



**MINUTES OF THE REGULAR MEETING
COMMON COUNCIL OF YOUNGTOWN, AZ
12030 N. CLUBHOUSE SQUARE, TOWN HALL CONFERENCE ROOM
THURSDAY, SEPTEMBER 20, 2018 – 5:30 P.M.**

1. **Call to Order:** Mayor LeVault called the meeting to order at 5:30 p.m.
2. **Roll Call:** Council present: Mayor Michael LeVault, Vice Mayor Charles Vickers, Council Members Margaret Chittenden, Susan Hout, June Miller, and Jack Duran.

Councilmember Judy Johnson was absent and excused.

Mayor LeVault noted that a quorum is established for transacting business.

Staff present: Town Manager Jeanne Blackman, Town Attorney Trish Stuhan, Town Clerk Mary Reynolds, Community Development Manager Gregory Arrington, and Community Development Coordinator Nicole Smart

3. **Pledge of Allegiance and Invocation:** The Pledge was led by Vice Mayor Vickers and the Invocation was given by Councilmember Duran.

4. **Communication**

- A. **Communications from Council**

Mayor LeVault commented on the passing of Ed Johnson, who was a frequent attendant at the Council Meetings and community events. Condolences were expressed to Charlotte Johnson.

Mayor LeVault attended the Greater Phoenix Economic Council (GPEC) meeting which included a presentation on the economy in Phoenix and the State of Arizona. The presentation included business market needs, such as technology and a good work force, and these are areas that are being worked on at GPEC and Maricopa Association of Governments (MAG). With the growth in Maricopa County, the opportunities are available, and Mayor LeVault hopes that politics does not interfere with this potential.

The election in the Town is finished, but there is still a General Election on November 8, 2018. The public was encouraged to pay attention to the candidates and the initiatives on the ballot.

Councilmember Miller expressed her sympathy to Mrs. Johnson.

Councilmember Chittenden commented that Mr. Johnson was a blessing to the Town and will be missed.

- B. **Communications from Staff**

Town Manager Blackman reviewed the Staff Report.

5. Response to Call to the Community

No response to Call to the Community.

6. Citizens Comments/Appearances from the Floor

Mayor LeVault provided direction to the public to complete contact forms should they wish to speak.

Ron Estes, President and CEO of Lifestream Complete Senior Living, addressed the Council to thank them, as well as Town Manager Blackman, for the assistance the Town provided during the monsoon season, which resulted in power outages for the facilities. Town Manager Blackman and Community Development Manager Arrington assisted in many ways and it was appreciated. Mayor LeVault thanked Mr. Estes for his comments and everything they do for the community.

7. Consent

A. Approval of Minutes: Regular meeting minutes of September 6, 2018

Motion to approve the consent agenda as presented – Councilmember Chittenden.

Second – Councilmember Duran.

Motion passed unanimously on a voice vote with all Councilmembers in attendance voting.

8. Business:

A. Presentation and/or Discussion Re: Sun City Fire and Medical District (SCFD) Report, which may include discussion of inspections, fire prevention, staffing levels, response times, community needs, and ambulance services

Fire Chief Ron Deadman reviewed the August statistics and presented an update on the opening of Station 133. The dedication ceremony for the new Station 133 will be held on Saturday, October 13, 2018 from 10:00 a.m. until 2:00 p.m.

Councilmember Miller commented that she likes the way "Youngtown" is placed on the front of the building, and asked if the building is cleaned by a professional or if the firefighters clean the facility. Chief Deadman explained that because of the nature of the job, and the potential for contamination from field hazards, the firefighters clean themselves and this is done more easily with the materials used to construct the interior of the building.

Councilmember Chittenden commented that she feels the firefighters cleaning the building themselves will give them a bigger sense of pride for the facility. Chief Deadman commented that the people they have working for them are exceptional.

B. Presentation and/or Discussion Re: Maricopa County Sheriff's Office (MCSO) Report, which may include discussion of crime statistics, prevention, staffing levels, community needs, and response times

Captain Paul Chagolla reviewed the August statistics. A new report format was introduced to the Council that was more inclusive of information of interest to the Council.

Councilmember Chittenden noted that she likes the new format of the reports.

Captain Chagolla advised the Council that Polly White, Community Outreach Officer, will be retiring and a gathering will be held on October 31st to wish her well. This will be a great day for Polly and a bittersweet day for MCSO. A formal invitation will follow.

C. Presentation and/or Discussion Re: August Financial Report

Town Manager Blackman reviewed the August Financial Report.

D. Public Hearing, Discussion and/or Action Re: Ordinance 18-12 amending the Youngtown Town Code, Title 17, Zoning, Chapter 17.04 General Provisions, Administration and Enforcement and 17.52 General Regulations, related to Wireless Facilities in the Right-of-Way

i. Staff Report

Community Development Manager Arrington reviewed the Staff Report.

This amendment is staff initiated by the passage of House Bill 2365 (HB 2365), which makes Arizona the first state in the nation to pioneer comprehensive legislation that creates a streamlined process for telecommunication companies to deploy small cell technology across the state. HB 2365 establishes a statewide policy surrounding the deployment of small wireless facilities – more commonly known as “small cells” – that will enhance the existing 4G LTE network, accelerate investment in mobile broadband infrastructure, and ready the State of Arizona for the next wave of economic development in the digital economy via 5G technology. This is a critical step for Arizona—wireless data usage is increasing exponentially and a widespread deployment of small cells is vital to meet the spiraling demand from consumers, police and public safety, and the broad range of businesses that rely on wireless technologies every day.

All proposed sites are a part of the Town’s Right-of Way parcel land base and have existed in their current state for over forty (40) years. A Citizens’ Review was held on August 21, 2018. Planning and Zoning meeting was held on September 4, 2018, and Planning and Zoning Hearing Officer approved the “Small Wireless Facility and Wireless Facility” to be reviewed and approved during the Council Hearing. There were no citizens in attendance for the hearing.

When applying for a permit under this section, each applicant must prove that the SWF/WF conforms to the requirements of Chapter 17.04 and Chapter 17.52, and that the visibility of the SWF/ WF shall be reduced to the extent feasible by decreasing its height, increasing its setback, locating its proximity to other structures using antenna designs which minimize horizontal projections and constructing it with colors and materials that de-emphasize its visibility.

Each applicant shall be required to comply with Youngtown’s “Design Standards, Concepts, Requirements and Details”. This document shall regulate all Small Wireless Facilities (SWF) proposed for a location on an existing Town-owned or third party-owned Streetlight in the Town of Youngtown’s Right-of-Way (ROW).

Staff does not expect any significant conflict with any future facility; any new facility will not interfere with any other services in the right-of-way, traffic flow or storm water drainage.

Attorney Stuhan added that the key action being requested tonight will be to ban monopoles in the right-of-way. This will be the last step to the process and the recommendation is to approve, with a correction to an error in the Ordinance that was discovered by Attorney Stuhan this evening. The amendment can be made by having the correct reference read into the record, which Attorney Stuhan is prepared to do.

Councilmember Chittenden commented that there are monopoles in Town, and asked for confirmation that they are on private property and not in a right-of-way. Community Development Manager Arrington stated this is correct.

ii. Open Public Hearing

Mayor LeVault opened the public hearing at 6:23 p.m.

No members of the public chose to speak.

iii. Close Public Hearing

Mayor LeVault closed the public hearing at 6:24 p.m.

iv. Approval of Ordinance 18-12

Motion to approve Ordinance 18-12 with an amendment to Section 4 "Unless otherwise provided, any person found in violation of any provision of this Ordinance shall be guilty under Section 17.04.110 of the Town Code for a class one misdemeanor, punishable upon conviction by a fine of not more than two thousand, five hundred dollars (\$2,500) or by imprisonment in a jail designated by the Town, for a term not exceeding six (6) months, or by both such fine and imprisonment. Each day that a violation continues shall be a separate offense punishable as herein described". – Vice Mayor Vickers.

Second – Councilmember Duran.

Motion passed unanimously on a voice vote with all Councilmembers in attendance voting.

E. Presentation Re: Update on the Youngtown 2025 Parks, Open Space, Trails and Recreation Master Plan and Public Forum Schedule

Community Development Manager Arrington reviewed an update on the Plan, the process and schedule. Tentative dates have been scheduled as follows:

October 2 nd at 6:00 p.m.	Public Forum #1
October 4 th (during Regular Council Meeting)	Council Briefing
October 16 th at 6:00 p.m.	Public Forum #2
October 18 th (during Regular Council Meeting)	Council Briefing
October 30 th at 6:00 p.m.	Public Forum #3

November 1 st (during Regular Council Meeting)	Council Briefing
November 13 th at 6:00 p.m.	Public Forum #4
November 15 th (during Regular Council Meeting)	Council Briefing
December 20 th (during Regular Council Meeting)	Council 1 st Reading of the 2025 Parks, Open Space, Trails and Recreation Master Plan
January 17 th (during Regular Council Meeting)	Council 2 nd Reading of the 2025 Parks, Open Space, Trails and Recreation Master Plan
February 7 th	Public Comment (30 days begins)
March 21 st (during Regular Council Meeting)	Final Report to Council

Discussion followed the presentation regarding the process, and the amount of work that will be going into this project because it is rare that a community has the opportunity to take on this kind of project.

Councilmember Chittenden commented that she appreciates all of the public forums and feels that there is no reason for anyone to say they don't know what's happening in Youngtown.

Community Development Manager Arrington will be working with Town Clerk Reynolds to ensure various methods of communication are available for the community, and to have the information on the forums ready a week before each forum.

Jim Trolen, 11825 114th Avenue, requested to address the Council. Mr. Trolen emphasized the maintenance needs that will be associated with the regional park.

Attorney Stuhan advised the Council that the Town has received trademark approval from the State of Arizona and the slogan of "In the Heart of the Northwest Valley" has been granted to the Town.

Councilmember Miller suggested having a naming contest, to which Community Development Manager Arrington agreed and noted that other communities do this as well.

Mayor LeVault commented in response to Mr. Trolen's concerns and explained that the Town always tries to be fiscally conservative and with the additional revenue for businesses in the area, the tax revenue for the Town will increase and allow for the additional maintenance expense to be covered.

Town Manager Blackman advised the Council that the Town has been encouraged to apply for Community Development Block Grant (CDBG) funding for this project through the Community Development Advisory Committee (CDAC). Additionally, there will be naming and sponsorship opportunities with this regional park and those are underway as well.

9. Call to Executive Session:

No call to Executive Session.

10. Future Agenda & Meetings

- A. There were no future agenda items brought forward.
- B. The next Regular Meeting will be on October 4, 2018 immediately following the Board of Adjustment meeting which begins at 5:30 p.m.

*Motion to Adjourn - Councilmember Duran.
Seconded – Vice Mayor Vickers.
Meeting Adjourned 6:46 .p.m.*



Michael LeVault, Mayor

Attest:



Mary Reynolds, Town Clerk

Minutes approved at the October 4, 2018 regular meeting.