



**MINUTES OF THE REGULAR MEETING  
COMMON COUNCIL OF YOUNGTOWN, AZ  
12033 N. CLUBHOUSE SQUARE, TOWN COUNCIL CHAMBERS  
THURSDAY, JUNE 20, 2019**

**IMMEDIATELY FOLLOWING THE AGUA FRIA RANCH COMMUNITY FACILITIES DISTRICT MEETING**

1. **Call to Order:** Mayor LeVault called the meeting to order at 5:45 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, and Community Development Coordinator Nicole Smart.

3. **Summary of Current Events:**

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

Mayor LeVault attended the Luke West Valley meeting this morning and discussion involved the need to be cautious of development encroaching on the noise contours of the base. There have been some complaints about noise but it is being handled.

Councilmember Chittenden thanked the members of the Community Dog Park Board for their service.

- B. Summary of Current Events from Town Manager.

Town Manager Blackman reviewed the Staff Report.

Plant sculptures were installed around the Town Campus today and they are beautiful.

4. **Staff Reports:**

- A. **Library:** No formal report was given.
- 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.

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

## **6. Citizens Comments/Appearances from the Floor:**

Mike Francis, 11363 N 113<sup>th</sup> Avenue, provided an update on the Youngtown Community Garden. Approximately 200 pounds of produce has been donated to the Food Bank. The community is invited to the Saturday evening potlucks, and it was noted the time is changing to 7:00 p.m. A special gathering will be held on July 4<sup>th</sup> beginning at 7:00 p.m.

## **7. Consent**

### **A. Approval of Minutes:**

- i. Special meeting minutes of **May 30, 2019**
- ii. Regular meeting minutes of **June 6, 2019**

*Motion to approve the consent agenda as presented – Councilmember Duran.*

*Second – Councilmember Miller.*

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

## **8. Business**

### **A. Presentation, Discussion and /or Action Re: Review of applicants for boards and commissions and possible action to appoint members for a term beginning July 1, 2019 and ending June 30, 2022**

Town Manager Blackman reviewed the boards and commissions. This evening, the Council is being asked to appoint the members as outlined below.

- i. Youngtown Community Garden
  1. Charles Vickers
  2. Mike Francis
  3. Walter Paul Westover Jr.
  4. Larry Wise
  5. Jeannette Carpio
- ii. Youngtown Art Commission
  1. Phyllis A. Hale
  2. Val Wilson
  3. Bev Wilson
- iii. Citizens' Dog Park Committee
  1. Tim Ayres
  2. Susan Hout
  3. Margaret Chittenden
  4. Kathryn French

Councilmember Chittenden commented that Pat Druehl has been a member of the Citizens' Dog Park Committee since the beginning and she has had to step down.

*Motion to appoint the above members to the boards and commissions with a term to expire on June 30, 2022 – Councilmember Chittenden.*

*Second – Councilmember Duran.*

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

**B. Public Hearing, Discussion and/or Action Re: Zoning Case Z19-04 – Request for Rezoning for the Enclave off Olive**

- i. Staff Report including review of Planning and Zoning Hearing Officer Recommendation.

Community Development Manager Arrington reviewed the staff report.

The Enclave off Olive is a proposed single-family residential community. The development is located west of the intersection of N. Agua Fria Ranch Rd. and W. Green Drive, and north of W. Olive Avenue.

The proposed development is approximately 4.92 acres in size. The applicant is proposing thirty-four, (34), 45 wide x 86 long lots; the density is approximately 6.9 du/ac dwelling units per acre. The development will be a conventional subdivision on 32-foot-wide private streets, with access from N. Agua Fria Ranch Rd.

The applicant has requested the following variations:

Standard	Required by Zoning Ordinance	Requested
<b>Lot Size</b>	6,000 square feet	3,870 square feet
<b>Front Yard Setback</b>	25'-0"	18'-0"
<b>Side Yard Setback</b>	7'-0" or fifteen (15) percent of the width of the lot, whichever amount is smaller	5'-0"
<b>Rear Yard Setback</b>	35'-0" feet or 20% of the lot, whichever is smaller	15'-0" feet for one story buildings and 20'-0" feet for two story buildings
<b>Building Height</b>	Shall not exceed one story or 15'-0" feet in height	May not exceed two stories or 30'-0" feet in height

After review, the following conditions have been recommended for the project.

1. This project shall be developed and constructed in accordance with all exhibits and attachments submitted by the applicant and approved by the Town in conjunction with the case.
2. All Conditions of Approval for The Enclave off Olive General Plan Amendment (Case GP18-000003) remain in effect.
3. Developer shall create a Homeowner’s Association (HOA) for the ownership, maintenance, landscaping, improvements and preservation of all private streets, common areas and open space areas and landscaping within the rights-of-way. Maintenance responsibilities for private streets, common areas and open space areas shall be specified on the approved site plan or final plat.

4. Developer shall record easements to be owned by the HOA for pedestrian, bicycle, multi-use or trail system purposes as determined by the final plat, at the time of final plat recordation, or earlier if required by the Town Engineer. In recognition of the modifications to the underlying zoning regulations set forth herein, such easements shall be open to public access and use.
5. The internal streets of the project shall be private streets maintained by the Developer or the HOA. Such obligation shall be noted on the final plat.
6. Southern Street to be redesigned to include landscaping, screen walls or medium treatment to address transition from C2 to residential.
7. Southwest corner lot 19 to include fence wall, and landscaping.

This evening the developer has requested to remove two (2) lots from the development and has added four (4) feet to the width of the streets. The east/west roads will be moved four (4) feet to the north and a three (3) foot masonry wall will be added to the south border. Lots 9 through 16 is being requested to be two-story.

Councilmember Miller asked if fire apparatus can make the short corners. Fire Marshall Jim Fox explained that he has been working with the Town and applicant for some time and concerns have been raised. Some have been addressed, with a more serious concern being access to the site, primarily turning radius. If vehicles are parked on both sides of the streets, the fire apparatus will not be able to access the streets. Additionally, the 18-foot front yard setback will make parking an issue because there will not be enough parking on the property; the streets are private and the enforcement will be the responsibility of the homeowners association.

Vice Mayor Vickers noted that these problems seem familiar to those with Agua Fria Ranch. Fire Marshal Fox agreed with this assessment.

Councilmember Miller asked if the corners are accessible and it was reiterated that as long as no one is parked on the street they can, but as soon as a vehicle is parked it will create problems.

Councilmember Haney Duncan asked for the length of the average fire truck. Chief Ron Deadman replied that it would be 36 feet and it was noted that a school bus is 40 feet long and would not be able to make the corners either.

Councilmember Chittenden asked for the locations of fire hydrants and it was explained that hydrants cannot be more than 500 feet apart. The department will work with the developer to ensure that a fire hose is not being run across the streets.

ii. Applicant Presentation.

Richard Meese, member of Arizona Developers, addressed the Council. Mr. Meese thanked Community Development Manager Arrington for his assistance with this project.

A suitable use for the property has been sought out for some time, and the market is in a good position for single-family homes. Arizona Developers has been working toward accommodating the conditions set forth by the Zoning Hearing Officer, as well as addressing the concerns of Sun City Fire Department. The width of the street has been modified to the widest street possible, and is the width used by the City of Phoenix. The wall on the southern portion would be masonry with wrought iron with a total height of three (3) feet.

In regards to the streets being private and unenforceable for parking regulations, Mr. Meese noted that this will not be a gated community and if the Town would like to make them public streets, they would be open to this.

Attorney Stuhan noted the staff recommendation is for these streets to be private, and there has been discussion that the enforcement is not possible, which is not accurate. Parking could be enforced with an agreement being drawn up with the developer and enforcement would be possible.

Councilmember Haney Duncan asked for clarification on the wall that is being proposed and it was determined that the fence is not intended for security but for the clear delineation for the property line.

Councilmember Chittenden expressed concerns with a homeowners association being effective in a development of so few homes. Mr. Meese replied that he cannot speak further than the intention to create the association and staff it with owners that intend to stay.

Councilmember Chittenden asked if there are sidewalks on both sides of the street and it was determined that they will be on one side. Additional discussion included the parking on the rolled edges and drainage from the properties, as well as open spaces.

Councilmember Haney Duncan asked if these are considered starter homes. Mr. Meese replied the values are estimated at just over \$200,000 and are intended for families. The single story would be two (2) bedroom homes, and the two (2) story would be three (3) bedrooms.

Vice Mayor Vickers asked if the developer will be the contractor, and the intention is to not be the contractor, but they may end up being the contractor. Concerns of the variations that a contractor could have was discussed and the plan is to build all of the homes at once with the developer having specifications to follow.

Mayor LeVault asked if a letter from Luke Air Force Base has been received and what the anticipated traffic increase has been determined to be. The means of egress was reviewed.

Mayor LeVault asked if a vote is required this evening. Attorney Stuhan explained that this is at the pleasure of the applicant; they can agree to a continuation of the application and another hearing can be noticed.

Councilmember Chittenden commented that she would feel better tabling, and it was reiterated that this is at the choice of the applicant.

Mr. Meese agreed to continuation to allow for time to review the material.

Councilmember Chittenden asked if this would have an impact on Maricopa County Sheriff's Office. It was explained that they would respond like any other call, but they would not be able to enforce parking.

Thanks were given by the Council for allowing time to review the information.

- iii. Open Public Hearing and take testimony from the public related to this Rezoning request.

Mayor LeVault opened the public hearing at 6:41 p.m.

- iv. Close Public Hearing.

With no members of the public wishing to speak, the public hearing was closed at 6:41 p.m.

- v. Action to approve, deny, or approve with modifications Proposed Ordinance 19-07, Amending the Zoning Map of the Town of Youngtown, Arizona, by Amending Ordinance No. 02-09 (as amended by Ordinance NO. 09-11) pertaining to the Agua Fria Ranch Planned area development (PAD) by rezoning approximately 4.45 acres of property located at the northwest corner of Olive Avenue and Agua Fria Ranch road, (A portion of Tract AAA) of Agua Fria Ranch subdivision from planned area development with the underlying zoning district of commercial district two (C-2) and single family dwelling (RR-1) to planned area development with the underlying zoning district of family dwelling unit (R-3); providing for repeal of conflicting ordinances; providing for severability; and providing for penalties.

*Motion to continue this item to the August 1, 2019 meeting – Councilmember Haney Duncan.*

*Second – Councilmember Duran.*

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

- C. **Public Hearing, Discussion and/or Action Re: SUP Case Z19-06 - Request from El Sol Battery Energy Center, LLC to approve a Special Use Permit (SUP) for approximately 14.4 acres of real property located North of Olive Avenue, on approximately 115th Avenue, Youngtown, Arizona, 85363, to allow public utilities or public service uses, buildings, structures or appurtenances in the C-2 zoning district. The effect of the SUP will be to allow for a battery energy storage system that will tie into the adjacent existing El Sol Substation owned by Arizona Public Service.**

- i. Staff Report including review of Planning and Zoning Hearing Officer Recommendation

Community Development Manager Arrington reviewed the staff report.

The applicant seeks a Special Use Permit (SUP) for the property located north of W. Olive Ave. on approximately N. 115<sup>th</sup> Ave. to allow public utilities or public use, buildings, structures or appurtenances, in the C-2 zoning district.

The effect of the SUP will be to allow for a battery energy storage system that will tie into the adjacent existing El Sol Substation owned by Arizona Public Service.

The Dysart School District and Surprise Regional Chamber of Commerce submitted letters in support of the project. Both letters were read for the record.

Conditions of approval for this project are as follows and have been agreed upon by the Town legal counsel, El Sol Energy legal counsel, Sun City Fire and Medical District and the Town Engineer:

1. El Sol Energy will work with the Town of Youngtown Building Official, Town Engineer, and Sun City Fire and Medical District to develop an Emergency Response Plan for the site, which shall include training and drills for first responders and cooperating agencies.
2. El Sol Energy shall use Lithium Iron Phosphate (LFP) technology at the proposed site. Alternative technology may be approved by the Town of Youngtown and Sun City Fire and Medical District if, in their sole and absolute discretion, technological advancements offer safe alternatives of similar type and quality for such use.
3. El Sol Energy shall ensure there is monitoring for the facility on a 24/7 basis. Remote monitoring is permissible so long as it is an active monitoring process at all times capable of responding to emergency needs.
4. Prior to issuing a building permit, the Town of Youngtown and Sun City Fire and Medical District shall require El Sol Energy to finalize a site plan that includes two approved, paved points of access for ingress and egress to the site. One access point shall be located off of Olive Avenue with the second off of Peoria Avenue, or, in the alternative, El Sol Energy may locate both access points off of Olive Avenue so long as there is a minimum separation of 300 feet between such access points.
5. Prior to issuing a building permit, the Town of Youngtown and Sun City Fire and Medical District shall require El Sol Energy to finalize a site plan that complies with public health and safety requirements of the Town of Youngtown and Sun City Fire and Medical District for any sanitary water or sewer service at the site that are in effect at the time it applies for its building permits.
6. Prior to issuing a building permit, the Town of Youngtown and Sun City Fire and Medical District shall require El Sol Energy to finalize a site plan, approved by the Town of Youngtown and Sun City Fire and Medical District, that includes in its design a means to prevent any contaminated water from entering the soil or adjacent residential areas in compliance with all applicable federal, state, and local laws concerning hazardous waste disposal and water pollution control. No building permit shall be issued until the Town of Youngtown and Sun City Fire and Medical District have approved the site plan.
7. Water and sewer service shall not connect to any water or sewer line in Agua Fria Ranch, unless such requirement is in conflict with other federal, state or local laws, or El

Sol Energy demonstrates the safety of proposed alternatives to the satisfaction of the Town Engineer and Sun City Fire and Medical District. The Town and Sun City Fire and Medical District retain all rights to waive this requirement if during the site plan and design phase reasonable alternatives which protect public health and safety are provided by El Sol Energy.

8. Water and sewer service shall require shut-off systems approved by the Town Engineer and Sun City Fire and Medical District, unless such requirement is in conflict with other federal, state or local laws, or El Sol Energy demonstrates the safety of proposed alternatives to the satisfaction of the Town Engineer and Sun City Fire and Medical District. The Town and Sun City Fire and Medical District retain all rights to waive this requirement if during the site plan and design phase reasonable alternatives which protect public health and safety are provided by El Sol Energy.
9. For water services, the Town of Youngtown and Sun City Fire and Medical District shall not allow dead-end water mains. El Sol Energy shall install a redundant, loop system from two different supply lines, unless such requirement is in conflict with other federal, state or local laws, or El Sol Energy demonstrates the safety of proposed alternatives to the satisfaction of the Town Engineer and Sun City Fire and Medical District. The Town and Sun City Fire and Medical District retain all rights to waive this requirement if during the site plan and design phase reasonable alternatives which protect public health and safety are provided by El Sol Energy.
10. El Sol Energy shall obtain a building permit from the Town of Youngtown and Sun City Fire and Medical District prior to the start of project construction and shall comply with all applicable building, fire, life & safety codes that have been adopted by the Town of Youngtown and Sun City Fire and Medical District at the time it applies for its building permits. Pursuant to the applicable building, fire, life & safety codes, El Sol Energy shall be required to have the project inspected to ensure compliance with such codes.
11. El Sol Energy submitted a revised Preliminary Site Plan on June 4, 2019, subject to review by Sun City Fire and Medical District. To meet Youngtown and Sun City Fire and Medical District's requirements for a secure site, and to provide for public health and safety, El Sol Energy has proposed and will adhere to the setbacks, landscaping and fencing as shown on the Preliminary Site Plan. The proposed fencing consists of six-foot-tall chain link fencing along the eastern side of the project area and masonry or wrought-iron style decorative fencing along the western side of the project area, along with the existing fencing on the northern and southern property lines.

Discussion followed regarding the water supply lines, fencing, roadway usage and means of ingress and egress.

Attorney Stuhan reviewed clarification on conditions of approval and the role of the Town Council. Technical aspects will be reviewed later. The Council expressed concerns with condition four (4) and it was suggested that access be required from Peoria and Olive, as well as the language in condition 11 regarding fencing to ensure safety. Councilmember Miller commented that her main concern with the project is safety, and she was reassured it would be safe. Right after this was reassured to the Council, there was an explosion in Surprise. Councilmember Miller asked for the developer to convince the Council this project is safe.



ii. Applicant Presentation.

Susan Innis reviewed the business overview as well as the project proposal.

Vice Mayor Vickers asked if the facility from Surprise was part of Invenergy. Ms. Innis explained that it was not an Invenergy facility and no comment could be given.

Mayor LeVault expressed that as long as public safety concerns have been addressed, and the conditions of approval that have been brought forward as concerns, he would be comfortable to vote on this item this evening.

Councilmember Chittenden asked how the facility will be protected from lightning strikes. Chris Carter, Project Engineer, explained that the facility will be grounded as required by federal guidelines.

Mayor LeVault commented that he feels a perimeter fence would be highly encouraged to ensure unwanted persons, including children, are not given access to the facility.

Councilmember Haney Duncan commented that if the ingress and egress concerns are addressed, she feels safe with this project moving forward.

Ms. Innis explained conversations are being held with neighboring land owners to determine access points that could be options. One point of access will be for employees only, with the second being for emergency access only. The emergency access point could connect from 115<sup>th</sup> to Peoria, and discussions with the Ridgeview developers have been active. The final option would be to have a horseshoe access way around the APS station.

Mayor LeVault added that MCSO should also be granted access to the site and it was confirmed the intentions are to allow all first responders to have access.

Ms. Innis thanked the Mayor and staff for all of the time and efforts for this project.

Councilmember Miller asked for Chief Deadman and Fire Marshal Fox to tell the Council this is a safe project. Chief Deadman stated he does not have concerns at this time, and the project developer has been very open. Fire Marshal Fox agreed with these sentiments.

Ms. Innis requested an extension of the filing of a building permit to 18 months, with the Town Code allowing six (6) months. Attorney Stuhan recommended granting this extension this evening as part of the approval process.

Council reviewed condition four (4) and an amendment was agreed upon. A recess was called at 7:31 p.m. for the purpose of allowing Attorney Stuhan to review the amended conditions with Ms. Innis. The meeting was reconvened at 7:44 p.m.

Attorney Stuhan reviewed the revised conditions as follows:

4. Prior to issuing a building permit, the Town of Youngtown and Sun City Fire and Medical District shall require El Sol Energy to finalize a site plan that includes two approved, paved points of access for ingress and egress to the site. One access point shall be located off of Olive Avenue with the second off of Peoria Avenue.

And

11. El Sol Energy Center submitted a revised Preliminary Site Plan on June 4, 2019, subject to review by Sun City Fire and Medical District. To meet Youngtown and Sun City Fire and Medical District's requirements for a secure site, and to provide for public health and safety, El Sol Energy Center has proposed and will adhere to the setbacks, landscaping and fencing as shown on the Preliminary Site Plan. The proposed fencing consists of six-foot-tall chain link fencing along the eastern side of the project area and masonry or wrought-iron style decorative fencing along the western side of the project area, along with the existing fencing on the northern and southern property lines.

These revisions satisfy the requests of all parties involved.

- i. Open Public Hearing and take testimony from the public related to this SUP request.

Mayor LeVault opened the public hearing at 7:47 p.m.

- ii. Close Public Hearing

With no members of the public hearing to speak, the public hearing was closed at 7:47 p.m.

- iii. Action to approve, deny, or approve with Conditions the SUP request pursuant to Title 17 Zoning, Chapter 17.56 Special Uses and Temporary Buildings, Section 17.56.010 Special Uses Enumerated, K.

*Motion to approve the Request from El Sol Battery Energy Center, LLC to approve a Special Use Permit (SUP) with the conditions dated June 20, 2019, as amended, and with an extension of 18 months for the application for a building permit pursuant to Section 17.56.060, C of the Town Code— Councilmember Duran.*

*Second – Councilmember Haney Duncan.*

***Motion passed unanimously on a roll call vote with all Councilmembers in attendance voting.***

- D. **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 Inspector Kenny Kovak reviewed the calls for service for May.

Chief Deadman reviewed the Sun City Fire and Medical District Final Budget. A change in the way ambulance service is represented in the budget was reviewed, and discussion on the charges of ambulance services followed.

**E. Presentation and/or Discussion Re: Maricopa County Sheriff's Office (MCSO) Report,** which may include discussion of crime statistics, specific crimes including traffic violations, thefts, violent crimes, trespass and issues with homelessness, crime prevention, MCSO staffing levels, community needs, and response times

Captain McWilliams reviewed the statistics and report for May. In May 46 traffics stops were conducted, which is the highest number since 2017. A traffic trailer will be purchased with grant funding and used in Town.

A report was given on the homeless relocation that has been done. All persons have been removed from private property, the area will be monitored to ensure camps, and residents do not go back to the area.

Councilmember Chittenden asked for locations of the vehicle accidents. Captain McWilliams explained that they do not have specific locations, but a recent study shows most happen on major roadways.

Councilmember Chittenden asked if there are any Police Explorers in the area. Captain McWilliams stated they do and promotion in the West Valley is being explored. An officer has been tasked with developing the program.

Captain McWilliams advised the Council that District 3 will be having a drive for school supplies for the Aguila elementary school kids.

**F. Presentation, Discussion, and/or Action Re: Approval of Resolution 19-12 of the Mayor and Common Council of the Town of Youngtown, Maricopa County, Arizona** ordering that an equal apportionment tax be fixed, levied and assessed on all the property within the boundaries of the North Youngtown Street Lighting Improvement District in amounts specified in the approved statements and estimates for fiscal year 2019-2020 for the North Youngtown Street Lighting Improvement District and providing certified copies of the Resolution to be delivered to the Maricopa County Board of Supervisors and the Arizona Department of Revenue

Town Clerk/Interim Finance Officer Reynolds explained the approval of this resolution would allow for the Town to forward direction to Maricopa County Assessor's Office to bill residents for the tax liability for the upcoming fiscal year.

*Motion to approve Resolution 19-12 of the Mayor and Common Council of the Town of Youngtown, Maricopa County, Arizona ordering that an equal apportionment tax be fixed, levied and assessed on all the property within the boundaries of the North Youngtown Street Lighting Improvement District in amounts specified in the approved statements and estimates for fiscal year 2019-2020 for the North Youngtown Street Lighting Improvement District and providing certified copies of the Resolution to be delivered to the Maricopa County Board of Supervisors and the Arizona Department of Revenue – Vice Mayor Vickers.*

*Second – Councilmember Haney Duncan.*

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

- G. Presentation, Discussion and/or Action Re:** Approval of Resolution 19-13 of the Mayor and Common Council of the Town of Youngtown, Maricopa County, Arizona ordering that an ad valorem tax be fixed, levied and assessed on the assessed value of all the real and personal property within the boundaries of the Agua Fria Ranch Street Lighting Improvement District in amounts specified in the approved statements and estimates for fiscal year 2019-2020 for the Agua Fria Ranch Street Lighting Improvement District and providing certified copies of the Resolution to be delivered to the Maricopa County Board of Supervisors and the Arizona Department of Revenue

Town Clerk/Interim Finance Officer Reynolds explained the approval of this resolution would allow for the Town to forward direction to Maricopa County Assessor's Office to bill residents for the tax liability for the upcoming fiscal year.

*Motion to approve Resolution 19-13 of the Mayor and Common Council of the Town of Youngtown, Maricopa County, Arizona ordering that an ad valorem tax be fixed, levied and assessed on the assessed value of all the real and personal property within the boundaries of the Agua Fria Ranch Street Lighting Improvement District in amounts specified in the approved statements and estimates for fiscal year 2019-2020 for the Agua Fria Ranch Street Lighting Improvement District and providing certified copies of the Resolution to be delivered to the Maricopa County Board of Supervisors and the Arizona Department of Revenue – Vice Mayor Vickers.*

*Second – Councilmember Haney Duncan.*

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

- H. Public Hearing, Discussion and/or Action re:** Adoption of Resolution 19-14 to approve and accept as the final budget for the Town of Youngtown for fiscal year 2019-2020, the tentative budget for the Town for fiscal year 2019-2020, as approved by the Youngtown Town Council on June 6, 2019.

Town Manager Blackman reviewed the budget proposals and thanked Mayor, Council and staff for the efforts throughout the budget process.

Vice Mayor Vickers commented that the budget is very easy for the Council to understand, and it is not as complicated as it was several years ago.

- i. Open Public Hearing and take testimony from the public.

Mayor LeVault opened the public hearing at 8:19 p.m.

- ii. Close Public Hearing.

With no members of the public wishing to speak, Mayor LeVault closed the public hearing at 8:19 p.m.

- iii. Council convenes in special meeting to adopt Resolution 19-14.

*Motion to approve Resolution 19-14 adopting the final budget for fiscal year 2019-2020 as presented – Vice Mayor Vickers.*

*Second – Councilmember Haney Duncan.*

***Motion passed unanimously on a roll call vote with all Councilmembers in attendance voting.***

- I. Presentation, Discussion and/or Action Re:** Adoption of the Uniform Video Service Application/Affidavit and Uniform Video Service License as required by A.R.S Section 9-1411 as the standard forms for the Town for Uniform Video Services Application/Affidavit and Uniform Video Services License

Attorney Stuhan explained during the 2018 session, the Legislature adopted Chapter 331 (the "Act") related to cable television regulations. The Act requires that on or before July 1, 2019, all cities and towns must adopt a form of Uniform Application/Affidavit and Uniform Video License that complies with the Act.

The Act also limits the content of the Uniform Application/Affidavit and Uniform Video License. A subcommittee of the Statewide Telecom Group (government entities) and Cox Communications worked to prepare the Uniform Application/Affidavit and Uniform Video License that is being recommended for adoption.

*Motion to adopt the attached forms of Uniform Application/Affidavit and Uniform Video License as required by A.R.S. Section 9-1411 as the standard forms for the Town for Uniform Application/Affidavit and Uniform Video License – Councilmember Duran.*

*Second – Councilmember Haney Duncan.*

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

- J. Presentation, Discussion and/or Action Re:** Adoption of a pension funding policy for public safety employees participating in the Public Safety Personnel Retirement System ("PSPRS") who were hired before July 1, 2017.

Town Manager Blackman explained the legislature has required all municipalities to adopt a policy prior to July 1. The proposal has been reviewed by Pat Walker and Attorney Stuhan and the recommendation is to approve as presented.

Discussion regarding the active members and potential future costs was held.

*Motion to adopt a pension funding policy for public safety employees participating in the Public Safety Personnel Retirement System ("PSPRS") who were hired before July 1, 2017 – Councilmember Miller.*

*Second – Councilmember Haney Duncan.*

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

**9. Call to Executive Session**

None

**10. 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.

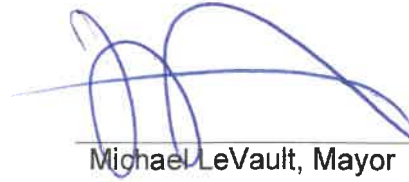
B. The next Regular Council Meeting will be held on **Thursday, August 1, 2019** at 5:30 p.m.

**Adjournment**

*Motion to Adjourn – Councilmember Duran.*

*Seconded – Councilmember Miller.*

**Meeting Adjourned 8:30 p.m.**



Michael LeVault, Mayor

ATTEST:



Mary Reynolds, Town Clerk

Minutes approved at the August 1, 2019 regular meeting