



**MINUTES OF THE REGULAR MEETING
COMMON COUNCIL OF YOUNGTOWN, AZ
12033 N. CLUBHOUSE SQUARE, TOWN COUNCIL CHAMBERS
THURSDAY, SEPTEMBER 5, 2019 – 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 Chuck Vickers, Council Members Margaret Chittenden, June Miller, Jack Duran (telephonically), 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 Susan Goodwin, Town Clerk Mary Reynolds, Community Development Coordinator Nicole Smart, Community Development Manager Gregory Arrington, and Library Manager Heidi Speed

3. **Pledge of Allegiance and Invocation:** Councilmember Haney Duncan led the Pledge and Town Manager Blackman gave the Invocation.
4. **Summary of Current Events:**
 - A. Summary of Current Events from Mayor and Council.

Mayor LeVault reported on the Maricopa Association of Governments (MAG) Economic Development Committee meeting held earlier this week. A presentation was given on the efforts of another area to make all of the communities "smart cities". This was a demonstration on one topic but was relative to other projects that can be done to assist communities to work together.

Mayor LeVault gave a report on Greater Phoenix Economic Council efforts. These efforts consist of competing with other regions of the country to market our areas. A recent campaign is #CAstruggles which encourages companies to come to the Greater Phoenix area rather than California, where there are struggles for large companies due to government regulations.

The Council will be planning a retreat to work on the Strategic Plan later this year.

The Town Council and the Agua Fria Ranch Home Owners Association will be having a meeting next Wednesday, September 11th, at 7:30 p.m. This will be a Special Council Meeting and is open to the public. Councilmember Chittenden reported that there is a Community Development Advisory Committee (CDAC) meeting that evening and she will not be able to attend.

Councilmember Chittenden commented that it is beneficial to be a bedroom community at this time. The Rio Vista Community Center has a display of the Vietnam Memorial wall. The Fry's on 107th and Grand Ave will begin offering online ordering with pick up services beginning next week, and this could be beneficial to many residents.

Councilmember Miller thanked Town Manager Blackman and staff for the hard work they put in to make the League of Arizona Cities and Towns Conference a benefit.

B. Summary of Current Events from Town Manager.

Town Manager Blackman reviewed the staff report.

Councilmember Duran was briefly disconnected during the Town Manager's report but connection was restored.

Town Manager Blackman explained that the agenda for the joint meeting would be available for the Council after approval by the Mayor and Town Attorney.

Town Clerk Reynolds reported the audio system in the Council Chambers has been worked on and the patience while the feedback issues are worked out is greatly appreciated.

Councilmember Chittenden mentioned how successful the meeting with the business community was. Town Manager Blackman thanked staff, particularly Carla and Cynthia, for calling each individual business to invite them to the event. Panhandling in Town was mentioned.

5. 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.

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

7. Citizens Comments/Appearences from the Floor: No comments from the floor.

8. Consent

A. Approval of Minutes: Regular meeting minutes of **August 15, 2019**

*Motion to approve the minutes of August 15, 2019 – Councilmember Chittenden.
Second – Councilmember Hout.*

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

9. Business

- A. Presentation, Discussion and/or Action Re:** Proposed Ordinance 19-08 amending Title 10, Vehicles and Traffic, Chapter 10.16 Parking, Section 10.16.070 Stopping,

Standing and Parking by repealing Subsection 10.16.070(H)(6) related to stopping, standing or parking a vehicle within five (5) feet of a driveway

Community Development Manager Arrington reviewed the proposal. Town Code Title 10, Vehicles and Traffic, Chapter 10.16, Parking, Section 10.16.070, Stopping, Standing and Parking, Subsection 10.16.070(H)(6) currently prohibits parking with five (5) feet of a driveway; however Arizona Revised Statutes (A.R.S.) Sec 28-871-A, Stopping, standing or parking outside business or residence district, allows for the parking on the paved or main traveling part of the highway if the parking leaves “*an unobstructed width of the highway opposite the standing vehicle for the free passage of other vehicles and a clear view of the standing vehicle shall be available from a distance of two hundred feet in each direction on the highway.*” Repeal if this subsection will still allow for the enforcement of A.R.S. 28-871-A should the need be identified.

It was clarified that blocking driveways would still be illegal and a ticketed offense, concerns of blocking the view from leaving a driveway, clear view requirements and the challenges of parking on Town streets was discussed.

Additional changes to parking may be forthcoming after the recommendations from Town Engineer Grant Anderson are reviewed. The report will be made available to Council before the Special Meeting on September 11th.

Motion to approve Ordinance 19-08 as presented – Vice Mayor Vickers.

Second – Councilmember Duran.

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

At this time, the Mayor allowed for public comment submitted after the appropriate agenda item was passed.

Tim Ayres addressed the Council with concerns about vehicles parking on the sidewalks, tree limbs hanging over the sidewalks and causing obstruction, and trash receptacles being placed on the sidewalks rather than on the curb as needed. Staff was directed to look into these concerns.

B. Presentation, Discussion and/or Action Re: Proposed Ordinance 19-09 amending Title 12, Streets, Sidewalks and Public Places, by adding Chapter 12.22 Block Party - Prohibition in Streets related to prohibiting the use of streets and sidewalks for block parties

Town Manager Blackman reviewed the proposal. In the last year, the Town has received requests to use public streets for block parties, which have been approved as the Town does not have a provision in our Town Code that would allow us to deny the request. These events have caused barricading of streets and notification to Maricopa County Sheriff's Office and Sun City Fire and Medical District because public safety could become a concern. This is a circumstance that we have not encountered in the past.

As a remedy, staff discussed concerns for public peace and safety with our Town Attorney, Trish Stuhan, and we now bring forward the proposed ordinance to prohibit block parties on Town streets. We researched how requests for block parties are

handled within our sister cities and their restrictions fall in line with what we are currently proposing. This request is in the best interest of all members of our community and will ensure we have limits in place moving forward to prevent unnecessary use of public streets, as well as guaranteeing that residents will not have limited use during times in which they are expecting general daily activity to be available.

Previous block parties held several years ago was discussed. Times are different and traffic and safety needs to be considered. Lighting at the parks in the evening hours and the Town's ability to host events was also discussed and it was advised that the Town can have sanctioned events in the streets when requested. Town Attorney Goodwin did not agree with the Town's ability to hold events under the way the ordinance is written and recommended tabling to allow for further review.

*Motion to table this item until the October 3, 2019 meeting – Councilmember Chittenden.
Second – Councilmember Hout.*

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

- C. Presentation, Discussion and/or Action Re:** Approval of an Intergovernmental Agreement with Maricopa County, Administered by its Human Services Department, and the Town of Youngtown for distribution of U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) funds in the amount of \$375,000

Community Development Manager Arrington reviewed the contract. For many years now, the Town has been a participant in the CDBG Program, and has over the years received over a million dollars in grants to improve the Town's infrastructure. Youngtown has received a grant in the amount of \$375,000 from Community Development Block Grants Program (CDBG). Staff will present the Project Update for Phase II along with the project key dates for the program.

The Town has made a concerted effort to create a safe and walkable community for its residents. The lack of sidewalks throughout the Town pose a major safety challenge (particularly at night) for our citizens.

The environmental assessment that was completed by CDAC will be used for the next five (5) years, as well as the timeline for Phase 1 and Phase 2 of the project.

Motion to approve an Intergovernmental Agreement with Maricopa County, Administered by its Human Services Department, and the Town of Youngtown for distribution of U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) funds in the amount of \$375,000 – Councilmember Miller.

Second – Vice Mayor Vickers.

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

- D. Removal Item B from the Table**

*Motion to remove Item B from the table – Councilmember Hout.
Second – Councilmember Chittenden*

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

Attorney Goodwin suggested the following amendment to the proposed motion (see bold):

12.22 Block Party – Prohibited in Streets

BLOCK PARTIES SHALL BE PROHIBITED WITHIN THE TOWN OF YOUNGTOWN'S PUBLIC STREETS AND RIGHT-OF-WAYS. "BLOCK PARTY" IS DEFINED TO MEAN A GATHERING OF RESIDENTS OF A NEIGHBORHOOD FOR SOCIAL PURPOSES AND A PUBLIC STREET OR SIDEWALK IS USED FOR SAID GATHERING, **BUT NOT A TOWN-SPONSORED EVENT THAT REQUIRES CLOSURE OF A PUBLIC STREET OR SIDEWALK.**

It was noted that this amendment addressed the previously mentioned concerns regarding Town events.

*Motion to approve ordinance 19-09 as revised – Councilmember Hout.
Second – Vice Mayor Vickers.*

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

10. Call to Executive Session: No Call to Executive Session.

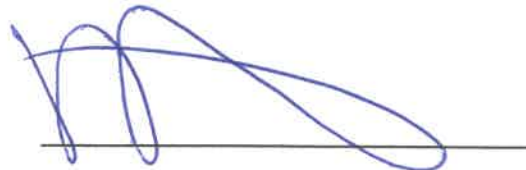
11. Future Agenda & Meetings

A. No Future Agenda Items were discussed.

B. A Special Council Meeting will be held on **Wednesday, September 11, 2019** at 7:30 p.m. with the Agua Fria Ranch Home Owners Association. The next Regular Council Meeting will be held on **Thursday, October 3, 2019** immediately following a Board of Adjustment meeting. The Regular Council Meeting scheduled for September 19, 2019 has been cancelled.

Adjournment

*Motion to Adjourn – Councilmember Chittenden.
Seconded – Councilmember Haney Duncan.
Meeting Adjourned 6:27 p.m.*

A handwritten signature in blue ink, appearing to read "Michael LeVault", written over a horizontal line.

Michael LeVault, Mayor

Attest:

A handwritten signature in blue ink, appearing to read "Mary Reynolds", written over a horizontal line.

Mary Reynolds, Town Clerk

Minutes approved at the October 3, 2019 regular meeting