



**PUBLIC NOTICE
SPECIAL MEETING AND EXECUTIVE SESSION OF THE COMMON COUNCIL OF
YOUNGTOWN, AZ**

Pursuant to A.R.S. 38-431.02, notice is hereby given to the members of the Common Council and the General Public that the Common Council of the Town of Youngtown will hold a Special Meeting open to the public and an Executive Session on:

DATE: THURSDAY, December 15, 2011
TIME: 6:00 p.m.
PLACE: TOWN HALL CONFERENCE ROOM
1203 CLUBHOUSE SQUARE

1. Call to Order
2. Roll Call
3. Business

A. Call for motion to convene into Executive Session in Town Hall Conference Room:

1. An executive session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding legal challenges to Olive Avenue LLC's proposed sand and gravel operation in the Agua Fria River adjacent to the Agua Fria Ranch subdivision.
2. An executive session pursuant to A.R.S. § 38-431.03(A)(4) for discussion or consultation with the Town Attorney in order to consider its position and instruct the Town Attorney regarding the Town's position regarding contemplated litigation relating to the proposed sand and gravel operation in the Agua Fria River adjacent to the Agua Fria Ranch subdivision.

Adjournment of Executive Session and Special Meeting.

***NOTE:** Persons with special accessibility needs, including large print materials or interpreter, should contact the Town Clerk's office at 623-933-8286 or TDD 623-974-3665 no later than 24 hours in advance of regular scheduled meeting time. To speak on an Agenda item, a comment form must be presented to the Town Clerk at least five (5) minutes before the Council Meeting. Citizens may appear before the Council to present their views on any subject concerning Town Government. The Council, however, may not discuss, consider, or decide items NOT on the Agenda (A.R.S. 38-431.02 (H)). The Council will, if necessary, follow up at a later date. Due to the limitation of time, citizens' comments are requested not to exceed five (5) minutes.

POSTING CERTIFICATION OF THIS NOTICE

The undersigned hereby certifies that a copy of the attached notice and agenda were duly posted at 3:00 p.m. on Friday, December 9, 2011 in accordance with the statement filed by the Town Clerk, with the Attorney General's office.


Letty Goldberg, Town Clerk / Treasurer



REGULAR MEETING OF THE COMMON COUNCIL OF YOUNGTOWN, AZ

Pursuant to A.R.S. 38-431.02, notice is hereby given to the members of the Common Council and the General Public that the Common Council of the Town of Youngtown will hold a **Regular Meeting** open to the public on:

DATE: THURSDAY, December 15, 2011
TIME: Immediately following Special Executive Session
PLACE: TOWN CLUBHOUSE
12033 CLUBHOUSE SQUARE

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance and Invocation**
4. **Communications:** Comments, Commendations and Presentations by Mayor, Council Members, staff or members of the public. The Council may not propose, discuss, deliberate or take any legal action on the information presented pursuant to A.R.S. 38-431.02.
 - A. **Communications from Council**
 - B. **Communications from Staff: Town Manager's Report, Fire Department Report**
5. **Consent Agenda:** Items on the Consent Agenda are of a routine nature or have been previously studied by the Town Council at a work session. They are intended to be acted upon in one motion. If you would like to comment on an item on the consent agenda, please complete a Council Comment form prior to coming to the lectern. State your name and the item on which you would like to comment. There will be no separate discussion on these items unless a Councilmember requests, in which event the item will be removed from the consent agenda and considered in its normal sequence on this agenda.
 - A. **Consideration and Action on Meeting Minutes:** Minutes of November 18, 2011 Special Meeting, December 1, 2011 Regular Meeting.
6. **Business**
 - A. **Discussion and/or Action Re:** Approval of strategy to challenge Olive Avenue LLC sand and gravel operation in the Agua Fria River adjacent to Agua Fria Ranch Subdivision. (MANGONE)
 - B. **Discussion and/or Action Re:** Consent to Assignment of Cable Television License Agreement from CoxCom, LLC to Cox Communications Arizona, LLC. (SWANN)
 - C. **Discussion and/or Action Re:** Approval of agreement for professional economic development consulting services with Gayle Cooper for \$26,000 ending on June 30, 2012. (ROBINSON)
 - D. **Discussion and/or Action Re:** Adopting Resolution 11-29 modifying existing rules for the use of the Town Clubhouse facilities. (HANNAH/FOX)
 - E. **Discussion and/or Action Re:** Approval of ADA Paratransit Service Agreement Amendment to the IGA Contract No. 200-34-2008, between the Regional Public Transportation Authority (RPTA) and the Town, adding Section 4.7, which provides that the Town agrees to participate in the ADA Platinum Pass program which allows users free use of fixed route bus and light rail services, to be paid up to a maximum reimbursement by the RPTA of \$1,374, through June 30, 2012.
 - F. **Discussion and/or Action Re:** Approval of Intergovernmental Agreement (IGA) No. 200-48-2012, an amendment to the IGA No. 200-48-2010, between the Regional Public Transportation Authority (RPTA) and the Town, whereby the RPTA will provide On-Demand Shared-Ride services to ADA-qualified town residents, in an amount not to exceed \$7,104 in local funds, through June 30, 2012.
 - G. **Public Hearing, Discussion and/or Action:** Approval of Ordinance 11-16, Case PZ 11-04, an ordinance of the Mayor and Town Council of the Town of Youngtown, Arizona, amending current code Title 17 Zoning, Chapter 17.64 Signs, by amending Section 17.64.070 Specific Sign Regulations, prohibiting the placement of political signs to sixty (60) days prior to the election to which the sign refers and to extend the time requiring the removal of political signs from the public right-of-way to fifteen (15) days following the general election or primary election if the candidate does not advance to the general election. (GOLDBERG)
 1. Staff Report.
 2. Zoning Hearing Officer Recommendations.
 3. Open Public Hearing.
 4. Close Public Hearing.
 - H. **Discussion and/or Action Re:** Approval of Ordinance 11-17, an ordinance of the Mayor and Town Council of the Town of Youngtown, Arizona, amending current code Title 9 Public Peace, Morals and Welfare, Chapter 9.08 Offenses Relating to Property, by adding Section 9.08.090 Signs and Banners, relating to restrictions on the placement of political signs in the public right-of-way. (GOLDBERG)

- I. **Public Hearing, Discussion and/or Action Re:** Approval of Ordinance 11-18, Case PZ 11-05, an ordinance of the Mayor and Town Council of the Town of Youngtown, Arizona, amending current code Title 17 Zoning, Chapter 17.04 General Provisions, Administration and Enforcement, by amending Section 17.04.030 Definitions by adding definition for "Public Safety Facility", Chapter 17.40 C-2 Commercial District by amending Section 17.36.020 Use Regulations to add "Public Safety Facility" as permissible use. (GOLDBERG)
 1. Staff Report.
 2. Zoning Hearing Officer Recommendations.
 3. Open Public Hearing.
 4. Close Public Hearing.

7. **Call for Executive Session**

Executive Session: Convene Executive Session pursuant to A.R.S. § 38-431.03(A) (3) for discussion or consultation for legal advice with the Town Attorney for legal advice regarding any above agenda items, as needed.

8. **Citizens Comments/Appearances from the floor:** Please complete a speaker request form for the Town Clerk, listing the subject you would like to discuss. Each speaker is limited to five (5) minutes. Before you begin to speak, identify yourself by clearly stating for the record, your name and address. Non-Agenda items: This is the time for citizens who would like to address the Town Council on any non-agenda item. The Council will listen to comments, and may take any one of the following: 1) Respond to criticism, 2) Request that staff investigate and report on the matter, or 3) Request that the matter be scheduled on a future agenda.

9. **Future Agenda & Meetings:**

- A. **There may be discussion of whether to place an item on a future agenda and the date, but not the merits of the item.**
- B. **Announcement of next Regular Meeting: Thursday, January 5, 2012 at 7:00 p.m.**

Adjournment.

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