



**MINUTES OF THE REGULAR MEETING
COMMON COUNCIL OF YOUNGTOWN, AZ
12033 N. CLUBHOUSE SQUARE, TOWN COUNCIL CHAMBERS
THURSDAY, JUNE 6, 2019**

IMMEDIATELY FOLLOWING THE AGUA FRIA RANCH COMMUNITY FACILITIES DISTRICT MEETING

1. **Call to Order:** Mayor LeVault called the meeting to order at 5:37 p.m.
2. **Roll Call:** Council present: Mayor Michael LeVault, Vice Mayor Chuck Vickers, Council Members Margaret Chittenden, June Miller, Jack Duran, Susan Hout and Karen Haney Duncan.

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, Court Administrator Lisa Lipinski, and Library Manager Heid Speed.

3. **Pledge of Allegiance and Invocation:** Vice Mayor Vickers led the Pledge and Councilmember Duran gave the Invocation.

4. **Summary of Current Events:**

- A. Summary of Current Events from Mayor and Council.

Mayor LeVault commented that the homeless residents previously living in the Agua Fria River bottom have been removed from the private property and have not returned as of today. This has helped solve the homeless problem in the Town, but the problem continues around the country. During the course of removing those on private property, a large group, including MCSO and Community Bridges, were able to assist these individuals with having a better quality of life.

Mayor LeVault requested staff look into an ordinance that prohibits feeding wild birds, as has been done by other communities.

Councilmember Miller thanked Mayor LeVault, Town Manager Blackman, Code Enforcement and Public Works for the efforts that have resulted in the cleanup of the river bottom. Mayor LeVault commented that he was there as support and for observation, but the people that really did the work was Code Enforcement Officer Chris Reynolds, and his team, and MCSO. The Town Attorney also assisted in keeping the Town on the right path.

Councilmember Chittenden commented on the Town Clerk and Deputy Town Clerk attendance at the International Institute of Municipal Clerks (IIMC) Conference and noted that the report was appreciated.

- B. Summary of Current Events from Town Manager.

Town Manager Blackman reviewed the efforts to remove the homeless population from the river bottom, gave an update on the installation of electronic signs, and the beautification efforts that are ongoing in Town. Town Clerk Reynolds and Deputy Clerk Smart were also thanked for their attendance at the IIMC Conference and the knowledge they have brought back with them.

5. **Staff Reports:**

- A. **Library:** Library Manager Speed invited the community to a reptile show being held on June 11th in the Clubhouse. Many events will be happening at the Library this summer.
- B. **Public Works:** No formal report was given.
- C. **Community Development:** No formal report was given.
- D. **Finance:** No formal report was given.
- E. **Town Clerk:** No formal report was given.
- F. **Municipal Court:** No formal report was given.

6. **Response to Call to the Community:** No response to Call to the Community.

7. **Citizens Comments/Appearances from the Floor:**

Greg Eisert, Sun City Homeowners Association, commended the Town on the efforts to relocate the homeless population and gave an update on the EPCOR wastewater consolidation legal battle that has been ongoing. Interim rates have been approved and EPCOR can submit a new rate case before May, 2020.

Mr. Eisert also reviewed a case that requested the APS rates be reviewed and it was not heard. It is expected that a new request is expected in the next few weeks.

8. **Consent**

A. **Approval of Minutes:** Regular Meeting minutes of **May 16, 2019**

Motion to approve the minutes of May 16, 2019 – Councilmember Duran.

Second – Vice Mayor Vickers.

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

9. **Business**

A. **Public Hearing:** Estimates for the North Youngtown Street Lighting Improvement District (NYT SLID) for Fiscal Year 2019-2020

i. **Open Public Hearing**

Mayor LeVault opened the public hearing at 6:00 p.m.

ii. **Close Public Hearing**

With no members of the public choosing to speak, Mayor LeVault closed the public hearing at 6:00 p.m.

iii. **Convene a Special Meeting for the Adoption of the Estimates**

1. Action to approve Resolution 19-09 adopting the statement and estimates of the proposed expenditures for the North Youngtown Street Lighting Improvement District (NYT SLID) for the Fiscal Year 2019-2020

Mayor LeVault reviewed the street lighting improvement district makeup.

Councilmember Miller confirmed that each parcel would be paying \$64.40 for the year. Town Manager Blackman confirmed this is correct; a person can own multiple parcels and will be billed per parcel.

Motion to approve Resolution 19-09 adopting the statement and estimates of the proposed expenditures for the North Youngtown Street Lighting Improvement District (NYT SLID) for the Fiscal Year 2019-2020 – Councilmember Chittenden.

Second – Councilmember Hout.

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

B. Public Hearing: Estimates for the Agua Fria Ranch Street Lighting Improvement District (AFR SLID) for Fiscal Year 2019-2020

Mayor LeVault explained the makeup of the ad valorem street lighting improvement district.

Councilmember Miller asked if the rate works out to be similar to those in North Youngtown. Town Manager Blackman explained that there are fewer lights in the AFR SLID and the value of the individual properties will impact the amount each person pays.

i. Open Public Hearing

Mayor LeVault opened the public hearing at 6:06 p.m.

ii. Close Public Hearing

With no members of the public choosing to speak, Mayor LeVault closed the public hearing at 6:06 p.m.

iii. Convene a Special Meeting for the Adoption of the Estimates

1. Action to approve Resolution 19-10 adopting the statement and estimates of the proposed expenditures for the Agua Fria Ranch Street Lighting Improvement District (AFR SLID) for the Fiscal Year 2019-2020

Motion to approve Resolution 19-10 adopting the statement and estimates of the proposed expenditures for the Agua Fria Ranch Street Lighting Improvement District (AFR SLID) for the Fiscal Year 2019-2020 – Councilmember Miller.

Second – Councilmember Duran.

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

C. Presentation, Discussion and/or Action Re: Proposed agreement with Greater Phoenix Economic Council (GPEC) for the period beginning July 1, 2019 and ending June 30, 2020

Brad Smidt, Senior Vice President of Business Development, reviewed a prepared presentation to update the Council on the mission and efforts of GPEC.

Mayor LeVault commented that every good thing that happens around us will have an impact on the Town. Jobs are going to be available to keep people working in the West Valley and noted that GPEC has done a great job and is known of as a premier economic revitalization organization in the country.

Councilmember Chittenden asked how many companies look at traffic studies when determining location. Mr. Smidt replied that companies look at traffic patterns and GPEC works with organizations to determine the types of talent available in the West Valley; the goal is to keep people working in the West Valley and GPEC is working on this with the development community.

Motion to approve an agreement with the Greater Phoenix Economic Council (GPEC) for the 2019-2020 fiscal year. – Vice Mayor Vickers.

Second – Councilmember Duran.

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

D. Presentation, Discussion, and/or Action Re: Adoption of the tentative budget for the 2019-2020 fiscal year and scheduling of a public hearing for June 20, 2019

Town Manager Blackman reviewed the minor changes to the tentative budget since the special meeting held on May 30, 2019. The proposed budget is \$9,038,062, which is a 3.36% increase from fiscal year 2018-19.

Discussion followed regarding costs for the river bottom clean up, purchase of a vehicle for accessing the river bottom, and impact of the homeless populations on the south side of Town. Additionally, the Town Council will be having a strategic planning retreat in the fall to make sure the Town is staying up-to-date with the changing needs of the community.

Motion to adopt the tentative budget for the 2019-2020 fiscal year and scheduling of a public hearing for June 20, 2019 – Councilmember Miller.

Second – Councilmember Haney Duncan.

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

E. Discussion and/or Action Re: Implementation of parking enforcement in the area of Town identified as "North Youngtown" which could include a timeline, community education, and other factors, that would contribute to the process

Community Development Manager Arrington reviewed the proposed process for enforcement of parking regulations in the northern part of Town. Letters will be mailed to all residents in the area advising them of the enforcement and they will be given a 60-

day lead time before enforcement. A Parking Committee meeting will be held this coming Monday, June 10th, at 7:00 p.m.

The makeup of the Parking Committee was discussed, as well as the possible need to add an additional member.

Councilmember Miller requested clarification on blocking of a driveway and parking within five feet of a driveway. Community Development Manager Arrington explained that blocking a driveway is a violation and the Committee has been looking at language to present to Council to repeal the five foot no parking, because it would be prohibitive to any on-street parking in many areas.

It was also explained that the Town would be mailing letters to the residents and homeowners as a way of ensuring they are received because of the issues that occurred during the initial implementation in Agua Fria Ranch when notice was given with door hangers. Attorney Stuhan added that this is going to be done in a way that will direct residents to where they can find the information and not necessarily list all of the violations.

Vice Mayor Vickers asked if the digital signs could be used rather than mailings and it was explained that the length of messages on the signs is restrictive, therefore mailings would be more appropriate.

F. Presentation, Discussion and/or Action Re: Proposed amendment to the Intergovernmental Agreement with Maricopa County Animal Control for Basic Animal Control Services for the period beginning July 1, 2019 and ending June 30, 2022

Town Manager Blackman explained that the Town entered into an agreement with Maricopa County Animal Control for an initial term of July 1, 2018 through June 30, 2019. The proposed amendment would renew the agreement for a three (3) year term, effective July 1, 2019 through June 30, 2022. The only change to the agreement would be Appendix A consisting of service costs for the agreement. No other modifications to the terms has been requested by either party.

Councilmember Chittenden asked if there is a list of how many dogs have been picked up, how many have rabies vaccinations and licensed. Town Manager Blackman replied that she can get the list, but the rabies vaccination and license information is not from Animal Control but is done by Maricopa County separately.

Vice Mayor Vickers asked if the Town will be getting more service for the additional cost, and if they are going to come get loose animals. Town Manager Blackman explained that the contract requires the dog to be captured and contained before they can come out to retrieve the dog because if someone reports seeing a running dog, by the time they come from Downtown the dog will have disappeared unless they are contained. Other violations, such as dogs running at large, need to be reported to the Town Manager so she can have Code Enforcement investigate.

Discussion followed regarding enforcement of Town Codes, such as dogs at the dog park not wearing tags and collars, and having a vaccination van come for a rabies clinic as part of the contract. Town Manager Blackman will look into a rabies van clinic, but the thought is that they are no longer offering this service.

Motion to approve an amendment to the Intergovernmental Agreement with Maricopa County Animal Control for Basic Animal Control Services for the period beginning July 1, 2019 and ending June 30, 2022 – Councilmember Haney Duncan.

Second – Councilmember Duran.

Motion passed 5-0 on a voice vote (Yays: Duran, Chittenden, Hout, Haney Duncan, LeVault; Nays: none; Abstentions: Vickers, Miller)

- G. Presentation, Discussion and/or Action Re:** Proposed amendment to the Transit Services Agreement with the Regional Public Transportation Authority for the period beginning July 1, 2019 and ending June 30, 2020

Town Manager Blackman explained that each year the Town receives an amendment to the contract originally dated July 1, 2013; the terms of the amendment extend the contract for one (1) fiscal year. The proposed amendment would change Schedule C, Paratransit Services and Financial Information to reflect the fiscal year 2019-2020 rate of \$85,875.00, and Schedule E, Americans with Disabilities Act – Public Transportation Funds availability, to reflect a contribution of an amount not to exceed \$1,600.00 to pay actual costs for ADA trips and other requests for Paratransit service made by ADA certified riders up to this maximum amount.

Mayor LeVault asked if users are required to go to the mobility center for certification, which Town Manager Blackman confirmed they are. It was discussed that this could be a hardship to residents already experiencing difficulty with access to transportation.

The requirements of a municipality to offer paratransit services was discussed in terms of the benefit to the Town financially by contracting the service rather than providing a custom program.

Motion to approve an amendment to the Transit Services Agreement with the Regional Public Transportation Authority for the period beginning July 1, 2019 and ending June 30, 2020 – Vice Mayor Vickers.

Second – Councilmember Miller.

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

- H. Presentation, Discussion and/or Action Re:** Proposed amendment to an agreement for Law Enforcement Services between the Town of Youngtown and Maricopa County on behalf of the Sheriff's Office

Town Manager Blackman explained that the Town entered into a contract with Maricopa County on behalf of the Sheriff's Office for a term July 1, 2018 through June 30, 2021. The outlined terms of this agreement allow for amendments to Section III, Reimbursement Costs and Charges, to coincide with changes to expenses associated with Law Enforcement Services. The proposed amendment does not change the scope of any services currently provided by MCSO and will become effective on July 1, 2019. The cost of the contract for fiscal year 2019-20 will be \$1,140,072.24, which is an 8% increase over last year.

Mayor LeVault noted ways that MCSO has been working with the Town, including increased traffic enforcement and assistance they have given the Town with the cleaning of the river bottom.

Discussion followed regarding the number of beats the Town has, as well as the services they provide. It was also recommended that a letter of appreciation be sent to MCSO for the assistance they provided with the river bottom clean up.

Motion to approve an amendment to an agreement for Law Enforcement Services between the Town of Youngtown and Maricopa County on behalf of the Sheriff's Office – Vice Mayor Vickers.

Second – Councilmember Miller.

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

- I. **Discussion and/or Action Re:** Recommendation for participation on the Community Development Advisory Committee (CDAC) for the term beginning July 1, 2019 until July 30, 2021 for a primary and alternate member

Mayor LeVault explained that Councilmember Chittenden currently serves as the primary member from the Town, with Councilmember Hout serving as the alternate member. Both indicated they would like to continue to serve in the same capacity for the upcoming term.

Motion to recommend Councilmember Chittenden as the primary member for the Town and Councilmember Hout as the alternate member on the Community Development Advisory Committee for a term beginning July 1, 2019 until July 30, 2021- Vice Mayor Vickers.

Second – Councilmember Duran.

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

10. Call to Executive Session

None

11. 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.

Councilmember Haney Duncan asked what the Town Code is regarding having items in a carport, because she is seeing items in the carports and it looks unsightly. Community Development Manager Arrington requested addresses be sent to the Town Manager for direction to Code Enforcement.


Vice Mayor Vickers asked what is permitted and Community Development Manager Arrington advised that only outdoor furniture can be in the front yard.

This item will not be added to a future agenda.

- B. The next Regular Council Meeting will be held on **Thursday, June 20, 2019** immediately following the Agua Fria Ranch Community Facilities District Board Meeting, which begins at 5:30 p.m.

Adjournment

*Motion to Adjourn – Councilmember Duran.
Seconded – Councilmember Haney Duncan.
Meeting Adjourned 7:24 p.m.*



Michael LeVault, Mayor

Attest:



Mary Reynolds, Town Clerk

Minutes approved at the June 20, 2019 regular meeting