

TOWN
Of
PARADISE VALLEY



TOWN COUNCIL
Scott P. LeMarr, Mayor

Mary Hamway, Vice Mayor
Paul E. Dembow
Vernon B. Parker

Michael Collins
Pam Kirby
Lisa Trueblood

Thursday, September 2, 2010
3:00 pm

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. Discussion of NewPath Networks License Agreement** **30 minutes**
Staff Contact: Andrew M. Miller, Town Attorney, 480-348-3691
- b. Discussion of Energy Efficiency & Conservation Block Grant Projects** **30 minutes**
Staff Contact: Eva Cutro, Community Development Director, 480-348-3522
- c. Discussion of Hillside Committee** **30 minutes**
Staff Contact: Andrew M. Miller, Town Attorney, 480-348-3691
- d. Discussion of Information Technology Applications Including Paperless Agenda, E-Government, and other Communications Technology Options** **30 minutes**
Staff Contact: David Andrews, Budget & Finance Director, 480-348-3555

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 Town Attorney **regarding pending or potential contract negotiations with NewPath Networks, LLC** as authorized by A.R.S. §38-431.03.A.4 and discussion and consultation with Town representatives concerning potential negotiations for the purchase, sale, or lease of Town-owned property in various locations as authorized by A.R.S. §38-431.03(A)(7).
- b. Discussion and consultation with the Town Attorney regarding pending or potential litigation and current development agreement with **Potomac Hotel Limited Partnership and/or MTS Land LLC related to Mountain Shadows** as authorized by A.R.S. §38-431.03.A.4 and legal advice **regarding zone laws** as authorized by A.R.S. §38-431.03.A.3.
- c. Discussion and consultation with the Town Attorney regarding pending or potential litigation 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 regarding **potential litigation by property owners in the vicinity of 74th Street and Sage Drive.**
- d. Legal advice from Town Attorney as authorized by A.R.S. §38-431.03(A)(3) regarding **selection and appointment process for members of Town Boards, Commissions, and Council.**
- e. Discussion and consultation with the Town Attorney regarding pending or potential litigation 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 regarding **Initiative Petition Application filed by Arizona Citizens Against Photo Radar INI 10-01.**
- f. Discussion and consultation with the Town Attorney regarding pending or potential litigation 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 **regarding Underground Utility District Number 6 contribution refund requests.**

**Meeting Location: Town Hall Council Chambers
Approximate Start Time: 6:30 p.m.**

4. RECONVENE FOR REGULAR MEETING

5. ROLL CALL

6. PLEDGE OF ALLEGIANCE

7. PRESENTATIONS

8. 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.**

9. 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.

10. 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 8, 2010

b. Minutes of Town Council Work Shop July 9, 2010

c. Approval to Reschedule Town Council Regular Meetings for September and October 2010.

Recommendation: Approve the Town Council regular meeting schedule for September and October 2010 as follows: September 16, October 7, and October 21.

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

d. Approval of Special Event Liquor License for Phoenix Country Day School for an Event on October 16, 2010.

Recommendation: Approve the Special Event Liquor License for Phoenix Country Day School subject to the stipulations in the Action Report.

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

e. Approval of Special Event Liquor License for Christ Church of the Ascension for an Event on October 23, 2010.

Recommendation: Approve the Special Event Liquor License for Christ Church of the Ascension subject to the stipulations in the Action Report.

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

f. Approval of Appointments to the Human Services Funding Committee, Water Utility Committee, Court Design Committee, and Appoint Council Liaisons to the Scottsdale Convention and Visitors Bureau and the Historical Advisory Committee

Recommendation: Approve appointments to Council Committees as listed in the Action Report.

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

g. Adoption of Notice of Intent to Increase Wastewater Rates and Hold a Public Hearing on October 21, 2010

Recommendation: Adopt Notice of Intent to increase wastewater rates and set a public hearing for October 21, 2010.

Staff Contact: David Andrews, Budget & Finance Director, 480-348-3555

11. PUBLIC HEARINGS

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

a. Adoption of Resolution Number 1224 Regarding NewPath Networks License Agreement

Recommendation: Adopt Resolution Number 1224.

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

13. 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.