



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

**SUMMARIZED MINUTES**  
**JANUARY 25, 2007**

**CALL TO ORDER**

Mayor Ed 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, January 25, 2007 at 4:04 P.M.

**COUNCIL MEMBERS PRESENT**

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

Council Member Scott LeMarr and Council Member Ron Clarke were not present

**STAFF MEMBERS PRESENT**

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

**DISCUSSION ITEMS****Discussion of Volunteer Program for Weed Removal**

Mr. Miller stated that this topic is another in a series of Water Committee updates. He said the subject of noxious weeds and the fire danger they present was discussed at a recent meeting. Specifically, the committee was briefed on a particularly pernicious weed called buffelgrass. Buffelgrass is a concern because it is a non-native grass that spreads very quickly. It displaces native plants and animals by competing for ground surface, sunlight, and moisture. Because it re-sprouts quickly after wildfires it can lead to more frequent and larger wildfires. The Arizona Department of Agriculture has also added it on the state's noxious and prohibited weed list. It has been suggested that the Council may wish to authorize a program to attempt to remove the grass from public land. It is believed that there is much buffelgrass on Mummy Mountain and elsewhere in the Town.

A video was shown on how to identify and remove buffelgrass.

Mr. Martinsen stated that when this topic was discussed at the Water Committee meeting the possibility of a volunteer program to remove the grass was discussed. He said programs in Tucson have been successful in reducing the amount of buffelgrass. He said the Town does not have staffing to take on this project.

Sylvia Yoder stated that buffelgrass on Mummy Mountain is a serious problem and may be the worst example in Maricopa County. It is an extreme fire danger. Mummy Mountain is beyond help but it can be controlled. She said the first step is to educate homeowners on the hazard. She said spraying is ineffective at eliminating established plants. She recommended that priority should be given to eliminating the grass along the roads. Buffelgrass has a very low flashpoint and can be ignited by small sparks.

There was Council consensus to educate residents about buffelgrass and the fire danger it poses. Council also asked staff to develop a plan to remove the noxious weed from Town owned right-of-way.

**Update on Fire Service Action Plan**

Mr. Martinsen provided an update on a number of specific steps being taken to complete the fire services transition from Rural/Metro to the City of Phoenix.

1. Developed a cost estimate for service to Clearwater Hills with agreement by Phoenix.
2. Developed a cost estimate for service to the Franciscan Renewal Center.
3. Continuing to work with Rural/Metro and the City of Phoenix on operational transition issues.

4. Condemnation of the Fire Station No.1 site has been filed. Possession will take place in June 2007.
5. The Town received voter approval to sell the land at the corner of Doubletree Ranch Rd and Scottsdale Rd so that the revenue could be used to acquire Fire Station No. 1. However, no bids were received.
6. Council authorized the Town to proceed with the annexation of right-of-way adjoining Fire Station No. 1 from the City of Phoenix.
7. Developed a Rural/Metro subscription closeout plan to maximize remaining subscription revenues. Subscription rate continues to hold in the 95% range using aggressive enforcement.
8. The Town Attorney is drafting revisions to the Fire Department section of the Town Code. The amendments will be approved prior to the transition date.
9. A Town Fire Marshal will be hired in the Spring of 2007
10. The 30% design plans for Fire Stations 1 and 2 are completed and will be presented at a public meeting on February 1.
11. New fire apparatus is on order and will be delivered by the transition date.
12. Meetings will be held to evaluate ambulance service alternatives

#### **Discussion of Franciscan Renewal Center Fire Service Agreement**

Ms. Lancaster stated that the Franciscan Renewal Center is located in a county island surrounded on all sides by the Town of Paradise Valley. Rural/Metro currently provides fire and emergency medical service to the site on a subscription basis. However, this coverage will cease July 1<sup>st</sup> when the City of Phoenix takes over fire service. She said the Center has expressed interest in entering into a contract with the Town for fire service.

The methodology used to determine an appropriate fee to charge the Center was based on the methodology used for the Clearwater Hills county island. Since the Center is not a residential property, staff examined the Center and determined an equivalent dwelling unit count and then multiplied that number by the cost of providing the service on a per home basis. Using the equivalent of 8 homes at \$879 each the fee for the Center would be \$7,032.

There was Council consensus not to count the sanctuary as a dwelling unit equivalent. This would make the proposed fee \$6,153.

#### **Discussion of Revision of Demolition Bond Requirement**

Ms. Cutro stated that demolition bonds have been required by the Town for many years but has never collected on a bond. A survey of neighboring communities shows that the Town is the only municipality that collects this type of bond. Collecting and refunding the bonds take numerous staff hours and may be an ineffective way of controlling demolitions. She recommended amending Section 5-10-26 of the Town Code to require only that a bond *may* be required instead of *shall* be required.

There was Council consensus to schedule the amendment for approval at a future Council meeting.

**Motion and vote** – Mayor Winkler moved to go into executive session. Council Member Simpson seconded the motion which passed by a vote of 5 – 0.

**EXECUTIVE SESSION**

- a. Discussion and consultation with the Town Attorney regarding **development agreement with Potomac Hotel Limited Partnership and/or Crown Opportunity Associates L.L.C.** as authorized by A.R.S. §38-431.03.A.4.
- 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 **Dugan Claim** as authorized by A.R.S. §38-431.03.A.4.

**CALL TO ORDER**

Mayor Winkler reconvened the meeting of the Town Council at 7:04 P.M.

**COUNCIL MEMBERS PRESENT**

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

Council Member Scott LeMarr and Council Member Ron Clarke were not present.

**STAFF MEMBERS PRESENT**

Town Manager Thomas M. Martinsen  
Town Attorney Andrew Miller  
Town Clerk Duncan Miller  
Management Services Director Lenore Lancaster  
Police Chief John Wintersteen  
Public Works Director Andrew Cooper  
Town Engineer Bill Mead  
Planning & Building Director Eva Cutro  
Capital Projects Administrator Robert Ciccarelli

**PLEDGE OF ALLEGIANCE**

Vice Mayor Hamway led the Pledge of Allegiance.

**PRESENTATIONS**

There were no presentations.

**CALL TO THE PUBLIC**

Jerry Van Gasse, 4619 E. Via Estrella, asked when the deterioration of the quotation band at the Goldwater Memorial would be fixed. Councilmember Simpson reported that the Town is working to resolve the issue but it has been difficult to find a contractor willing and able to do it.

Dennis Wurst, 6501 N. 40<sup>th</sup> Pl, said that there is speeding on Lincoln Drive. He suggested that the Town add stop signs or traffic lights on Lincoln Drive.

**MAYOR / COUNCIL / MANAGER REPORT**

There were no reports.

**CONSENT AGENDA**

**a. Minutes of Town Council Meeting January 11, 2007**

**b. Approval of Lease Purchase of Plan Reviewer Vehicle**

*Recommendation:* Approve the lease purchase of a 2007 hybrid powered Toyota Prius from Larry Miller Toyota in an amount not to exceed \$24,313.

**c. Award of Construction Contract for Highlands Drive Underground Utility Conversion District**

*Recommendation:* Award a contract to Mastec North America Inc for a total price of \$342,973.26 to install underground conduits for Underground Utility Conversion District Highlands Drive.

**d. Authorization of Payment to Salt River Project for Underground Utility Conversion District Highlands Drive**

*Recommendation:* Authorize payment to Salt River Project in the amount of \$332,771 for Underground Utility Conversion District Highlands Drive.

Mr. Martinsen summarized the items on the consent agenda.

Councilmember Simpson asked that item c and d be removed.

**Motion and vote** – Mayor Winkler moved to approve the Consent Agenda with the exception of items c and d. Councilmember Schweiker seconded the motion which passed by a vote of 5 – 0.

Councilmember Simpson thanked the district leaders for their hard work in raising the money necessary to make this project possible.

**Motion and vote** – Councilmember Simpson moved to approve item c. Vice Mayor Hamway seconded the motion which passed by a vote of 5 – 0. Councilmember Simpson moved to approve item d. Vice Mayor Hamway seconded the motion which passed by a vote of 5 – 0.

**PUBLIC HEARINGS**

There were no public hearings.

**ACTION ITEMS**

**Authorization to Enter into a Funding Agreement with the Arizona Sports and Tourism Authority**

Mr. Martinsen reported that the funding agreement with the Arizona Sports and Tourism Authority for the grant award of \$150,000 has been completed and the recommended action tonight is to authorize the Town Manager to execute the agreement. He stated that there are two variables that are not yet resolved. If the variables are significant he would report back to the Town Council prior finalizing the agreement. The first variable relates to the bids. If the bid results are excessively high he will report to the Council. The second variable relates to donations. He said he would report to the Council if more donations are accepted thus reducing the Town's funding level.

Vice Mayor Hamway stated that this is the culmination of 22 months of work. She thanked all those who helped make the project possible. She reported that bids will be advertised January 29, 2007 and awarded on March 8, 2007. Construction is to begin on March 19, 2007 and completed in mid-July.

**Motion and vote** – Vice Mayor Hamway moved to execute a funding agreement with the Arizona Sports and Tourism Authority and to accept \$150,000 in grant funds to partially finance the Kiva Elementary School Athletic Field Renovation Project. Councilmember Simpson seconded the motion which passed by a vote of 5 - 0.

**ADJOURNMENT**

**Motion and vote** – Mayor Winkler moved to adjourn. Council Member Simpson seconded the motion which passed by a vote of 5-0.

Mayor Winkler adjourned the meeting at 7:33 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 25<sup>th</sup> day January 2007. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 9 day of February, 2007.

Duncan Miller  
Duncan Miller, Town Clerk

