



MINUTES OF REGULAR MEETING OF THE COMMON COUNCIL OF YOUNGTOWN, AZ
THURSDAY, March 15, 2012, TOWN CLUBHOUSE, 12033 CLUBHOUSE SQUARE

1. Call to Order: Mayor LeVault called the meeting to order at 7:05 p.m.
2. Roll Call Council present: Mayor Michael LeVault, Vice Mayor Duran, Councilmembers Dorena Mello, Shirley Gustafson, Susan MacKay, Judy Johnson and Margaret Chittenden.
Staff present: Town Manager Lloyce Robinson, Town Attorney Michelle Swann, Finance Officer Jackie Hoffman, Economic Development Consultant Gayle Cooper, Programs Projects Grants Manager Mark Hannah, Public Works Manager/Building Official Jim Fox, Public Safety Manager Mike Kessler, Court Administrator Virginia Bermudez, Library Manager Heidi Speed and Deputy Town Clerk Diane Cordova.
3. Pledge of Allegiance and Invocation: Pledge led by Public Safety Manager Mike Kessler. Invocation offered by Pastor Charles Ring.
4. Communications:
 - A. Communications from Council

Mayor LeVault

 - We had a great MCSO (Maricopa County Sheriff Office) community event this past Saturday, March 10, 2012. The SWAT tank, K-9 and helicopter, all the law enforcement assets were present. Sheriff Joe Arpaio was here for about an hour as well as Board of Supervisor Max Wilson.
 - I have written a letter to the Sheriff expressing Youngtown's gratitude. It states, "It is with great pleasure and pride that we offer our sincere compliments to you, your staff and your deputies for going *above and beyond the call* while providing law enforcement services in Youngtown these past 3 months." I would like for all councilmembers to sign the letter. (letter attached)
 - Youngtown was on the front page of the Arizona Republic newspaper. We were the headline story. I would like to report that the article was historical, three to four months old news. All publicity is not good publicity. Two days later the New York Huffington Post wrote a more topical, fresher article about us. The residents need to understand the problem is still here. The town still has a long way to go to build its fiscal "firewall." We need to be vigilant and very frugal, we aren't spending our money.
 - The City of El Mirage is interested in annexing 240 acres of Maricopa County land that the tribe owns and plans to mine for sand and gravel in the Agua Fria River. Where they are at in this process, I'm not sure; however, they are planning to obtain a special use permit. We're not against mining, we are opposed of dropping a sand and gravel mine in a residential area. I have written a letter to our District 4 and District 9 legislators petitioning signature for opposing the mining project. These letters are on the back table, take them to your neighbors and obtain signatures to petition against this issue. The Sun City Home Owners Association and Sun City West have joined in oppositions of the sand and gravel mining. There are about 300 signors so far.

Vice-Mayor Duran

 - I attended the Surprise Chamber of Commerce banquet honoring Youngtown resident, Mr. & Mrs. Jim Schuh as citizens of the year. It was great to see them honored.

Councilmember Chittenden

 - I also enjoyed the MCSO Community Day Event. The SWAT display was impressive. I could not believe how heavy the vest and shield protector are.
 - Dog park meeting this Saturday, March 24, 2012 at the Methodist Church, 113th and Alabama at 9:30 a.m. A Compass Bank account has been opened. Letters will be coming out seeking donations.

Councilmember Gustafson

 - I also enjoyed the MCSO Community Day Event.

Councilmember MacKay

 - I would like to announce that our town attorney, Michelle Swann, has been elected to the position of member, which means she is a partner with Curtis, Goodwin, Sullivan, Udall & Schwab.

B. Communications from Staff: Town's Report; MCSO Police Report (Report Attached)

Town Manager Robinson

- I wrote a rebuttal to the article that came out in Arizona Republic newspaper this week. It will be the other side of the story. It will be out this weekend in the Northwest Valley Section of the newspaper.
- There will be a CTAC – Citizens Tax Advisory Committee meeting on Monday, March 19, 2012 at 6:30 p.m. There will be a tax guru to answer questions, Lee Grafstrom, who has a 8 member staff that studies and reviews just the tax revenue to Chandler.
- I also enjoyed the MCSO Community Day Event. Photos will be printed in the Village Reporter.
- The budget process has been a difficult one this year with the continued unknown sweeps and changes by the State Legislature.

Finance Officer Hoffman

- Three out of four cities have adopted the resolution accepting membership in the Metropolitan Phoenix Municipal Employee Benefit Trust (MPMEBT). There will be meetings weekly up until mid-July.
- Youngtown will be hosting a WFOA luncheon on Wednesday, March 21, 2012.

Library Manager Speed

- We are currently looking for a home for Dewey the library cat. We continue to be open on Saturdays. The library has added new books and DVD's. It is Irish Authors for the month of March. We are assisting many patrons with career help and resumes. Story Time on Tuesday saw many children as this is spring break.

Sun City Fire Department Chief Hanner (report attached)

- For the month of February we are reporting 1 fire; 90 rescue and EMS incidents; 10 service calls; 5 good intent calls and 2 false alarm false calls.

Public Safety Manager Kessler

- We were part of the MCSO Community Event. I want to thank Code Officer Lupe Romero for all the information she put together for the event. There were 40 people who visited the Code Enforcement booth. During the event, four residents filed complaints about dogs and one complaint about back yard litter/storage.

PPG Manager Hannah

- The EOC – Emergency Operation Center is almost complete. The big screen monitor is due to arrive at any time. We have a scheduled meeting for tomorrow, Friday, March 17, 2012.
- I am now an official posse member of the Sheriff Department. My goal is to start a posse here in Youngtown.
- I would like to introduce Jim Geades, new town engineer coming from Willdan. He will be the project engineer for the Phase-II fire flow project.
- The Phase-II reflow project and the 115th and Peoria Avenue projects are stepping in very slowly. The biggest muddler is working with federal funds; ADOT also slows things down.

Public Works Manager Fox

- We are maintaining, I've had 2 employees out on medical leave this week.

Economic Developer Cooper

- We had our first visioning exercise for the General Plan Update. We had 20 individuals attend giving enormous information. We had 159 comments; 42 comments were on economic development; 20 comments were on pride of place; and the other comments were on land use and zoning. Our next meeting is scheduled for May 14, 2012 at 6:00 p.m. The discussion will be about land scenarios. Everyone is invited.

Court Administrator Bermudez

- We had 40 individuals come in for pre-trial. Only 1 FTA (failure to appear). Individuals are paying their fines. We have been working on cases from 1999 and completing some back filing.

5. Consent Agenda:

- A. Consideration and Action on Meeting Minutes:** Minutes of March 1, 2012 Work Session Meeting Minutes, Board of Adjustment Case #12-01 Public Hearing Meeting Minutes and Regular Meeting Minutes.

Motion to approve Consent Agenda – Councilmember Chittenden

Second – Councilmember Gustafson

Motion passed unanimously on a voice vote.

6. Business

A. Presentation Re: Update on MCSO -Maricopa County Sheriff Office Policing. (report attached)

Town Manager Robinson

- I have a 1st quarter overview report on Youngtown/MCSO policing services. It is good to report that Youngtown has no operational issues since contracting with MCSO. Pre-MCSO we had public safety issues, officer safety, insufficient revenues to equip and train personnel, not enough staff to complete investigations. As far as the liability exposure, Youngtown now has none while MCSO carries the liability. We placed a personnel action plan which consists of an operational team under the direction of Public Safety Manager Mike Kessler, along with a facilities team which includes Jim Fox. Youngtown and MCSO management team have monthly meetings. The function of the action plan is to organize this transition team to complete investigations; property and evidence items; take inventory and handle equipment disbursement. The Youngtown personnel reflects the public safety manager position is permanent, management assistant, Linda, "Candi" Nilles will end employment on June 30, 2012 and administrative assistant, Bonnie Medrano will be retiring at the end of this year, December 31, 2012.
- The handling on the disbursement of equipment has to be handled carefully. Some of the equipment was purchased through RICO funds, grants and town funds; some funds are restricted. The equipment inventory consists of 13 vehicles; 1 motorcycle; 89 guns; 13 radios; 16 cameras; 16 audio recorders; computers with accessories; Tasers with cartridges. Some of the equipment will be placed on an online auction; some will be retained for town usage. Currently we do have a public sealed bid until Monday, March 19, 2012 ending at 3:00 p.m. A 2006 Chrysler 300 with only 51,000 miles is being sold to the highest bidder. All bids to go to Town Hall where bids will be dated and time stamped.

Financial Officer Hoffman

- On the financial side of the Youngtown/MCSO quarter report the total after eight months, July 2011 through February 2012 came in at \$501,492 which includes separation agreements, vacation, sick, and comp balances, and legal payouts. In September there were 3 pay periods. The three month contract with MCSO came in at \$172,797.

Town Manager Robinson

- The court activity for citations, we had a total of 53 citations from November 2010 through February 2011 and with MCSO we had a total of 356 citations from November 2011 through February 2012.
- Our successes are that we have had positive public input. The transition team has done a great job on the cleanup of cases, files, and inventory and with the property and evidence. Citation activity is up and the town liability has no liabilities and we can see a financial savings.
- Yet to come will be the 2nd, 3rd, and 4th quarter reports with a December 2012 annual overview.

B. Discussion and/or Action: An Amendment to the Agreement between the Town of Youngtown, "Town," and Maricopa County, "County," on behalf of the Sheriff's Office shall be retroactive to December 1, 2011 upon approval of the Maricopa county Board of Supervisors and the Town of Youngtown.

Town Manager Robinson

- The Maricopa County Board of Supervisors has approved this amendment. They have agreed to accept the transfer of two patrol vehicles to the Maricopa County Sheriff's Office from the Town of Youngtown; two (2) 2010 Ford Crown Vics. The variance is \$27,903. The monthly billing will be reduced by \$2,325 per month retroactive to December, when the contract began. The savings is \$16,275.00

Councilmember Chittenden

- Is the Chevy Tahoe on inventory? Will the Town keep it or sell it?

Town Manager Robinson

- The town will be keeping it. That is the vehicle that Public Safety Manager Kessler drives.

Motion to approve an Amendment to the Agreement between the Town of Youngtown, "Town," and Maricopa County, "County," on behalf of the Sheriff's Office shall be retroactive to December 1, 2011 upon approval of the Maricopa county Board of Supervisors and the Town of Youngtown. – Vice Mayor Duran

Second - Councilmember Mello

Motion passed roll call vote. 7 - 0

C. Discussion and/or Action: Approve an Amendment to that certain contract entitled Agreement for Professional Services between Willdan Engineering, Inc. and the Town, dated June 13, 2002, by adding the additional Exhibit C dated March 15, 2012 for engineering services related to the CDBG Project Number DG1106, Youngtown Waterline Improvement Project, Phase-II, in an amount not to exceed \$74,880, and further authorizing the Town Manager to execute the required documents.

PPG Manager Hannah

- This amendment is for authorization to spend money. Maricopa County has informed the town that HUD has released funds for Phase-II fire flow project the amount of \$400,000.
- This is for the Town Engineer to complete the design for this Phase of the 4 phase project.

Motion to approve an Amendment to that certain contract entitled Agreement for Professional Services between Willdan Engineering, Inc. and the Town, dated June 13, 2002, by adding the additional Exhibit C dated March 15, 2012 for engineering services related to the CDBG Project Number DG1106, Youngtown Waterline Improvement Project, Phase-II, in an amount not to exceed \$74,880, and further authorizing the Town Manager to execute the required documents. – Councilmember Mello

Second – Councilmember Johnson

Motion passed roll call vote. 7 -0

7. Call for Executive Session

Executive Session: None needed

8. Citizens Comments/Apearances from the floor:

None

9. Future Agenda & Meetings:

Announcement of next Regular Meeting: Thursday, April 5, 2012 at 7:00 p.m.

10. Response to Call to the Community

Town Manager Robinson

- This is in response to comments by Mary Simpson, at the February 16, 2012 Regular Council Meeting regarding whom to contact in regards to the dog problems along the alley way of 113th Drive, Youngtown. Resident Jim Trolen has confirmed that this has been an ongoing problem. Our Code Compliance Department has been very thorough in this matter. They have been very responsive and very concerned. We had a report that a resident on Florida Avenue had 6 dogs and had no utilities, electric and no water service. It has been confirmed that the resident has 6 dogs, has assured Code Enforcement she will have 2 dogs removed and does have utility services.

Councilmember Chittenden

- Is there a puppy mill?

Mayor LeVault

- Are Jim Trolen and Mary Simpson satisfied with the resolution on the matter?

Public Safety Manager Kessler

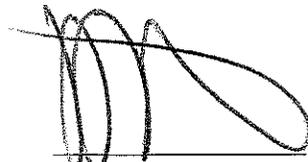
- There is no puppy mill and residents are satisfied.

Adjournment.

Motion to adjourn – Councilmember Mello

Second – Councilmember Gustafson

Meeting adjourned at 8:25 p.m.



Michael LeVault, Mayor

Attest:



Diane Cordova, Deputy Town Clerk