



**NOTICE OF THE
REGULAR SESSION OF
THE FOUNTAIN HILLS TOWN COUNCIL**

Mayor Jay T. Schlum

**Vice Mayor Dennis Brown
Councilmember Dennis Contino
Councilmember Ginny Dickey**

**Councilmember Tait D. Elkie
Councilmember Cassie Hansen
Councilmember Henry Leger**

TIME: 6:30 P.M. - REGULAR SESSION
WHEN: THURSDAY, NOVEMBER 4, 2010
WHERE: FOUNTAIN HILLS COUNCIL CHAMBERS
16705 E. AVENUE OF THE FOUNTAINS, FOUNTAIN HILLS, AZ

PROCEDURE FOR ADDRESSING THE COUNCIL

Anyone wishing to speak before the Council must fill out a speaker's card and submit it to the Town Clerk prior to Council discussion of that Agenda item. Speaker Cards are located in the Council Chamber Lobby and near the Clerk's position on the dais.

Speakers will be called in the order in which the speaker cards were received either by the Clerk or the Mayor. At that time, speakers should stand and approach the podium. Speakers are asked to state their name prior to commenting and to direct their comments to the Presiding Officer and not to individual Councilmembers. Speakers' statements should not be repetitive. *If a speaker chooses not to speak when called, the speaker will be deemed to have waived his or her opportunity to speak on the matter. Speakers may not (i) reserve a portion of their time for a later time or (ii) transfer any portion of their time to another speaker.*

If there is a Public Hearing, please submit the speaker card to speak to that issue during the Public Hearing.

Individual speakers will be allowed **three** contiguous minutes to address the Council. Time limits may be waived by (i) *discretion of the Town Manager upon request by the speaker not less than 24 hours prior to a Meeting,* (ii) *consensus of the Council at Meeting or* (iii) *the Mayor either prior to or during a Meeting.* Please be respectful when making your comments. If you do not comply with these rules, you will be asked to leave.

AGENDA

- **CALL TO ORDER AND PLEDGE OF ALLEGIANCE** – Mayor Jay T. Schlum
- **INVOCATION** – Mayor Jay T. Schlum
- **ROLL CALL** – Mayor Jay T. Schlum
- **MAYOR’S REPORT**
 - i) Recognition of service to the Town of Fountain Hills by Captain John Kleinheinz of the Maricopa County Sheriff’s Office.
 - ii) Introduction of Captain Joe Rodriquez as the new Commander of District 7 by Maricopa County Sheriff Joe Arpaio.
 - iii) Introduction of Mitchell S. Eisenberg as the Town’s new Municipal Court Judge.
 - iv) Proclamation declaring “Red Shirt Fridays” in the Town of Fountain Hills.
 - v) Recognition of the Take Pride Committee and Town staff for their organization and participation in Take Pride Day on October 23, 2010.
- **SCHEDULED PUBLIC APPEARANCES/PRESENTATIONS**
 - i) None.

CALL TO THE PUBLIC

Pursuant to A.R.S. §38-431-01(G), 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.

CONSENT AGENDA

1. **CONSIDERATION** of approving the TOWN COUNCIL MEETING MINUTES from October 7 and 12, 2010.
2. **CONSIDERATION** of approving a LIQUOR LICENSE APPLICATION submitted by Matilde Salazar, owner of Terra Nostra Italian Restaurant, located at 13014 N. Saguaro Boulevard, Suite #101, Fountain Hills, AZ. This is for a series 12 license (Restaurant).
3. **CONSIDERATION** of RESOLUTION 2010- 39, abandoning whatever right, title, or interest the Town has in the certain slope, public utility and drainage easements located at the northerly and westerly property lines of Plat 201-A, Block 1, Lot 8 (and a portion of Parcel B) (11824 N. Oasis Dr.) as recorded in Book 150 of Maps, page 32, records of Maricopa County, Arizona. EA2010-05 (DiNaso)
4. **CONSIDERATION** of RESOLUTION 2010-33, a request from MCO Properties to change the private street name of E. Golden Eagle Boulevard within the Eagles Nest gated subdivision (i.e. from the Eagles Nest Gate to Desert Tortoise Trail), to E. Mountain Parkway.
5. **CONSIDERATION** of a UTILITY DISTURBANCE PERMIT to allow a utility trench and installation within a non-disturbance area at 15535 Firerock Country Club Drive. Case #UDP2010-01.

6. **CONSIDERATION** of approving the PURCHASE AGREEMENT between the Town of Fountain Hills and Gen-Tech for diesel fueled standby generators in the amount of \$52,497.58.

REGULAR AGENDA

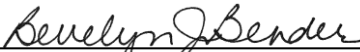
7. **CONSIDERATION** of RESOLUTION 2010-28, declaring as a public record that certain document filed with the Town Clerk and entitled the "Town of Fountain Hills Solid Waste Disposal and Recycling Regulations."
8. **CONSIDERATION** of ORDINANCE 10-08, adopting the "Town of Fountain Hills Solid Waste Disposal and Recycling Regulations" by reference and amending the Fountain Hills Town Code, Chapter 10, Health and Sanitation, relating to solid waste disposal and recycling.
9. **CONSIDERATION** of the CONTRACT with Allied Waste Transportation, Inc., d/b/a/ Allied Waste Services of Phoenix relating to solid waste, disposal, and recycling services.
10. **COUNCIL DISCUSSION/DIRECTION** to the Town Manager.

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

A. None.

11. **SUMMARY** of COUNCIL REQUESTS and REPORT ON RECENT ACTIVITIES by the Town Manager.
12. **ADJOURNMENT.**

DATED this 27th day of October 2010.



Bevelyn J. Bender, Town Clerk

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 this 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.*