



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

**SUMMARIZED MINUTES  
NOVEMBER 16, 2006**

**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, November 16, 2006 at 5:01 P.M.

**COUNCIL MEMBERS PRESENT**

Mayor Ed Winkler  
Vice Mayor Mary Hamway  
Council Member Brian Cooney  
Council Member Scott LeMarr  
Council Member Dan Schweiker  
Council Member Virginia "Jini" Simpson arrived at 5:08 p.m.

Council Member Ron Clarke not present

**STAFF MEMBERS PRESENT**

Town Manager Thomas M. Martinsen  
Town Attorney Andrew Miller  
Town Clerk Duncan Miller  
Police Chief John Wintersteen  
Public Works Director Andrew Cooper  
Town Engineer Bill Mead  
Management Services Director Lenore Lancaster  
Senior Planner Molly Hood

**DISCUSSION ITEMS****Discussion of 2008 Super Bowl Funding**

Mr. Martinsen stated that planning for the 2008 Super Bowl to be held at Cardinal Stadium in Glendale is in progress. The Host Committee contacted municipalities throughout Maricopa County to enlist financial support and participation in the Super Bowl events. Municipalities are being asked to contribute approximately \$1.6 million. This topic was discussed by the Town Council at its September 14 work session when Deborah Wardrop, CEO of the Host Committee presented a contribution request of \$109,347 from the Town. The cost share formula was based on the number of hotel rooms in each community. At that time, the Council asked staff to develop alternative methodologies for spreading costs.

Three alternatives were developed. The first alternative spreads the cost based on population. In this alternative, the Town's share would equal \$7,054. The second alternative distributes the cost based on lodging establishments. This included the number of motels, hotels, and bed and breakfast establishments in each city. Although Town resorts are full during the time when the Super Bowl takes place, the Town would likely receive value in the form of resort bookings during other times of the year. In this alternative the Town's share would be \$23,748. The third alternative distributes the cost based on sales tax collected. In this alternative, the Town's share would equal \$10,665.

There was Council consensus to schedule this item for action on December 7.

**Discussion of Hillside Building Committee Membership and Tenure**

Mr. Mead reviewed the history of the Hillside Building Committee and its membership. The Committee was created in 1973 and consisted of one Councilmember, one Planning Commissioner, the Town Engineer and the Zoning Administrator. In 1984 membership was expanded to include a mayoral appointee and the terms for the Councilmember and Commissioner were rotated every four months. In 1996, the Hillside Building Committee was changed to exclude staff members from voting, and made the committee consist of two Councilmembers, two Planning Commissioners and the Mayor's appointee.

At the October 26<sup>th</sup> Town Council work session, the Council requested that staff develop alternatives to the current membership and tenure of committee members. There was Council interest in improving the consistency of membership from meeting to meeting. Presently, a case may be continued a month or more. When it is rescheduled different committee members unfamiliar with the original case must review the application and may bring up additional issues that were not raised at the original meeting.

Mr. Mead presented three options:

Option 1: Leave the rotation as it currently operates

The advantage of this option is that equal time is spent by Councilmembers and Commissioners so it allows all members to become familiar with the Hillside Building Regulations. The disadvantage is that it does not always allow for the same members to follow through with the same application, thereby reducing consistency. Sometimes it is difficult to find a replacement for a committee member who will be absent from the meeting.

Option 2: Change the makeup of the Committee to have three permanent members assigned by the Council and two rotational members made up of one Councilmember and one Commissioner. The advantage of this option is it would provide consistency by having at least three permanent members.

Option 3: Change the Hillside Committee to consist of five permanent members. The advantage to this option is there would be consistency on the Committee and members would develop a depth of knowledge.

Councilmember LeMarr noted that the applications being reviewed by the Committee have become more complicated because of the engineering challenges posed by the remaining hillside lots, the complexity of the structures themselves, and the fact that they have become more expensive to build. He said that the Committee needs to be made up of more knowledgeable people. He stated that professional permanent committee members may also be helpful in making suggestions for code improvements.

Planning Commissioner Lou Werner recommended having a councilmember, planning commissioner, civil engineer, landscape architect, architect, and builder. He also suggested that the Committee make suggestions to the Council regarding establishing a buffer on disturbed area, establishing better requirements for run off and erosion, and adding a requirement that architects submit building calculations on disc so committee members could verify them.

There was Council consensus to amend the Hillside Building Committee membership to include one councilmember, one commissioner and three appointed members drawn from a pool of professional engineers and architects. Councilmembers and Commissioners would serve rotating one-year terms and the three appointed "permanent" members would be reappointed every year.

Mr. Martinsen suggested first advertising for the new committee members to determine if there is sufficient interest prior to amending the code.

Mr. Miller stated that if the committee membership is amended there must be an appeal process to the Town Council to limit legal liability.

**Discussion of Water Committee Update**

Vice Mayor Hamway stated that the Water Committee was established in 2002 to evaluate and monitor the three service providers operating in the Town. An update on the Committee's activities over the last year was provided. The current committee is made up of Vice Mayor Hamway, Councilmember Simpson, and Councilmember Cooney. She said that the Committee will update the Council on its activities more often than it has in the past.

She reported that the Committee meets every other month and receives updates from the Fire Marshal on fire incidents, fire hydrant inventories, fire flow test and pressure tests. She said it is important for the Town to keep pressure on Rural/Metro to test the remaining third of all hydrants before the contract expires. The Committee also hears from representatives of the water companies on various water line improvement projects and arsenic removal plans.

**Motion and vote** - Councilmember LeMarr moved to go into executive session. Councilmember Simpson seconded the motion which passed by a vote of 6-0. Mayor Winkler recessed the meeting at 6:15 p.m.

**EXECUTIVE SESSION**

- a. Discussion and consultation with Town representatives regarding **roadway abandonment request in the vicinity of Cheney Drive and Mockingbird Lane** as authorized by A.R.S. §38-431.03.A.7.
- b. 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.

**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 Scott LeMarr  
Council Member Virginia "Jini" Simpson

Council Member Ron Clarke and Council Member Dan Schweiker were not present

**STAFF MEMBERS PRESENT**

Town Manager Thomas M. Martinsen  
Town Attorney Andrew Miller  
Town Clerk Duncan Miller  
Police Chief John Wintersteen  
Public Works Director Andrew Cooper  
Town Engineer Bill Mead  
Management Services Director Lenore Lancaster  
Senior Planner Molly Hood

**PLEDGE OF ALLEGIANCE**

Andrew Cooper led the Pledge of Allegiance.

**PRESENTATIONS**

There were no presentations.

**CALL TO THE PUBLIC**

There were no public comments.

**MAYOR / COUNCIL / MANAGER REPORT**

Mr. Martinsen announced that the Town is accepting donations of food for Vista del Camino Food Bank and Marcus House.

Vice Mayor Hamway thanked Council Member LeMarr for remodeling the Council dais.

Mayor Winkler reported that the Second Annual Vintage Car show raised over \$6 thousand dollars which will be evenly distributed between the American Cancer Society Relay for Life and D.A.R.E.

**CONSENT AGENDA**

- a. Minutes of Town Council Meeting October 26, 2006**
- b. Minutes of Town Council Meeting November 2, 2006**
- c. Approval of Cancellation of December 21, 2006 Council Meeting**  
*Recommendation:* Cancel the December 21, 2006 regular Council meeting.
- d. Approval of Matching Funds by Town for Contributions to the United Way**  
*Recommendation:* Authorize Town contributions to the 2006 United Way Campaign to match 100% of the contributions made by Town employees, and also match contributions made by volunteers up to \$100.

Mr. Martinsen summarized the items on the consent agenda.

**Motion and vote** – Council Member LeMarr moved to approve the Consent Agenda as submitted. Council Member Simpson seconded the motion which passed by a vote of 5 – 0.

**PUBLIC HEARINGS**

There were no public hearings.

**ACTION ITEMS**

There were no action items.

**ADJOURNMENT**

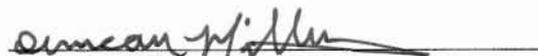
**Motion and vote** - Council Member LeMarr moved to adjourn. Vice Mayor Hamway seconded the motion which passed by a vote of 5-0.

Mayor Winkler adjourned the meeting at 7:09 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 Town Council of Paradise Valley held on then 16<sup>th</sup> day November 2006. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 11 day of December, 2006.



Duncan Miller  
Duncan Miller, Town Clerk