

**NOTICE OF THE SPECIAL MEETING AND
STRATEGIC PLANNING WORKSHOP
OF THE CAREFREE TOWN COUNCIL**

WHEN: TUESDAY, SEPTEMBER 29, 2020

WHERE: ZOOM WEB*

TIME: 3:00 P.M.

Pursuant to A.R.S. 38-431.02, notice is hereby given to the members of the Town Council of the Town of Carefree, Arizona and to the general public that the members of the Town Council will hold a meeting open to the public. For any item listed on the agenda, the Council may vote to go into Executive Session for advice of counsel and/or to discuss records and information exempt by law or rule from public inspection, pursuant to Arizona Revised Statutes §38-431.03.

Members of the Council are participating by technological means or methods pursuant to A.R.S. §38-431(4).

The agenda for the meeting is as follows:

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

REGULAR AGENDA:

ITEM #1 Review, discussion and possible action to approve Resolution 2020-08 accepting and approving the disbursement of funds to the Town of Carefree from the Harry S. Vardakis and Marti Vardakis Revocable Trust dated February 14, 2003 as Amended and authorizing the Mayor to sign all documents related to the bequest.

ITEM #2 Council Strategic Planning Workshop #1 to refine and define the future strategy, direction, and allocation of resources for the Town.

ITEM #3 Adjournment.

DATED this 28th day of September, 2020.

TOWN OF CAREFREE

BY:


Kandace French Contreras, Town Clerk

*Due to the risks to public health caused by the possible spread of the COVID-19 virus at public gatherings, the Town of Carefree has determined that public meetings will be indefinitely held through technological means. Meetings will be also open to the public through technological means. In reliance on, and compliance with, the March 13, 2020 Opinion issued by Attorney General Mark Brnovich, the Town of Carefree Town Council provides this special advance notice of the technological means through which public meetings may be accessed. While this special notice is in effect, public comment at meetings will only be accepted through written submissions, which may nor may not be read aloud during meetings.

On your computer:

Click on the following link or cut and paste it into your browser: Join Zoom Meeting

<https://us02web.zoom.us/j/3229729660>

Or go to <https://www.zoom.us/join> Meeting ID: 322 972 9660

A password is not required.

On your phone:

Please call 1-253-215-8782



FOR SPECIAL ACCOMMODATIONS

Please contact the Town Clerk, 8 Sundial Circle (PO Box 740), Carefree, AZ 85377; (480) 488-3686, at least three working days prior to the meeting if you require special accommodations due to a disability.

**TOWN OF CAREFREE
INFORMATION SUMMARY**

MEETING DATE:

September 29, 2020

SUBJECT:

Approval of Resolution 2020-08 authorizing the Mayor to sign all documents related to the bequest to the Town of Carefree from the Harry S. Vardakis and Marti Vardakis Revocable Trust dated February 14, 2003.

ATTACHMENT:

- Distribution and Refunding Agreement dated July 22, 2020
- Resolution No. 2020-08

SUMMARY:

The Town of Carefree was named as one of eleven (11) beneficiaries named in the above-referenced trust by Harry Vardakis, a longtime resident and business owner in the Town of Carefree. Harry passed on November 30, 2018. His wife, Marti predeceased him. Northern Trust Company was appointed as the Trustee of the Trust. Distribution of the Trust assets was contested by Harry's sister, Evelyn Vardakis and the Trust contained conflicting language regarding the distribution. As a result, Northern Trust Company filed a Petition for Instruction with the Maricopa County Superior Court March 8, 2018.

The beneficiaries and interested parties have settled all contested matters and the Town of Carefree entered into the attached Distribution and Refunding Agreement on July 22, 2020 accepting the sum of two hundred eighty-one thousand eight hundred twenty-two dollars and forty-four cents (\$281,822.44).

On August 21, 2020, attorneys for the Trustee, Northern Trust Company, determined that additional documents were required of the beneficiaries, including a Resolution, approved by the Town Council for the Town of Carefree, approving and appointing the Mayor to sign all documents related to the acceptance of the distribution from the Trust.

TOWN COUNCIL ACTION:

Approve Resolution 2020-08 accepting the distribution from the Harry S. Vardakis & Marti Vardakis Revocable Trust dated February 14, 2003 and authorizing the Mayor to sign such documents as required approving and accepting the distribution.

REPORT PREPARED BY:

Kandace French Contreras, Town Clerk/Treasurer

**TOWN OF CAREFREE, ARIZONA
RESOLUTION 2020-08**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF
CAREFREE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE ACCEPTANCE
OF THE BEQUEST OF THE HARRY S. VARDAKIS AND MARTI VARDAKIS
REVOCABLE TRUST DATED FEBRUARY 14, 2003, AS AMENDED**

WHEREAS, At a meeting of the Town Council for the Town of Carefree, a municipal corporation (Federal Tax Identification Number 86-0500720), duly convened and held on September 29, 2020, at which a quorum of the duly appointed or elected members of said Council for the transaction of business was present and acting throughout, the following Resolution was upon motion duly made and adopted unanimously:

RESOLVED: That Les Peterson, Mayor of the Town of Carefree is hereby authorized and directed to accept any and all bequests from the Harry S. Vardakis and Marti Vardakis Revocable Trust Dated February 14, 2003 as Amended, in accordance with the terms of said Trust.

RESOLVED: That Les Peterson, as Mayor, hereby is authorized and empowered, in the name of the Town of Carefree, and on its behalf, to act in all matters pertaining to the administration of said Trust, to receive said bequest(s), and to execute and deliver to The Northern Trust Company, Trustee, any and all receipts evidencing the delivery and payment thereof to the Corporation, and any and all releases, discharges and refunding agreements related thereto.

The undersigned hereby:

CERTIFIES that he is the duly elected Mayor of the Town of Carefree, a municipal Corporation, and that the foregoing is a full, true and correct copy of a Resolution unanimously passed by the Town Council at a meeting of said Town Council held on the day above-specified, at which a quorum of the duly appointed or elected members of said Town Council for the transaction of business was present and acting throughout.

PASSED AND ADOPTED by the Mayor and Town Council of the Town of Carefree, a Municipal Corporation.

In witness whereof: I have hereunto set my hand and affixed the seal of said Town of Carefree, a Municipal Corporation this 29th day of September, 2020.

BY: _____
Les Peterson, Mayor

Date: _____

ATTEST:

APPROVED AS TO FORM:

Kandace French Contreras, Town Clerk

Michael Wright, Town Attorney