



NOTICE OF REGULAR MEETING

FOUNTAIN HILLS TOWN COUNCIL

ACTION TAKEN

Mayor Ginny Dickey

Vice Mayor Art Tolis

Councilmember Dennis Brown

Councilmember Sherry Leckrone

Councilmember Alan Magazine

Councilmember Mike Scharnow

Councilmember David Spelich

TIME: 5:30 P.M. – REGULAR MEETING

WHEN: TUESDAY, JUNE 4, 2019

WHERE: FOUNTAIN HILLS COUNCIL CHAMBERS

16705 E. AVENUE OF THE FOUNTAINS, FOUNTAIN HILLS, AZ

Councilmembers of the Town of Fountain Hills will attend either in person or by telephone conference call; a quorum of the Town's various Commission, Committee or Board members may be in attendance at the Workshop and/or Council meeting.

Notice is hereby given that pursuant to A.R.S. §1-602.A.9, subject to certain specified statutory exceptions, parents have a right to consent before the State or any of its political subdivisions make a video or audio recording of a minor child. Meetings of the Town Council are audio and/or video recorded and, as a result, proceedings in which children are present may be subject to such recording. Parents, in order to exercise their rights may either file written consent with the Town Clerk to such recording, or take personal action to ensure that their child or children are not present when a recording may be made. If a child is present at the time a recording is made, the Town will assume that the rights afforded parents pursuant to A.R.S. §1-602.A.9 have been waived.

REQUEST TO COMMENT

The public is welcome to participate in Council meetings.

TO SPEAK TO AN AGENDA ITEM, please complete a *Request to Comment* card, located in the back of the Council Chambers, and hand it to the Town Clerk prior to discussion of that item, if possible. Include the **agenda item** on which you wish to comment. Speakers will be allowed three contiguous minutes to address the Council. Verbal comments should be directed through the Presiding Officer and not to individual Councilmembers.

TO COMMENT ON AN AGENDA ITEM IN WRITING ONLY, please complete a *Request to Comment* card, indicating it is a written comment, and check the box on whether you are FOR or AGAINST an agenda item, and hand it to the Town Clerk prior to discussion, if possible.

REGULAR MEETING

NOTICE OF OPTION TO RECESS INTO EXECUTIVE SESSION

Pursuant to A.R.S. §38-431.02, notice is hereby given to the members of the City Council and to the general public that, at this regular meeting, the City Council may vote to go into executive session, which will not be open to the public, for legal advice and discussion with the City's attorneys for legal advice on any item listed on the following agenda, pursuant to A.R.S. §38-431.03(A)(3).

1. **CALL TO ORDER AND PLEDGE OF ALLEGIANCE** – Mayor Ginny Dickey

2. **INVOCATION** – Moment of Silence

3. **ROLL CALL** – Mayor Ginny Dickey

4. **REPORTS BY MAYOR, COUNCILMEMBERS AND TOWN MANAGER**

A. REPORT on the activities related to the 30th anniversary of incorporation and 50th anniversary of the fountain

B. UPDATE regarding the status of the town's Public Art Program

5. **PRESENTATIONS**

None

6. **CALL TO THE PUBLIC**

Pursuant to A.R.S. 38-431.01(H), public comment is permitted (not required) on matters NOT listed on the agenda. Any such comment (i) must be within the jurisdiction of the Council and (ii) is subject to reasonable time, place, and manner restrictions. The Council will not discuss or take legal action on matters raised during "Call to the Public" unless the matters are properly noticed for discussion and legal action. At the conclusion of the Call to the Public, individual councilmembers may (i) respond to criticism, (ii) ask staff to review a matter, or (iii) ask that the matter be placed on a future Council agenda.

7. **CONSENT AGENDA ITEMS**

All items listed on the Consent Agenda are considered to be routine, non-controversial matters and will be enacted by one motion and one roll call vote of the Council. All motions and subsequent approvals of consent items will include all recommended staff stipulations unless otherwise stated. There will be no separate discussion of these items unless a councilmember or member of the public so requests. If a councilmember or member of the public wishes to discuss an item on the Consent Agenda, he/she may request so prior to the motion to accept the Consent Agenda or with notification to the Town Manager or Mayor prior to the date of the meeting for which the item was scheduled. The items will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

A. CONSIDERATION OF a Professional Services Agreement with Albert Holler for \$30,000.00 for Transaction auditing services during the 2019-20 fiscal year and including four renewal options.

B. CONSIDERATION OF Resolution No. 2019-33 approving an Intergovernmental Agreement with the Arizona Department of Revenue Relating to the Administration of Transaction Privilege Tax.

MOTION TO APPROVE CONSENT AGENDA, PASSED UNANIMOUSLY

8. **REGULAR AGENDA**

A. PUBLIC HEARING on Resolution No. 2019-24 approving the Final Budget for the Town of Fountain Hills for the fiscal year beginning July 1, 2019, and ending June 30, 2020.

B. RECESS into Special Meeting. **6:25 P.M.**

9. SPECIAL MEETING

- A. CONSIDERATION OF Resolution No. 2019-24 approving the Final Budget for the Town of Fountain Hills for the fiscal year beginning July 1, 2019, and ending June 30, 2020.

MOTION TO APPROVE RESOLUTION, PASSED UNANIMOUSLY

10. REGULAR AGENDA (CONTINUED)

- C. CONSIDERATION OF Resolution No. 2019-26 adopting and establishing the 2019-20 Budget Implementation Policy and approving the Town Organization Charts, the 2019-20 Pay Plan, the Schedule of Authorized Positions, the updated Employee Job Descriptions and the 2019-20 Comprehensive Fee Schedule.

MOTION TO APPROVE RESOLUTION, PASSED UNANIMOUSLY

- D. PUBLIC HEARING AND CONSIDERATION OF Ordinance 19-04, an amendment to the Town of Fountain Hills Zoning Ordinance and Zoning Map to revert the zoning of approximately 5.74 acres generally located at the northwest corner of N. Saguaro Boulevard and E. Trevino Drive (AKA APN#176-10-811) from Hemingway Planned Area Development zoning district to C-1 Neighborhood Commercial and Professional zoning district.

MOTION TO APPROVE ORDINANCE, PASSED UNANIMOUSLY

- E. PUBLIC HEARING AND CONSIDERATION OF Ordinance 19-08, amending the official Zoning District Maps of the Town of Fountain Hills, Arizona, by changing the zoning designation of approximately 5.74 acres generally located at the northwest corner of N. Saguaro Boulevard and E. Trevino Drive (APN#176-10-811) from C-1 Neighborhood Commercial and Professional zoning district to C-2 Intermediate Commercial zoning district. (Case Z2019-03)

MOTION TO NOT APPROVE ORDINANCE, PASSED UNANIMOUSLY

- F. CONSIDERATION OF Ordinance 19-11 amending the Town of Fountain Hills Town Code, Chapter 11 "Offenses," relating to Noise.

MOTION TO APPROVE ORDINANCE, PASSED UNANIMOUSLY

- G. CONSIDERATION OF approving Contract Amendment No. 3 to PSA C2017-087 with the CK Group for the design of: (1) a roundabout at the Avenue of the Fountains/La Montana Boulevard intersection, and (2) closure of Verde River Drive at the Avenue of the Fountains Intersection; for \$70,013.64.

MOTION TO APPROVE, PASSED (4-1)

- H. CONSIDERATION OF Ordinance 19-10 to comply with recently enacted State law mandating hands-free use of cellular phones while driving.

NO ACTION TAKEN

- I. CONSIDERATION OF Resolution 2019-35 approving the First Amendment to the intergovernmental agreement with Maricopa County for law enforcement services.

MOTION TO APPROVE, PASSED 4-1 (LECKRONE ABSTAINED)

11. COUNCIL DISCUSSION/DIRECTION to the TOWN MANAGER

Item(s) listed below are related only to the propriety of (i) placing such item (s) on a future agenda for action or (ii) directing staff to conduct further research and report back to the Council:

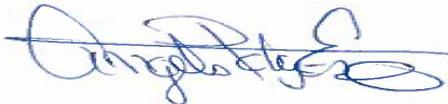
12. ADJOURNMENT. MOTION TO ADJOURN, PASSED UNANIMOUSLY

The Town of Fountain Hills endeavors to make all public meetings accessible to persons with disabilities. Please call 480-816-5100 (voice) or 1-800-367-8939 (TDD) 48 hours prior to the meeting to request a reasonable accommodation to participate in the meeting or to obtain agenda information in large print format. Supporting documentation and staff reports furnished the Council with this agenda are available for review in the Clerk's Office.

CERTIFICATE OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the foregoing notice was duly posted at in accordance with the statement filed by the Town Council with the Town Clerk.

Dated this 5 day of June 2019.



Angela Padgett-Espiritu, Executive Assistant