

**TOWN OF PARADISE VALLEY  
MINUTES  
TOWN COUNCIL MEETING  
JANUARY 27, 2005  
7:00 p.m.**

**CALL TO ORDER**

Mayor Clarke called the regular meeting of the Town Council of the Town of Paradise Valley, Arizona, to order at 7:11 p.m. on Thursday, January 27, 2005, in the Town Hall, 6401 East Lincoln Drive, Paradise Valley, Arizona, 85253.

**COUNCIL MEMBERS PRESENT**

Mayor Ron Clarke  
Vice Mayor Ed Winkler  
Council Member Mary Hamway  
Council Member Scott LeMarr  
Council Member Virginia "Jini" Simpson

Council Member Rick Coffman and Council Member Dan Schweiker were not present.

**STAFF MEMBERS PRESENT**

Town Manager Tom Martinsen  
Town Attorney Andrew Miller  
Management Services Director Lenore Lancaster  
Police Chief John Wintersteen  
Town Engineer William Mead  
Public Works Director Andrew Cooper  
Community Development Director Hamid Arshadi  
Management Analyst Duncan Miller  
Capital Projects Administrator Bob Ciccarelli  
Information Technology Administrator Carl Hollish  
Senior Planner Eva Cutro  
Planner Paul Michaud

**PLEDGE OF ALLEGIANCE**

Councilmember Hamway led the Pledge of Allegiance.

**PRESENTATIONS**

There were no presentations.

## **ACTION ITEMS**

### **Approval of Appointments to the Mummy Mountain Preserve Trust and Administration of Oath of Office**

Vice Mayor Winkler said there was a vacancy on the Mummy Mountain Preserve Trust. Vice Mayor Winkler, Councilmember Simpson and Trustee Bernie Barry interviewed seven candidates for the Trust. They were all very qualified. Vice Mayor Winkler, Councilmember Simpson and Trustee Bernie Barry then met with the other trustees to advise them of the qualifications of the candidates. Trustee Robert Plenge and Purdom Thomas offered to step aside so that additional candidates could be added to the Trust. Trustee Bennett Dorrance also offered to step aside.

Trustee Purdom Thomas said change is good and new thought processes are valuable. This was the opportune time to bring in new blood. On behalf of Mr. Plenge and Mr. Dorrance he thanked the Council for allowing them the opportunity to serve and said the Council has made a great selection.

Trustee Bernie Barry, 6810 E. Doubletree Ranch Road, said he is very appreciative of the service Mr. Plenge and Mr. Thomas gave to the Town. He thanked Vice Mayor Winkler and Councilmember Simpson for their guidance.

Councilmember Winkler said the current Trustees secured over 328 acres for the Trust and have identified another 130+ acres that are available.

Vice Mayor Winkler made a motion to confirm the appointments of Joan Levinson, Phil Schneider, Colin Williams and Fred Pakis to the Mummy Mountain Preserve Trust Board of Trustees to fill the vacancies and for the terms outlined in the Action Report:

- Joan Levinson, through October 2007
- Phil Schneider, through October 2006
- Colin Williams, through October 2005
- Fred Pakis, through October 2005.

Councilmember Simpson seconded the motion, which carried 5-0.

Town Clerk Lenore Lancaster administered the oath of office to the trustees.

## **CALL TO THE PUBLIC**

Susan Rosepink, 5933 E. Ironwood Drive, thanked the past trustees and congratulated the new members. She said the Trust for Public Land, a spin-off of the Nature Conservancy, is concerned about urban lands. They act as the investment company. They guide you to try to find the funds

and negotiate with landowners. She has given the name of the contact person to the new members of the trust. They can provide guidance to resources.

Jim Rector, 7819 N. Mohave Rd., said it was great to see the Mummy Mountain Trust continue with this new group of very energized people.

### **MAYOR / COUNCIL / MANAGER REPORT**

Mr. Martinsen said the City of Phoenix had difficulties with their water supply. Phoenix had taken care of the problem by Wednesday morning. The Town's residents were slightly affected by this problem.

Mayor Clarke said they attended the Scottsdale Convention and Visitors Bureau breakfast meeting this week. The hotels indicated their occupancy and average daily rates are increasing.

Councilmember Simpson said the League of Cities held their annual legislators day and she attended it, along Scottsdale Mayor Manross. They discussed several of the issues in the legislature that could be threatening to cities and towns, such as zoning issues and photo radar issues. She will be working with Scottsdale and Jay Heiler, APCO, on these issues.

### **CONSENT AGENDA**

- a. Minutes of Town Council Special Meeting January 13, 2005**
- b. Minutes of Town Council Regular Meeting January 13, 2005**
- c. Report on Investments: Purchase of \$1,000,000 U.S. Treasury Note, maturity 10/31/05, yield 2.75115%; purchase of \$1,000,000 U.S. Treasury Note, maturity 2/28/06, yield 2.906163%; purchase of \$1,000,000 U.S. Treasury Note, maturity 3/31/06, yield 2.930432%**
- d. Renewal of Police CAD/Records Maintenance Agreement with New World Systems at a cost of \$25,568.40.**

Mr. Martinsen summarized the items on the consent agenda.

Vice Mayor Winkler made a motion to approve the adoption of the Consent Agenda as submitted. Councilmember Simpson seconded the motion, which carried 5-0.

### **PUBLIC HEARINGS**

There were no public hearings.

### **ACTION ITEMS**

### **Approval of the Hogan Lot Split**

Mr. Paul Michaud said this is a parcel a little west of Scottsdale Road on Doubletree Ranch Road. The walls will have to be finished. The applicant will work with the neighbor to the south so there would be only one shared wall. Each of the lots was in compliance with the Town Code. The structures will have fire sprinklers. There were no public comments. The Planning Commission recommended approval 6 to 0.

Councilmember Simpson made a motion to approve the Hogan request for the property at 6833 E. Doubletree Ranch Road, subject to the stipulations contained in the Action Report. Councilmember LeMarr seconded the motion, which carried 5-0.

### **Approval of Permits' Plus Field-Reporting Enhancements**

Mr. Carl Hollish said the scope of the project has changed since the November 2004 work/study session. The implementation would be in three phases. Phase 1 would be field reporting with mobile computers and printers. Phase 2 would be implementation of inspections and this would be done in-house. These two phases prepare for Phase 3 for telephone voice response and web interface. The communications software would be implemented next fiscal year and would be part of the budget process. He reviewed the benefits of Phase 1, which include access to Permit's Plus real-time vs. off-line, the entire functionality of software and instantaneous update. There would be access to e-mail in the field and access to County Assessor data. Anything inspectors can do on their office computer can now be done in the field. We will use the same hardware and printer previously outlined. The one change is the Sprint PCS data link. Mr. Hollish said he field-tested the coverage with a Sprint engineer and with Town staff. They never lost a connection to the data. This is a different connection than is used for cellular phones. He reviewed the project costs.

Councilmember Hamway made a motion to approve Permits' Plus Field-Reporting Enhancements in the amount of \$34,291 to be financed through a three-year lease purchase agreement. Vice Mayor Winkler seconded the motion, which carried 5-0.

### **Adoption of Ordinance Number 551 Establishing a Building Permit Construction Completion Time**

Ms. Eva Cutro said there has been concern that a time limit should be placed on construction and a timeframe for the life of a permit. Staff evaluated statistics from 2003. Hillside homes take longer to construct than non-hillside homes. Staff is recommending 30 months time limit for non-hillside homes and 42 months for hillside homes. In addition, staff recommends extensions based on hardship. The first 180 days would be at 50% of the permit fee, and the second 180-day extension would be at 100% of permit fee. Staff shall assess a \$1000 penalty for each month construction continues past the final extension date on the building permit.

Mayor Clarke said Councilmember Coffman reviewed this and he is in total agreement with the revision.

Councilmember LeMarr said he doesn't feel that there is a real need for an ordinance if 93% of non-hillside houses are completed in the recommended timeframe.

Mayor Clarke said this construction completion issue started with disruption to neighborhoods.

Vice Mayor Winkler made a motion to adopt Ordinance No. 551. Councilmember Hamway seconded the motion, which carried 5-0.

**Adoption of Resolution Number 1092 Adopting the 2005 Master Fee Schedule**

Ms. Lancaster stated the 2005 Master Fee Schedule was updated using the same methodology established for the 2002 Master Fee Schedule, which allows for full cost recovery. She said the financial impact for special use permits, hillside, and board of adjustment fees was minimal. She reviewed the major changes to the grading permit and the haul permit, which went from a multi-tiered system to a single tier. She said the greatest impact would be the haul fee that pertains to hauling of dirt on hillside property or when no building permit is issued.

Vice Mayor Winkler made a motion to adopt Resolution No. 1092, adopting the 2005 Master Fee Schedule. Mayor Clarke seconded the motion, which carried 5-0.

**EXECUTIVE SESSION**

The Town Council may adjourn during the regular meeting for discussion / consultation with attorney regarding the Town's position in pending or contemplated litigation, contract negotiations and settlement discussions as authorized by A.R.S. §38-431.03.A.4, discussion and consultation with Town representatives concerning negotiations for the purchase, sale or lease of real property as authorized by A.R.S. §38-431.03.A.7.

Vice Mayor Winkler made a motion to adjourn to executive session. Mayor Clarke seconded the motion, which carried 5-0.

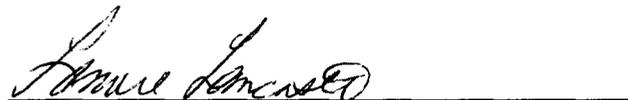
**ADJOURNMENT**

Mayor Clarke adjourned the meeting at 8:10 p.m.



Ronald B. Clarke, Mayor

ATTEST:



Lenore P. Lancaster, 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 the 27<sup>th</sup> day January 2005. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 16~~th~~ day of February, 2005.

*Lenore Lancaster*  
Lenore P. Lancaster, Town Clerk

