

AMENDED 11/30/07

Americans with Disabilities Act Notification: *In accordance with the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act of 1973 (Section 504), the Town of Cave Creek does not discriminate on the basis of disability in the admission of or access to, or treatment or employment in, its programs, activities, or services. For information regarding rights and provisions of the ADA or Section 504, or to request reasonable accommodations for participation in Town programs, activities, or services contact the Town Clerk, 37622 N. Cave Creek Rd., Cave Creek, AZ 85331; (480) 488-1400.*

**NOTICE AND AGENDA
REGULAR TOWN COUNCIL MEETING
TOWN OF CAVE CREEK, ARIZONA
MONDAY, DECEMBER 3, 2007**

CALL TO ORDER 7:00 P.M. Vincent Francia, Mayor, 37622 N. Cave Creek Road, Cave Creek, AZ 85331.

ROLL CALL Mayor Vincent Francia, Vice-Mayor Gilbert Lopez, Council Members Kim Brennan, Ernie Bunch, Dick Esser, Thomas McGuire, and Grace Meeth

PLEDGE OF ALLEGIANCE

PUBLIC ANNOUNCEMENTS – General Announcements of interest to members of Council and the public. There will be no discussion on any announcements.

CALL TO THE PUBLIC

*Residents/Visitors are encouraged to comment about any matter not included on the agenda. State Law prevents the Council from discussing or taking action on items not on the agenda, except to set them for consideration at a future date. Please limit your comments to **three (3) minutes**.*

PRESENTATION – The Cave Creek Saddle Club will present a donation to the Town for trail equipment.

REPORTS-

There are no reports scheduled for this meeting.

ACTION ITEMS:

A. CONSENT AGENDA

1. Accept Deed of Gift to the Town for a dedication of a 15-foot non-motorized pedestrian/equestrian trail easement. Grantor is Eddie Ann Bonser.
2. Cancel the December 17, 2007 Regular Town Council Meeting.

Council Action Needed: Motion to approve the Consent Agenda.

B. GENERAL AGENDA ITEMS

*If you wish to speak to the Council about any item included on the agenda for action, please complete a Request to Speak form and hand it to the Town Clerk. The Town Clerk will call your name at the appropriate time. Please limit your comments to **three (3) minutes**. Copies of any reports, photographs, diagrams, charts, maps, or other materials presented to the Council must also be given to the Town Clerk for inclusion in the Official Town Record.*

PAGE# ITEM#

- 1. CASE AGP-07-02 (GENERAL PLAN AMENDMENT) WAS WITHDRAWN BY THE APPLICANT.**

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- 2. APPOINTMENTS OF TWO MEMBERS TO THE PLANNING COMMISSION FOR A THREE YEAR TERM BEGINNING JANUARY 1, 2008 THROUGH DECEMBER 31, 2010.**

Placed on the agenda by the Planning Department, Town of Cave Creek.

Public Comment

Council Action Needed: Motion to appoint or reappoint citizens to fill two positions on the Planning Commission for a 3-year term ending December 31, 2010.

Narrative: This is a request for the Council to appoint/reappoint two members to the Planning Commission.

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- 3. COUNCIL DISCUSSION AND POSSIBLE AUTHORIZATION OF EXPENDITURE OF FUNDS NOT TO EXCEED \$280,000 AND RATIFICATION OF EXPENDITURE OF FUNDS IN AN AMOUNT OF \$62,478 FOR THE WASTEWATER TREATMENT PLANT SLUDGE HAULING SERVICES BY RED J SLUDGE HAULING.**

Placed on the agenda by the Utilities Department, Town of Cave Creek.

Public Comment

Council Action Needed: Motion to authorize the expenditure of funds not to exceed \$280,000 for sludge hauling by Red J Sludge Hauling and ratify the expenditure of funds in an amount of \$62,478 for sludge hauling by Red J Sludge Hauling.

Narrative: This is a request for Council to approve the expenditure of funds for sludge hauling services by Red J Sludge Hauling not to exceed \$280,000 (\$35,000 per month November through June) through the remainder of the fiscal year and a ratification of expenditures for the same service in an amount of \$62,478.00. This expense used to be a pass through expense through a contract with Arizona American Water, but revisions to the contract now require a direct billing to the Town.

4. **COUNCIL DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION R2007-26 AUTHORIZING THE APPLICATION FOR A DRINKING WATER STATE REVOLVING FUND (DWSRF) LOAN FROM THE WATER INFRASTRUCTURE FINANCE AUTHORITY OF ARIZONA (WIFA).**

Placed on the agenda by the Towns Attorneys, Town of Cave Creek.

Public Comment

Council Action Needed: Motion to approve Resolution R2007-26, a Resolution of the Mayor and Town Council of the Town of Cave Creek, Maricopa County, Arizona authorizing the application for a Drinking Water State Revolving Fund Loan, from the Water Infrastructure Finance Authority of Arizona.

Narrative: This is a request for Council to approve a resolution authorizing the application for a DWSRF Loan from WIFA in the amount of \$5.5 million.

5. **COUNCIL DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION R2007-27 APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE TOWN AND ANTHONY AND MARY VENETUCCI AND DIANE AND LEONARD LAI FOR SEWER USE AND MAINTENANCE EASEMENTS AND COVENANT.**

Placed on the agenda by the Engineering Department, Town of Cave Creek.

Public Comment

Council Action Needed: Motion to approve Resolution R2007-27, a Resolution of the Mayor and Town Council of the Town of Cave Creek, Maricopa County, Arizona, authorizing the Town of Cave Creek to enter into a Development Agreement for Sewer Use and Maintenance Easements and Covenant between and among Anthony F. Venetucci, Mary C. Venetucci; Diane T. Lai, Leonard S.Y. Lai and the Town regarding a permanent Wastewater Flowage and Transportation and Maintenance Easement for the Private Sewer Line on the property, Permanent Public Utility Easement, permanent access to the manhole on the property and related maintenance access on the property as defined in the Development

Agreement, Easements and Covenant.

Narrative: This is a request for the Council to approve a resolution that approves a development agreement for Sewer Use and Maintenance Easements and Covenant.

SUMMARY OF CURRENT EVENTS BY MAYOR

ADJOURNMENT

POSTED THIS _____ day of November, 2007

BY: _____

Carrie A. Dyrek, Town Clerk