MINUTES OF REGULAR MEETING OF THE COMMON COUNCIL OF YOUNGTOWN, AZ

THURSDAY, June 2, 2011, TOWN CLUBHOUSE, 12033 CLUBHOUSE SQUARE

1. Call to Order Mayor LeVault called the meeting to order at 6:16 p.m.

2. Roll Call Council present: Mayor Michael LeVault, Vice Mayor Jacob Duran, Councilmembers Margaret Chittenden, Dorena Mello, Shirley Oglesby, Susan MacKay and Judy Johnson.
Staff present: Town Manager Lloyce Robinson, Town Attorney Michelle Swann, Police Chief Terry McDonald, Programs Projects and Grants Manager Mark Hannah, Public Works Manager/Building Safety Inspector Jim Fox, Finance Officer Jackie Hoffman, and Town Clerk/Treasurer Letty Goldberg.

3. Pledge of Allegiance and Invocation Pledge led by Councilmember Chittenden. Invocation offered by Pastor Charles Ring.

4. Communications:
   A. Communications from Council
   Mayor LeVault
   - According to the newspapers there is a double dip downturn in housing in the Valley, second to Vegas in lost home values. Council and staff realize that this is not our money. We continue to be frugal and innovative. As Councilmember Mello says, "We need to continue to look outside the box." I cosign the checks. I see where we spend the Town's money. We have partnered ahead of the curve. We have innovative practices that other cities are just now adopting. We've been doing more with less; something with nothing. I am fearful that when the Legislature asked the voters to approve a 1 cent sales tax they created a trap for themselves. It will create another hole when it expires in 2013. The Legislature is using smoke and mirrors to say they fixed the State budget. They will probably have another go at Impact Fees and Revenue Sharing. I want to commend Council and Staff for being vigilant. We don't always agree but we are on the same road for where we want to take our Town.
   - We have a revised tentative budget. We're adding $200,000 for the TriCities Consolidation, a public safety partnership between Youngtown, El Mirage and Surprise to become more efficient and effective. We had a somewhat historic meeting of the three Mayors, three Managers, and three Police Chiefs. Fire Departments in the past joined together to develop computer-assisted dispatch to more efficiently deliver services. We will be taking baby steps and then maybe some bigger steps to get us through this economic downturn.
   - Luke Air Force Base is still being considered for the F-35 Program. The Draft Environmental Impact Statement (EIS) will be ready this fall and expected to have public hearings in October. Then a Record of Decision (ROD) is expected in January or February 2012. Luke is the preferred site, but we can't let up. If you support Luke getting the F-35 program then testify at the hearings. We need to protect Luke Air Force Base. It is a several billion dollars economic generator for the Valley as a whole.
   - Reminder-the G.A.I.N. Event is scheduled for Saturday, October 8, 2011 and will include a 10K race and a 5K run/walk.
   - The Council met with Growth Nation CEO Doug Bruhnke and Growth Partner Cricket Bo, to begin the process of re-branding the Town. We talked about where we think the Town needs to be, what it has to offer, what we need to know to market the Town.
   - Youngtown is the first Community Chapter of the Surprise Regional Chamber of Commerce and recently held a kickoff meeting. It seems fitting that Youngtown is the first chapter since the Chamber started here in 1964. The Chamber will make resources available to market Youngtown businesses.
   - We will soon have the groundbreaking for the Fire Flow Phase 1 project. This is a big deal for Youngtown. Agua Fria Ranch is "golden" as it was built to today's standards. When the older section of Youngtown was built the only concern was psi to the sink and the shower.

   Vice Mayor Duran
   - Commercial empire has fallen. America works for us. The Legislature took $12 million from the Charter schools in Arizona. They swept two months pay from charter schools. Our teachers don't understand why it is hard to meet payroll. I'm not scared, I'm motivated. Thankful for Council and Staff as we face reality. Pray for us.

Councilmember Mello

- We held the first Community Garden meeting and it went well. We took a field trip to possible garden locations and think we have picked one. The next meeting will be June 25th, 11a.m., Clubhouse kitchen.
- Community Development Advisory Committee (CDAC) meeting was postponed. If a large number of members change, the committee will have to review everything that had already been approved.

Councilmember Oglesby

- My grandson, Christopher Oglesby, and my adopted daughter, Donna, are here this evening.

Councilmember Chittenden

- The Mayor and I attended the Memorial Service. It was one of the nicest I've attended.
- I found a dog. She had recently had pups. She had a collar but no tags and had not been "chipped". I am fostering her until we find her owner or a good home for her. I'm calling her "Susie".
- I've scheduled a meeting to establish a steering group for creating a pet park. We will meet Saturday, June 18 at 9 a.m. in the Clubhouse.
- Had a great time on my river rafting trip, but putting up and taking down tents got to me. I recommend for anyone to do this before they become older.

B. Communications from Staff

Town Manager's Report

Town Manager Robinson

- Mark Hannah is already in his new position and Jim Fox is the new Public Works Manager. Jim and Mark are already in transition to their new assignments. They both have new business cards ready and left a set for each of Council.
- We received a letter from Nick Surak of Englewood Development. They were not successful in the application for construction credits to build senior housing. The non-allocated awards went to projects along the Light Rail. They would still like to do another project in Youngtown. I've told Nick that he needs to be creative with his money and look at commercial/residential development such as the Visionaries have proposed for Youngtown.
- Our Business Auditor, Al Holler, has completed 102 residential rental audits. Back taxes owed are paid to the Town. Current taxes are collected by the Arizona Department of Revenue and dispersed to the Town. We pay our auditor $2,000 per month and he's worth what we pay him.
- The "new" newspaper box is now installed outside the front door at Town Hall. Public Works staff installed/secured it while I was on vacation. Finance Officer Jackie Hoffman cut a white board shelf to hold the newspapers and fastened a Youngtown Village Report edition to the front window.

Town Attorney Swann

- Update on Medical Marijuana: The Arizona Attorney General has filed a lawsuit on behalf of the State to determine if federal agencies are going to target dispensaries as a violation of federal law. The Arizona Department of Health Services and Maricopa County have suspended accepting applications. Cities and towns have been back and forth with the Arizona League of Cities and Towns as to what we should be doing. Our opinion is that Youngtown should continue to process requests for compliance with zoning codes. Someone might not sue Public Works Manager/Building Inspector Jim Fox but might choose to sue the Town over not accepting their requests in violation of State law. We don't know of any cities that have stopped their process. The Feds potentially might go after landlords, not state or local government for processing applications.

Former Public Works Manager Hannah, now Program Projects and Grants Manager

- We had a pre-construction meeting yesterday and gave Speedy Gonzalez a Notice of Award. They will receive a Notice to Proceed when the bonding paperwork is completed. Following issuance of the Notice to Proceed, Speedy Gonzalez will have 60 days to complete the work. We will be scheduling community meetings and putting out door hangers to notify businesses and residents of the project and attempt to cause as little inconvenience as possible. Speedy Gonzalez will be sensitive to parking and access issues.

Chief McDonald

- At the Tri-cities meeting we discovered we had similar feelings on Animal Control issues for one. You have a copy of my memo that explains all the areas we have discussed.

New Public Works Manager Fox

- Over the last three weeks I have introduced measures to implement reduction of equipment maintenance costs.

Chaplain Ring
In the current issue of Surprise Today there is an article about the Valley View Food Bank and its Director Jesse Ramirez and the restaurant he is going to open thanks to the generosity of the Sun City Fire Department.

Town Clerk Goldberg

- Deputy Town Clerk Diane Cordova is on vacation this week. Next week she will be attending the annual Clerks Institute in Phoenix. Tuesday, Wednesday and Thursday of the following week I will be attending the annual Clerks Academy and then I'm taking a few days vacation.

5. Consent

A. Approval of Minutes: Minutes of May 19, 2011 Work Session and Regular Meeting.

Motion to approve Consent Agenda – Councilmember Mello
Second – Councilmember Chittenden
Motion passed unanimously on a voice vote.

6. Business

E. Administer Oath of Office to Councilmembers Jack Duran, Dorena Mello, and Shirley Oglesby (terms expire in 2015) (GOLDBERG).
Town Clerk Goldberg administered the Oath of Office to Councilmembers Jacob L. Duran, Dorena Mello, and Shirley Oglesby for four-year terms to June 2015.

F. Discussion and/or Action Re: Selection and Appointment of Vice Mayor by Town Council for a two-year term (GOLDBERG).

Mayor LeVault nominated Councilmember Duran to serve as Vice Mayor.
Councilmember Mello nominated Councilmember Johnson to serve as Vice Mayor.

Councilmember MacKay

- I'd like to discuss this. Why would they like to be Vice Mayor?

Councilmember Johnson

- Thanks. I have the time to devote to the Town and I'd like to be more active on behalf of the Town. I like covering for the Mayor attending things he isn't able to.
- I'd like to help Councilmember Mello with the Community Garden and Councilmember Chittenden with the dog park. I am devoted to working with the residents.

Councilmember Duran

- I've been Vice Mayor for a couple of years now and I think I do a good job. I attend Westmarc and WMEZ.

Councilmember Oglesby

- Mayor, how many meetings does the Vice Mayor or Councilmembers attend for you?

Mayor LeVault

- Sun City Fire Board, MAG. I have designated the Vice Mayor or Councilmember to attend various meetings on my behalf. The Vice Mayor would chair the meeting in my absence.

Roll call votes on nomination of Councilmember Duran as Vice Mayor - 4 Yes votes (LeVault, Duran, Oglesby, and Chittenden), 3 No votes (Mello, MacKay, and Johnson).

A. Discussion and/or Approval Re: Acceptance of Bids and the Awarding of bid contract to Regency Cleaning Solution, LLC in the amount of $1,550.00 per month for janitorial services for the town offices (HANNAH).
PPG Manager Hannah

- We advertised for bids for our janitorial services and held the bid opening on May 25. We had five bids ranging from $8,000 down to $657 per month. The low bidder withdrew his bid. The next lowest bidder was Regency Cleaning Solution, our current contractor, bidding $1,550 per month on a three year contract. Staff recommends that Council award the contract to Regency Cleaning Solutions.

Motion to accept bids and the awarding of bid contract to Regency Cleaning Solution, LLC in the amount of $1,550.00 per month for janitorial services for the town offices – Vice Mayor Duran
Second – Councilmember MacKay
Motion passed unanimously on a voice vote.

B. Discussion and/or Action Re: Approval of amendments to the Intergovernmental Agreement (IGA) with Maricopa County Animal Care and Control between Maricopa County and the Town of Youngtown in the amount of $7,276.50 for Fiscal Years 2011 – 2014. (NILLES)
Chief McDonald

- As I mentioned earlier, animal control is an issue that all three towns deal with the County. If you have an animal control facility you are abused and second guessed. Police Management Assistant Linda Nilles has been negotiating with Maricopa County Animal Control and has it down to a wash on cost for the next three years. It will remain at our current rate of $7,276.50 per year. Our process is that a Youngtown Police Officer assesses the situation before a call is placed to Maricopa Animal Care and Control. We have requested that MCACC schedule licensing and spay/neuter and healthcare clinics accessible to our residents which is part of our agreement. We hope to secure a clinic here next fiscal year.

Councilmember Chittenden

- We need to get the word out to our residents about the proper procedure to get a request to MCACC – maybe an article in the Village Reporter? Also the phone # has changed; we need to get word out about the correct numbers to call.

Motion to approve amendments to the Intergovernmental Agreement (IGA) with Maricopa County Animal Care and Control between Maricopa County and the Town of Youngtown in the amount of $7,276.50 for Fiscal Years 2011 – 2014 – Councilmember Mello
Second – Councilmember Chittenden
Motion passed unanimously on a voice vote.

C. Public Hearing, Discussion and/or Action Re: Possible adoption of Resolution 11-18 to approve and accept the final budget of the Agua Fria Ranch Lighting Improvement District for Fiscal Year 2011/2012 in the amount of $25,682; and to approve and accept the annual statements and estimates of the expenses of the Agua Fria Ranch Street Lighting Improvement District for fiscal year 2011/2012, as approved by the Youngtown Town Council by Resolution 11-18 which shall be provided for by the levy and collection of ad valorem taxes upon the assessed value of all the real and personal property located within the District, pursuant to Section 48-616, Arizona Revised Statutes, as amended (GOLDBERG).
Mayor LeVault

- As I said in the CFD Meeting, I was concerned at the last meeting, the rate seemed high and that we had inaccurate data. I see that this tax is essentially revenue-neutral.

1. Hearing open
   Mayor LeVault opened public hearing.

2. Hearing closed
   Mayor LeVault closed public hearing.

Motion to approve Resolution 11-18 to approve and accept the final budget of the Agua Fria Ranch Lighting Improvement District for Fiscal Year 2011/2012 in the amount of $25,682; and to approve and accept the annual statements and estimates of the expenses of the Agua Fria Ranch Street Lighting Improvement District for fiscal year 2011/2012, as approved by the Youngtown Town Council by Resolution 11-18 which shall be provided for by the levy and collection of ad valorem taxes upon the assessed value of all the real and personal property located within the District, pursuant to Section 48-616, Arizona Revised Statutes, as amended – Councilmember Johnson
Second – Councilmember Oglesby
Motion passed unanimously on a voice vote.

D. Discussion and/or Action Re: Approval of Resolution 11-19 for Adoption of Tentative Budget Fiscal Year 2011-2012 in the amount of $4,517,550.00 or $4,717,550.00 adding $200,000.00 for TriCities Exploratory Project to enhance public safety services. (ROBINSON/HOFFMAN).

Town Manager Robinson

- We have given you revised pages for your tentative budget that incorporate the proposed addition of $200,000 for the Tri-Cities Consolidation project. The Town continues to be frugal. We've had great challenges by Department Heads. We've restructured, reorganized, reduced staff (RIF), repositioned and realigned to improve the effectiveness and efficiency. Following the RIF of five employees from the Public Works and Police Department, Manager Hannah and Chief McDonald established quarterly benchmarks to keep goals on track. The Police Department has supplemented by adding volunteers and part-time people. This year our focus is on eight priority projects of the Visionaries recommendations as our initial projects, plus five other projects, for a total of 13. It is necessary to rollover the funds for CDBG Project Fire Flow Phase 1 which was delayed by Maricopa County Community Development. Creation of a Street Lighting Improvement District north of Peoria will affect the FY 2012-13 budget. For Parks we expect to cut water costs. Police grant funding has been requested to obtain MDT's for our patrol cars to reduce time obtaining information when on a call. We are behind on our road project. We will be implementing crack seal projects. We have done personnel realigning and a revision of the wage scale. We have new census demographics. Over age 65 accounts for 19.2% of our residents. We will have to use money from our LGIP savings account to balance this budget.

Mayor LeVault

- We recognize that just because we budget, doesn't mean we'll spend it. This is a global process. It is unusual for a Council to be this involved in the budget process. Surprise Council was told by their Manager that budget was not a function of Council. I'm really proud of how we've worked together, both elected officials and staff. When this Council votes we own it.

Town Manager Robinson

- With grants, sometimes there is matching funds for the grant, others like CDBG, we front the money and get a reimbursement.

Councilmember Mello

- Our staff works quickly and does not miss deadlines. It is good to work smarter not harder.

Chief McDonald

- We've identified some targets for the future. Town Manager Robinson saw that we may have potential need for some funding. The Police Department only spends if we have a need. We are looking for opportunities to partner.

Councilmember Chittenden

- It is good that cities are banding together to help each other. We know we can't count on the State or the County.

Chief McDonald

- I'm not comfortable with the situation here, but I'll tell Council if we have to do something different. We have certified officers on the streets. Youngtown is a treasure. There may need to be a decision about asking the residents to support a property tax to bring staff up to levels where we could have more officers on the streets. We do get support from the Maricopa County Sheriff's Office as well as Surprise, Peoria and El Mirage when needed. If we need a tactical specialist Surprise Chief would assist us.

Mayor LeVault

- We are not going to jump off the deep end. We initiated these discussions. It's a healthy process.

Town Manager Robinson

- We have stood our ground, willing to look at opportunities and take informed risks. It is very hard for me to take money out of savings. If we had a primary property tax we wouldn't have to take out of savings. When savings are gone there is no more. We need help from the Youngtown residents.
- Expenditures – Police Department, including grants, is 30% of the budget; General Government is 24%; and HURF is 29%. We budget for what we plan to do.

Finance Officer Hoffman

- Our current medical insurer gave us a quote for FY 2012 with a 40% increase. Our group has a 165% loss ratio. Our insurance broker, Laurie Dawson, told us it is getting very difficult to get quotes for small groups. Of the 30 companies quoting small groups a year ago, only seven are now quoting for small groups. Staff is recommending that we accept the Blue Cross Blue Shield quote which is close to what we are paying now for

- similar coverage. The Town will continue to pay the employees premium at 100% and $300 toward spouse, dependent, and family premiums. The Town also plans to contribute a set amount monthly ($50) to each employee's Health Savings Accounts (HSA). Staff is recommending that this line item not be reduced since the contract with Blue Cross Blue Shield has not been completed.
- Employee enrollment meetings will be held at 11 a.m. and 3 p.m. on Wednesday, June 8, in the Clubhouse. If employees are not accepting the medical insurance they will need to sign a waiver.
- Starting July 1 for employees enrolled in the Arizona State Retirement System the employee contribution will be 53% of the contribution rate and the employer contribution will be 47%. Public Safety Personnel Retirement System PSPRS) members will see a 1% increase in employee contributions starting July. PSPRS members will see an annual increase of 1% until they reach an 11% contribution rate. The employer contribution rate had a slight decrease for FY 2011-2012.

Town Manager Robinson

- Money is budgeted for the Peoria Avenue Realignment Project, but not enough to complete the project.
- Expenditures do not exceed revenues. This has been one of the most challenging budget process years.

Motion to approve Resolution 11-19 for Adoption of Tentative Budget Fiscal Year 2011-2012 in the amount of $4,717,550.00 – Councilmember Chittenden
Second – Vice Mayor Duran
Motion passed unanimously on a voice/roll call vote.

7. Call for Executive Session
   Executive Session:
   None needed.

8. Citizens Comments/Appearances from the floor:
   No comments.

Announcement – No Work Session or Regular Meeting on June 16, 2011
Announcement – Special Council Meeting on June 23, 2011
Announcement of next Work Session and Regular Meeting: Thursday, July 7, 2011, at 6:00 p.m.

Adjournment.
Motion to adjourn – Councilmember Mello
Second – Vice Mayor Duran
Meeting adjourned at 8:38 p.m.

Michael LeVault, Mayor

Attest:

Letty Goldberg, Town Clerk

Minutes approved at the June 23, 2011 Special Meeting.