including the Police Department.

Mr. Martinsen stated that it is not common to look at any budgeted program and add up all the expenses over a five year period. He said each budget year stands on its own.

Councilmember Simpson agreed that the Town does spend a large sum of money on salary but noted that the Town is a service organization and it is to be expected. The proposal identified some positions where there are recruiting problems and potential retention problems.

Vice Mayor Hamway said that the Town hired a consultant to do a job and they determined that amendments were justified. Although it is a lot of money, in any organization salary and compensation plans are usually the largest expenditure.

Motion and vote – Councilmember LeMarr moved to approve the Fox Lawson and Associates Classification and Compensation Review recommendations indicated on the matrix attached to the Action Report, including the additional changes 1 thru 5 listed in the Action Report. Councilmember Simpson seconded the motion, which passed by a vote of 6-0.

ADJOURNMENT

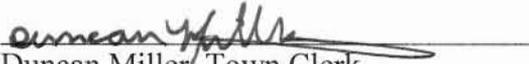
Motion and vote – LeMarr moved to go back into executive session at 7:33 p.m. The motion was seconded by Councilmember Schweiker and passed unanimously.

Vice Mayor Hamway adjourned the meeting at 8:25 p.m.



Ed Winkler, Mayor

ATTEST:



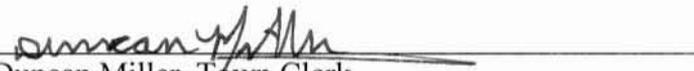
Duncan Miller, Town Clerk

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 22nd day March 2007. I further certify that the meeting was duly called and held and that a quorum was present.



Dated this 7 day of May, 2007.



Duncan Miller, Town Clerk