

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, December 3, 2009

3:00 p.m.

Meeting Location:

Town Hall 6401 E. Lincoln Drive

Boardroom

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. Arbor Day Tree Planting Ceremony

15 minutes

Staff Contact: James C. Bacon Jr., Town Manager, 480-348-369

3. EXECUTIVE SESSION

75 minutes

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 Town Attorney regarding potential contract negotiations with Clearwire as authorized by A.R.S. §38-431.03.A.4; legal advice regarding the Tele-communications Act as authorized by A.R.S. §38-431.03.A.3; and discussion and consultation with Town representatives concerning potential negotiations for the purchase, sale, or lease of real property in the vicinities of 6401 E Lincoln Dr and 8444 N Tatum Blvd as authorized by A.R.S. §38-431.03(A)(7).

b. 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; legal advice regarding the Tele-communications Act as authorized by A.R.S. §38-431.03.A.3; and discussion and consultation with Town representatives concerning potential negotiations for the purchase, sale, or lease of in various locations as authorized by A.R.S. §38-431.03(A)(7).

- c.** Discussion of **Town Manager and Town Attorney performance reviews** as authorized by A.R.S. §38-431.03.A.1.
- d.** Discussion of legal advice from Town Attorney **regarding zoning approvals for guard gates** as authorized by A.R.S. §38-431.03.A.3.

4. WORK/STUDY DISCUSSION ITEMS CONTINUED

- b. Update on Neighborhood Meetings held by NewPath Networks** **30 minutes**
Staff Contact: Eva Cutro, Planning & Building Director, 480-348-3690
- c. Discussion of Guard Gate Policy** **30 minutes**
Staff Contact: Eva Cutro, Planning & Building Director, 480-348-3690
- d. Discussion of Capital Budget Priority Projects** **30 minutes**
Staff Contact: Lenore P. Lancaster, Management Services Director, 480-348-3532

BREAK

Meeting Location: Town Hall Council Chambers
Approximate Start Time: 6:00 p.m.

5. RECONVENE FOR REGULAR MEETING

6. ROLL CALL

7. PLEDGE OF ALLEGIANCE

8. PRESENTATIONS

a. Presentation of Seven Seals Award

Recommendation: Accept the prestigious Seven Seals Award presented by the Department of Defense, Employer Support of the Guard and Reserve.

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

b. Recognition of Sergeant Edwin “Bucky” Boehm as Phoenix Elk’s Lodge No. 335 Public Safety Appreciation Award Recipient

Recommendation: Recognize Sergeant Edwin “Bucky” Boehm as the Phoenix Elk’s Lodge Public Safety Appreciation Award Recipient for 2009.

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 November 5, 2009

b. Minutes of Town Council Meeting November 19, 2009

c. Adoption of Resolution Number 1207, Authorizing Cooperative Purchasing Agreement with Public Agencies or Public Procurement Units of the Federal Government and other States

Recommendation: Adopt Resolution Number 1207, authorizing the Town Manager to execute cooperative purchasing agreements with public agencies or public procurement units of the federal government or other states pursuant to Arizona Revised Statutes §11-952.

Staff Contact: Andrew M. Miller, Town Attorney, 480-348-3691

d. Authorization to Close Town Hall at 12:00 PM on December 11, 2009

Recommendation: Authorize the Town Manager to close Town Hall on December 11, 2009 at 12:00 PM.

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

12. PUBLIC HEARINGS

a. Consideration of Adoption of Ordinance Number 617 Amending Section 201 of the Zoning Ordinance Regarding Floor Area Ratio

Recommendation: Approve Ordinance 617, amending Article II of the Town Zoning Ordinance regarding the definition of “floor area, total”.

Staff Contact: Eva Cutro, Planning & Building Director, 480-348-3522

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

None

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.