

TOWN
Of
PARADISE VALLEY



TOWN COUNCIL

Vernon B. Parker, Mayor

Virginia "Jini" Simpson, Vice Mayor

Ronald B. Clarke

Pam Kirby

Bernie Barry

Mary Hamway

Scott LeMarr

Thursday, September 10, 2009

4:00 p.m.

Meeting Location:

Town Hall 6401 E. Lincoln Drive

Boardroom

Members of the Town Council may attend in person or by telephone conference call.

MEETING AGENDA

1. CALL TO ORDER / ROLL CALL

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. Preliminary Report on Year End Revenues & Expenses **30 minutes**

Staff Contact: Lenore P. Lancaster, Management Services Director, 480-348-3532

b. Discussion of Human Services Funding **30 minutes**

Staff Contact: Lenore P. Lancaster, Management Services Director, 480-348-3532

c. Discussion of Master Fee Schedule Update **30 minutes**

Staff Contact: Lenore P. Lancaster, Management Services Director, 480-348-3532

3. EXECUTIVE SESSION

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 the Town Attorney regarding **noise mitigation agreement related to the Montelucia Resort and Spa** as authorized by A.R.S. §38-431.03.A.4.
- b.** Discussion and consultation with the Town Attorney regarding pending or potential litigation and current and/or future development agreement with **Potomac Hotel Limited Partnership and/or MTS Land LLC and/or HB Equities related to Mountain Shadows** as authorized by A.R.S. §38-431.03.A.4 and legal advice as authorized by A.R.S. §38-431.03.A.3.
- c.** Discussion and consultation with Town Attorney **regarding pending or potential litigation and/or potential contract negotiations with NewPath Networks, LLC** as authorized by A.R.S. §38-431.03.A.4.

4. DINNER BREAK 6:30 PM

7:00 PM Town Hall Council Chambers

5. RECONVENE FOR REGULAR MEETING

6. ROLL CALL

7. PLEDGE OF ALLEGIANCE

8. PRESENTATIONS

a. Recognition of Armando Rivas

Recommendation: Recognize Armando Rivas for his service to the Town on the occasion of his retirement.

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

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. MAYOR / COUNCIL / MANAGER REPORTS

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.

11. 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.

a. Minutes of Town Council Meeting July 9, 2009

b. Minutes of Town Council Special Meeting August 27, 2009

c. Cancellation of Town Council Meeting for September 24, 2009

Recommendation: Cancel the regularly scheduled meeting of September 24, 2009.

Staff Contact: Duncan Miller, Town Clerk, 480-348-3610

d. Report on Investments

Recommendation: Receive and file the report.

Staff Contact: Lenore P. Lancaster, Management Services Director, 480-348-3532

e. Adoption of Notice of Intent to Increase Sewer Rates and Hold a Public Hearing on October 22, 2009

Recommendation: Adopt notice of intent to increase sewer rates and hold a public hearing on October 22, 2009.

Staff Contact: Lenore P. Lancaster, Management Services Director, 480-348-3532

f. Authorization to Apply for LTAF II Grant

Recommendation: Authorize an LTAF II Grant Application for fiscal year 2009-2010, which will provide \$20,044.61 for contributions to the Central Arizona Shelter Services (CASS) for their transportation program, with 25% or \$5,011.16 Town matching funds.

Staff Contact: Lenore P. Lancaster, Management Services Director, 480-348-3532

g. Adoption of Resolution Number 1196 Transfer of Funds within the 2008/09 Budget

Recommendation: Adopt Resolution Number 1196 finalizing the Fiscal Year 2008/09 budget by transferring funds from contingency funding to the Debt Service Fund.

Staff Contact: Lenore P. Lancaster, Management Services Director, 480-348-3532

h. Approval of Resolution Number 1197 Authorizing Participation in the Governor's Office of Highway Safety Click It or Ticket Safety Belt Enforcement Program

Recommendation: Adopt Resolution Number 1197, authorizing the Chief of Police to enter into a contract with the Governor's Office of Highway Safety for participation in the safety belt enforcement program.

Staff Contact: John Bennett, Chief of Police, 480-948-7418

i. Approval of Appointments and Reappointments to Boards, Commissions and Committees

Recommendation: Make appointments and reappointments to various boards, commissions and committees as indicated in the Action Report.

Staff Contact: Duncan Miller, Town Clerk, 480-348-3610

12. PUBLIC HEARINGS

13. ACTION ITEMS – The Town Council May Take Action on Any of These Matters.

a. Approval of Ordinance Number 615 Amending Section 2-1-4 of the Town Code Regarding Council Vacancies

Recommendation: Approve Ordinance Number 615 amending Section 2-1-4 of the Paradise Valley Town Code allowing for vacancies on the Town Council to be filled by appointment or by election.

Staff Contact: Duncan Miller, Town Clerk, 480-348-3610

14. ADJOURN

AGENDA IS SUBJECT TO CHANGE

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.