



**PUBLIC NOTICE  
REGULAR MEETING FOR THE COMMON COUNCIL OF  
YOUNGTOWN, ARIZONA**

The Town of Youngtown provides notice that it will conduct its Town Council meeting on **August 20, 2020** through technological means in order to minimize the spread of COVID-19. Council members will attend the Council meeting via telephone, as authorized by A.R.S. Section 38-431(4). The public may listen to the Town Council meeting by calling in telephonically using the conference call and meeting identification number provided below.

**Please state your name when you call in, then mute your telephone for the remainder of the call to ensure the Town Council can conduct its meeting without interference. No in-person attendance is available.**

The Mayor authorizes this action to serve the goal of protecting Town residents, staff, and in the interests of public safety. We thank you for your understanding. If you would like to comment on any matter on the agenda, please download a public comment form and submit it via email to Town Clerk Nicole Smart at least one hour before the meeting. **The Town Clerk will read public comments submitted before the meeting into the record. You may also comment during the public hearing portion of the agenda by unmuting your phone and providing verbal comments.**

**DATE:** August 20, 2020  
**TIME:** 5:30 p.m.  
**PLACE:** Join the Regular Meeting by phone: 1-346-248-7799  
Meeting ID: 964 6767 3569  
Password: 811284  
Link to the zoom meeting:  
<https://zoom.us/j/96467673569?pwd=ZEJaYzcyZTVvanlzNlV6RjN3SIVEdz09>

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance and Invocation**
4. **Summary of Current Events:** Brief Summary of Current Events pursuant to ARS § 38-431.02(K). Council may not propose, discuss or take legal action on the current event updates.
  - A. Summary of Current Events from Mayor and Council.
  - B. Summary of Current Events from Town Manager.
5. **Staff Reports:** Staff may provide reports to Council on the following subjects which may include discussion with Council. Council will not take legal action.

- A. Library:** The Library Manager may report to Council on library operations, monthly activities, book club events, and upcoming author visits.
- B. Public Works:** The Public Works Manager may report to Council regarding maintenance of Town facilities, recreational facilities, streets, parks, and schedules for work in the Town.
- C. Community Development:** The Community Development Manager and/or Community Development Coordinator may report to Council regarding business outreach, economic development projects, and code enforcement operations and activity reports.
- D. Finance:** The Finance Manager may report to Council regarding the Town's budget and monthly expenditures.
- E. Town Clerk:** The Town Clerk may report to Council regarding Town events, activities, meetings, and promotion of the Town on its website and social media sites.
- F. Municipal Court:** The Court Administrator may report to Council regarding activities of the Municipal Court, citations, hearings and schedules.

## **6. Response to Call to the Community**

- 7. Citizens Comments/Appearences from the Floor:** Please complete a speaker request form for the Town Clerk, listing the subject you would like to discuss. Each speaker is limited to five (5) minutes. Before you begin to speak, identify yourself clearly by stating for the record your name and address. Non-Agenda items: This is the time for citizens who would like to address the Town Council on any non-agenda item. The Council will listen to comments, and may take one of the following: 1) Respond to criticism; 2) Request that staff investigate and report on the matter; or 3) Request that the matter be scheduled on a future agenda.

## **8. Consent**

- A. Approval of Minutes:**
  - i. Regular meeting minutes of **July 2, 2020**
  - ii. Special meeting minutes of **July 17, 2020**

## **9. 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 (Chief Deadman)
- B. 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 Stutsman)
- C. Presentation, Discussion and/or Action Re:** Review of the Storm Water Management Plan (SWMP) for FY 2019/20 and a public hearing to allow public comment on the plan (Mosbrucker)
  - i. Staff Presentation
  - ii. Open Public Hearing
  - iii. Close Public Hearing
- D. Presentation, Discussion and/or Action Re:** Approval of the Public Defender contract with the Town of Youngtown (Blackman)
- E. Presentation, Discussion and/or Action Re:** Approval of an agreement for services between Independent Newsmedia, Inc., USA, and the Town of Youngtown for the publication of the Youngtown Village Reporter (Blackman)

F. Proposed Resolution 2020-16 declaring and adopting the results of the Primary Election held on August 4<sup>h</sup>, 2020 (Smart)

**10. Call to Executive Session:** Convene Executive Session pursuant to ARS § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding any above agenda items, as needed.

**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.
- B. Announcement of the next Regular Council Meeting: **Thursday, September 3, 2020.**

**Adjournment**

\*NOTE: Persons with special accessibility needs, including large print materials or interpreter, should contact the Town Clerk's office at (623) 933-8286 or TDD (623) 974-3665 no later than 24 hours in advance of regular scheduled meeting times. Citizens may appear before the Council to present their views on any subject concerning Town Government. The Council, however, may not discuss, consider or decide items NOT on the Agenda (ARS § 38-431.02 (H)) The Council will, if necessary, follow up at a later date. Due to limitation of time, citizens' comments are requested not to exceed five (5) minutes.

**POSTING CERTIFICATION OF THIS NOTICE**

The undersigned hereby certified that a copy of the attached notice and agenda were duly posted by 6:00 p.m. on **August 17, 2020** in the Town's designated posting locations pursuant to Resolution No. 06-04 and on the Town's website.

  
Nicole Smart, Town Clerk



**STAFF REPORT TO COUNCIL**

**DEPARTMENT: *General Government***

**DEPARTMENT REPORT SUBMITTED BY:  
*Town Manager, Jeanne Blackman***

**REPORT:**

- Town Hall continues to stay busy through the pandemic – we have moved to a schedule of two weeks in the office and two weeks telecommuting as the cases of COVID 19 continue to rise.
- Youngtown Village Reporter will be reinstated with the approval of the contract with Independent Newspapers.
- New public defender will work with the court based on Council approval of the proposed contract.
- Continue to monitor the progress on the Post Office.
- Meeting with representatives from APS regarding West Valley Line Siting Project.



## STAFF REPORT TO COUNCIL

<b>DEPARTMENT:</b> LIBRARY	<b>DEPARTMENT REPORT SUBMITTED BY:</b> HEIDI SPEED
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### REPORT:

- The Library is still temporarily closed to the public, however, we continue to offer curbside service, copies, faxes, and reference questions by phone.
- Our Card Catalog link has been added to our website and our Facebook page, to provide patrons with holds for books and movies. There is also a link to live streaming events offered by the Maricopa County Library District.
- Reopening plans are continually being evaluated with the Town Manager on a regular basis.
- Sneeze guard barriers have been ordered for the public computers in preparation for eventual reopening.



## STAFF REPORT TO COUNCIL

<b>DEPARTMENT:</b> Public Works	<b>DEPARTMENT REPORT SUBMITTED BY:</b> Marty Mosbrucker, Public Works Manager
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### REPORT:

- Zoom meeting equipment installed in the council chambers.
- Presenting review of the Storm Water Management Plan (SWMP) for FY 2019/20 and a public hearing to allow public comment on the plan.



## STAFF REPORT TO COUNCIL

<b>DEPARTMENT:</b> Community Development	<b>DEPARTMENT REPORT SUBMITTED BY:</b> <i>Community Development Manager, Gregory Arrington</i>
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### REPORT:

- EPA – Funded Lead Safety Training
  - Code Enforcement Program
- El Sol Battery Facility – Access Road Conceptual Design Consideration
  - Meeting to discuss proposed road design
- Central Arizona College
  - Finalization of Curriculum for Level III Academy
- Greater Phoenix Economic Council
  - Monthly Economic Director Meeting
- Code Enforcement League of Arizona
  - Monthly Board Meeting
- Arizona Association of Economic Development
  - Government Affairs Meeting



**STAFF REPORT TO COUNCIL**

**DEPARTMENT:** Town Clerk/Community  
Development Coordinator

**DEPARTMENT REPORT SUBMITTED BY:**  
Nicole Smart

**REPORT:**

- Attended a Zoom Meeting for the Arizona Municipal Clerk Association Elections Training Part 1 and 2
- The monthly Business License Report is attached for your review.
- Continue work on record retentions and cleanup of old files that have exceeded the required retention period.
- Continue work on Town inventory list.
- I would encourage all staff and Council to "like" the Town's page and submit pictures and stories. [www.facebook.com/townofyoungtownaz](https://www.facebook.com/townofyoungtownaz).





## Town of Youngtown

### June 2020 Business License Report

#### New Business Licenses

- Transient 10
- Commercial 1
- Home Based 0

#### Renew Business Licenses

- Transient 0
- Commercial 0
- Home Based 0

New Business Licenses		Renew Business Licenses	
Transient	\$610.00	Transient	\$0.00
Commercial	\$83.33	Commercial	\$0.00
Home Based	\$0.00	Home Based	\$0.00
<b>TOTALS</b>	<b>\$693.33</b>	<b>TOTALS</b>	<b>\$0.00</b>

**Total Revenue for June 2020 = \$693.33**

**There was one new Commercial Business for the Month of June.**  
**Charles M. Geisler Attorney at Law**

**All licenses now expire on December 31st of each year.**



## Town of Youngtown

### July 2020 Business License Report

#### New Business Licenses

- Transient 3
- Commercial 0
- Home Based 0

#### Renew Business Licenses

- Transient 0
- Commercial 0
- Home Based 0

New Business Licenses		Renew Business Licenses	
Transient	\$165.00	Transient	\$0.00
Commercial	\$0.00	Commercial	\$0.00
Home Based	\$0.00	Home Based	\$0.00
<b>TOTALS</b>	<b>\$165.00</b>	<b>TOTALS</b>	<b>\$0.00</b>

**Total Revenue for July 2020 = \$165.00**

**There was no new Commercial Business for the Month of July.**

**All licenses now expire on December 31st of each year.**



## STAFF REPORT TO COUNCIL

<b>DEPARTMENT: Youngtown Municipal Court</b>	<b>DEPARTMENT REPORT SUBMITTED BY:</b> <i>Court Administrator – Lisa Lipinski</i>
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### **REPORT:**

No formal presentation will be given on the following items:

#### **Court Activity for AUGUST 13<sup>th</sup> Pretrial Court Session:**

The court is seeing an increase in failure to appear for scheduled court matters even though defendants are receiving reminder text messages from the court management system.

The court is continuing to follow, and heed guidelines being received from the Administrative Offices of the Courts (AOC) and the Arizona Superior Court regarding proper protocols for Novel Coronavirus-19 and best business practices for the courts to keep staff and the public safe.

The court has been able to recruit Cynthia Upchurch as the new Court Clerk, to replace the vacancy from the previous full-time staff member terming out on 7/31/2020.

We have begun the training Monday, August 17<sup>th</sup> and will have Cynthia half days for this first week while she transitions from the Town over to the Court.

The Court welcomes Cynthia as our newest staff member and looks forward to everything she will contribute to this judicial institution in Youngtown, AZ.

#### **The Youngtown Municipal Court daily operations include:**

Handling general inquires, payments in person and by phone, collection contact for past due cases, sentencing of cases and processing warrants for failure to appear/non-compliance on classes, jail or probation. Assisting citizens to refer to correct court for handling cases, providing contact information for law enforcement, animal control, directions to other town services and local businesses.



**MINUTES OF THE REGULAR TELEPHONIC  
MEETING COMMON COUNCIL OF YOUNGTOWN, AZ  
12033 N. CLUBHOUSE SQUARE, TOWN COUNCIL CHAMBERS  
July 2, 2020 at 1:00 P.M.**

1. **Call to Order:** Mayor LeVault called the meeting to order at 1:09 p.m.
2. **Roll Call:** Council present telephonically: Mayor Michael LeVault, Vice Mayor Chuck Vickers, Council Members Margaret Chittenden, June Miller, Susan Hout, Karen Haney Duncan and Jack Duran.

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

Staff present telephonically: Town Manager Jeanne Blackman, Town Attorney Trish Stuhan, and Town Clerk Nicole Smart.

3. **Pledge of Allegiance and Invocation:** Councilmember Chittenden led the Pledge and Councilmember Duran gave the Invocation.
4. **Response to Call to the Community:** No response to Call to the Community.
5. **Citizens Comments/Appearances from the Floor:** No Citizens Comments.
6. **Consent**

- a. **Approval of Minutes:**

Regular meeting minutes of **June 18, 2020**

Motion to approve the minutes with changes of June 18, 2020 with changes –  
Councilmember Miller  
Second – Vice Chair Vickers

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

## **7. Business**

- A. Discussion and/or Action Re: North Youngtown Street Lighting Improvement District (NYT SLID):** Approval of Resolution 2020-13 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 2020-2021 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 Manager Jeanne Blackman presented an approval of Resolution 2020-13, ordering that an equal apportionment tax be fixed, levied and assessed on all the property within the North Youngtown Street Lighting Improvement District (NYT SLID) in amounts specified in the approved statements and estimates for fiscal year 2020-2021 for the North Youngtown Street Lighting Improvement District (NYT SLID), and to answer questions from Council.

It is in the residents' best interest and the Town Government (as stewards of the Town's funds) to fairly establish a tax levy to finance appropriate expenses associated with the North Youngtown Street Lighting Improvement District (NYT SLID) to the property owners who benefit from the street lights in their area of Town.

The Council, as the Town of Youngtown's governing body, annually assesses a tax levy upon all property in the North Youngtown Street Lighting Improvement District (NYT SLID) to pay annual expenses for electricity for street lights in the District.

Council approved the North Youngtown Street Lighting Improvement District (NYT SLID) final budget following a public hearing on June 18, 2020.

The Fiscal Impact benefit of having \$84,668.42 funds in Fiscal Year 2020-2021 specifically to address the NYT SLID. The assessment will be \$56.97 per parcel.

*Motion to approve Resolution 2020-13 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 2020-2021 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 – Councilmember Chittenden  
Second – Councilmember Duran*

*Motion passed 6-1 on a roll call vote with all Board Members in attendance voting (Ayes: Chair LeVault, Vice Chair Vickers, Board Members Hout, Duran, Miller and Chittenden. Absent: Board Member Haney Duncan).*

- B. Discussion and/or Action Re: Agua Fria Ranch Street Lighting Improvement District (AFR SLID):** Approval of Resolution 2020-14 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 2020-2021 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 Manager Jeanne Blackman presented an approval to adopt Resolution 2020-2021 ordering an Ad Valorem tax to 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 (AFR SLID) in the amounts specified in the approved statements and estimates for Fiscal Year 2020-2021 for the Agua Fria Ranch Street Lighting Improvement District, and to answer questions from Council.

It is in the best interest of the residents' and the Town Government (as stewards of the Town's funds) to fairly establish a tax levy to finance appropriate expenses associated with the Agua Fria Ranch Street Lighting Improvement District (AFR SLID) to the property owners who benefit from the street lights in their area of Town.

The Council, as the Town of Youngtown's governing body, annually assess a tax levy on all property in the AFR SLID to pay annual expenses which includes the cost of electricity for the street lights in the District.

What is paid in taxes has two components: one is the rate of taxation, the other the valuation of properties. If property valuations go up, then the tax rate goes down and if property valuations go down, then the tax rate goes up.

The Maricopa County Assessor supplies valuations for the AFR SLID in February and those valuations are used to calculate the tax levy for the SLID. These valuations can change in the days before the tax levy report goes to the Maricopa County Board of Supervisors.

Fiscal year 2020-2021 estimated cost is \$25,117.62. Ad valorem tax is levied and collected based on the assessed valuation of all the real and personal property within the AFR SLID.

The Fiscal Impact benefit of having \$25,117.62 funds in FY 2020-2021 specifically to address Agua Fria Ranch Street Lighting Improvement District.

*Motion to approve Resolution 2020-14 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 2020-2021 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 – Councilmember Duran*

*Second – Vice Mayor Vickers.*

*Motion passed 6-1 on a roll call vote with all Board Members in attendance voting (Ayes: Chair LeVault, Vice Chair Vickers, Board Members Hout Duran, Miller and Chittenden. Abstained: Board Member Haney Duncan).*

C. **Discussion and/or Action Re:** Approval of change order with Standard Construction Company, LLC related to sidewalk improvement project.

Town Manager Jeanne Blackman presented an approval of change order with Standard Construction Company, LLC related to the sidewalk improvement project, and to answer questions from Council.

As Standard Construction approaches the completion of the Youngtown Sidewalk Improvement project, they have been in constant communication regarding the cost over-runs that have accumulated throughout the course of the work. At this time, they have determined an additional amount of \$33,000 will be needed to complete the entire scope as originally planned, specifically the work on Missouri Avenue from 111<sup>th</sup> Avenue to 114<sup>th</sup> Avenue.

Although, we did save money at both parks by moving the work to the park interior in addition to other cost saving efforts, the amount of added work not included in the original scope exceeded the project savings by approximately \$33,000.

*Motion to approve of change order with Standard Construction Company, LLC related to sidewalk improvement project. – Councilmember Hout*

*Second – Vice Chair Vickers*

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

8. **Future Agenda & Meetings**

- a. Future Agenda Items – None.
- b. The next Regular Council Meeting will be held on **Thursday, August 20, 2020** beginning at 5:30 p.m.

9. **Call to Executive Session:** No call for executive session.

***Motion to adjourn Regular Meeting at 1:42 p.m.***

*Motion to Adjourn – Councilmember Duran*

*Seconded – Vice Mayor Vickers*

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Michael LeVault, Mayor

Attest:

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Nicole Smart, Town Clerk

Minutes approved at the August 20, 2020 regular meeting



**SPECIAL MINUTES OF THE REGULAR TELEPHONIC  
MEETING COMMON COUNCIL OF YOUNGTOWN, AZ  
12033 N. CLUBHOUSE SQUARE, TOWN COUNCIL CHAMBERS  
JULY 17, 2020 at 1:00 P.M.**

1. **Call to Order:** Mayor LeVault called the meeting to order at 1:03 p.m.
2. **Roll Call:** Council present telephonically: Mayor Michael LeVault, Vice Mayor Chuck Vickers, Council Members Margaret Chittenden, June Miller, Susan Hout, Karen Haney Duncan. Absent Councilmember Jack Duran.

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

Staff present telephonically: Town Manager Jeanne Blackman, Town Attorney Trish Stuhan, and Town Clerk Nicole Smart.

3. **Pledge of Allegiance and Invocation:** Councilmember Chittenden led the Pledge and Town Manager Jeanne Blackman gave the Invocation.

Mayor LeVault commented that Youngtown is one of ten municipalities that made the initial cut to be considered for the new United States Space Force headquarters. The Town Manager and the Mayor were on a phone call with Congresswoman Debbie Lesko's office regarding this opportunity. We will keep Council informed once we have an update.

Mayor LeVault stated that there were 209 Covid-19 cases in Youngtown, however 80 to 90% of these cases are in the long-term care facilities.

Mayor LeVault mentioned that the Town Manager and the Mayor have been working in resurrecting the Youngtown Village Reporter. Council will be informed once we have a date that the YVR will be published.

Mayor LeVault thanked all of the candidates in participating in the Candidate Forum. You can view the forum feed on the Town Website, Facebook, and at the Surprise Regional Chamber of Commerce.

4. **Business:**

- A. Discussion and/or action: To approve the **AZCares Fund Program** grant agreement, ratify execution of the agreement, and authorize the Mayor, Town Manager, and Town Attorney to take all actions necessary to accept grant funds and administer the grant.



Town Manager Jeanne Blackman was in attendance to present the **AZCares Fund Program** grant agreement, ratify execution of the agreement, and authorize the Mayor, Town Manager, and Town Attorney to take all actions necessary to accept the grant funds and administer the grant, and answer questions from Council.

Motion to approve the **AZCares Fund Program** grant agreement, ratify execution of the agreement, and authorize the Mayor, Town Manager, and Town Attorney to take all actions necessary to accept grant funds and administer the grant.

Town Manager Blackman stated a deposit was made on July 15<sup>th</sup> in the amount of \$787,458.00 from the AZ Cares Fund Program. This is with Pat Walker's hard work, and staff. We had to get all of the correct information from Town Staff that are involved in the Covid-19, MCSO, SCFD, and the other departments. We are continuing tracking and reporting all of the information for future audits.

*Vice Mayor Vickers  
Second – Councilmember Miller*

*Motion passed 6-1 on a roll call vote with all Councilmembers in attendance voting (Ayes: Mayor LeVault, Vice Mayor Vickers, Council Members Hout, Haney Duncan, Miller and Chittenden. Absent: Councilmember Duran.*

- B. Discussion and/or action: Approval of Resolution 2020-15 to designate the Town Manager as the CFO.**

Town Manager Jeanne Blackman was in attendance to present the Resolution 2020-15 to designate the Town Manager as the CFO, and answer questions from Council.

Town Manager Blackman stated this item was already presented to Council and that this is just another step we need to follow per the Audit General's Office as they requested this item to be in a resolution format.

*Motion to approve Resolution 2020-15 to designate the Town Manager as the CFO – Councilmember Miller  
Second – Vice Mayors Vickers*

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

## **5. Future Agenda & Meetings**

- a. Future Agenda Items – None.
- b. The next Regular Council Meeting will be held on **Thursday, August 20, 2020** beginning at 5:30 p.m.

- 6. Call to Executive Session:** No call for executive session.

***Motion to adjourn Regular Meeting at 1:17 p.m.***  
*Motion to Adjourn – Councilmember Chittenden*

*Seconded – Vice Mayor Vickers*

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Michael LeVault, Mayor

Attest:

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Nicole Smart, Town Clerk

Minutes approved at the August 20, 2020 regular meeting

**SUN CITY FIRE DISTRICT  
YOUNGTOWN MONTHLY REPORT  
JULY, 2020**

<b>INCIDENT RESPONSE SUMMARY</b>				
<b>Incident Type</b>	<b>JUL 2020</b>	<b>YTD</b>	<b>JUL 2019</b>	<b>YTD</b>
<b>FIRE</b>	2	15	5	34
<b>RESCUE &amp; EMS INCIDENT</b>	141	825	144	796
<b>HAZARDOUS CONDITION (NO FIRE)</b>	1	5	0	7
<b>SERVICE CALL</b>	3	8	1	14
<b>GOOD INTENT CALL</b>	4	11	1	10
<b>FALSE ALARM &amp; FALSE CALL</b>	3	14	1	22
<b>INCIDENT TOTAL</b>	<b>154</b>	<b>878</b>	<b>152</b>	<b>883</b>

<b>PREVENTION INSPECTION SUMMARY</b>				
<b>Property Use</b>	<b>Number of Initial</b>	<b>Number of Reinspects</b>	<b>Total Inspections</b>	<b>Total Violations</b>
<b>ASSEMBLY</b>	1	0	1	2
<b>EDUCATIONAL</b>	0	0	0	0
<b>HEALTH CARE, DETENTION, &amp; CORRECTION</b>	0	0	0	0
<b>RESIDENTIAL</b>	3	0	3	0
<b>MERCANTILE &amp; BUSINESS</b>	15	1	15	4
<b>STORAGE</b>	3	0	3	0
<b>SPECIAL PROPERTY &amp; OTHER</b>	8	0	8	0
<b>TOTAL INSPECTIONS</b>	<b>30</b>	<b>1</b>	<b>30</b>	<b>6</b>



Maricopa County Sheriff's Office

## Annual Report for Youngtown

This report reflects a year to year comparison of calls for service and on view based on the primary deputy's call sign.

### Data Sources and Knowledge Stores

The Maricopa County Sheriff's Office (MCSO) utilizes Intergraph's Computer-Aided Dispatch (I/CAD), that went live within the MCSO on September 24th, 2013.

### Definitions

**Calls for Service (CFS)** – occurs when a resident contacts the Office, typically by phone, and a deputy is dispatched to handle the call (Wilson & Weiss, 2009). They include calls to "911" for emergency assistance along with to non-emergency numbers (Police Data Initiative, n.d.).

**Deputy Initiated Activities (On View/OV)** – occurs when a deputy initiates the dispatch by conducting a traffic stop or other proactive policing event.

**Unknown Origin** – this occurs when the I/CAD is unable to determine the origin of the event. This is rare but does happen.

### Additional Information

An asterisk (\*) indicates subcodes were grouped under the main event category. For example, speeding and no seatbelt, etc., are grouped under the main event category Traffic Violation\*.

### References

Police Data Initiative. (n.d.). *Calls for Service*. Retrieved June 13, 2018, from Police Data Initiative: <https://www.policedatainitiative.org/datasets/calls-for-service/>

Wilson, J., & Weiss, A. (2009). *A performance-based approach to police staffing and allocation*. Washington, DC: Office of Community Oriented Policing Services.

## Top 20 Calls For Service

Event Category	2018	2019	2020
WELFARE CHECK	688	725	270
TRESPASSING	85	152	126
SUSPICIOUS PERSON	113	161	77
FALSE BURGLAR ALARM*	117	148	55
CIVIL ACTION	133	108	46
CITIZEN/MOTORIST ASSIST	106	92	37
LOUD NEIGHBORS	76	102	48
DISTURBING			
SUSPICIOUS ACTIVITY	60	86	48
UNWANTED GUEST	63	80	40
THEFT	58	68	38
FOLLOW UP	51	83	26
SUSPICIOUS PERSON AND VEHICLE	51	66	34
CIVIL MATTER/STANDBY	64	58	25
CRIMINAL DAMAGE	51	54	28
INJURED/SICK PERSON	45	62	20
VEHICLE CRASH (NO INJURIES)*	61	35	16
ANIMAL PROBLEM	47	45	19
FIGHT/MUTUAL COMBAT (DV)	52	30	20
ASSIST OTHER AGENCY	41	44	15
PATROL/VACATION WATCH	34	22	11
<b>Total</b>	<b>1996</b>	<b>2221</b>	<b>999</b>

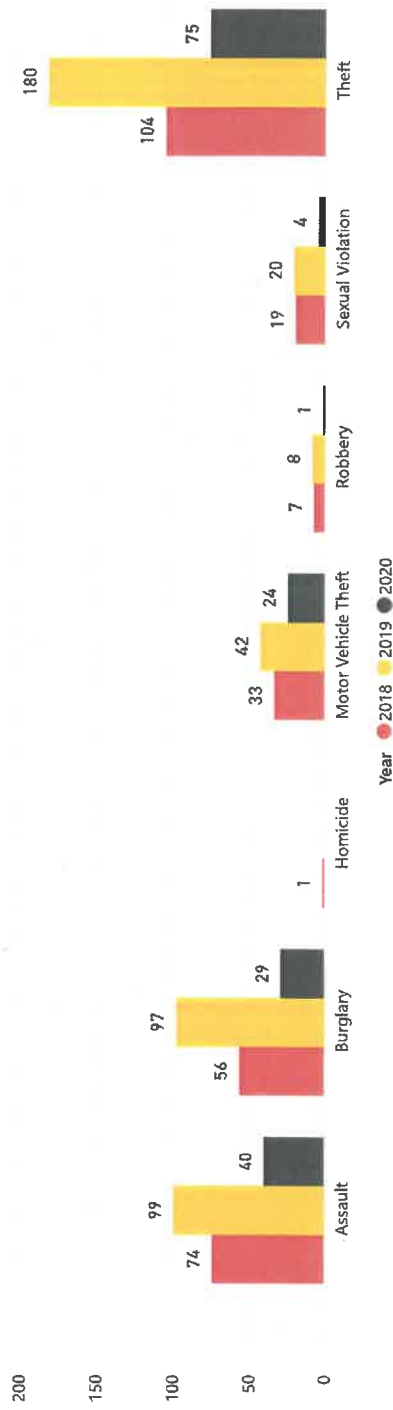
## Top 20 On View

Event Category	2018	2019	2020
PATROL/VACATION WATCH	1987	957	427
FOLLOW UP	540	433	141
TRAFFIC VIOLATION*	101	369	169
COMMUNITY POLICING*	209	57	26
TRAFFIC CONTROL	104	98	18
WELFARE CHECK	72	94	34
CITIZEN/MOTORIST ASSIST	80	68	24
SUSPICIOUS PERSON	44	50	40
SUSPICIOUS PERSON AND VEHICLE	43	38	33
SUSPICIOUS VEHICLE	32	27	22
TRESPASSING	18	38	15
ASSIST OTHER AGENCY	21	20	6
SPECIAL DETAIL	19	21	7
WARRANT ARREST ATTEMPT	25	9	7
CIVIL SUMMONS - CIVIL USE ONLY	11	8	12
ORDERS OF PROT - HARASS - CIVIL USE ONLY	12	16	2
FOUND PROPERTY	14	6	3
WARRANT ARREST	10	8	2
SUSPICIOUS ACTIVITY	10	5	4
CIVIL ACTION	9	7	1
TRAFFIC HAZARD	9	7	1
<b>Total</b>	<b>3370</b>	<b>2336</b>	<b>994</b>

## Top 20 Calls for Service with Incident Reports

Event Category	2018	2019	2020
WELFARE CHECK	57	75	22
THEFT	44	54	26
CRIMINAL DAMAGE	42	50	24
VEHICLE CRASH (NO INJURIES)*	39	21	12
CONVENIENCE MARKET THEFT	12	37	9
ASSAULT	18	25	10
DEAD BODY	15	25	13
FOUND PROPERTY	24	22	5
BURGLARY FROM VEHICLE	11	26	6
TRESPASSING	4	19	20
<b>Total</b>	<b>266</b>	<b>354</b>	<b>147</b>

## Major Crime Indicators





Maricopa County Sheriff's Office

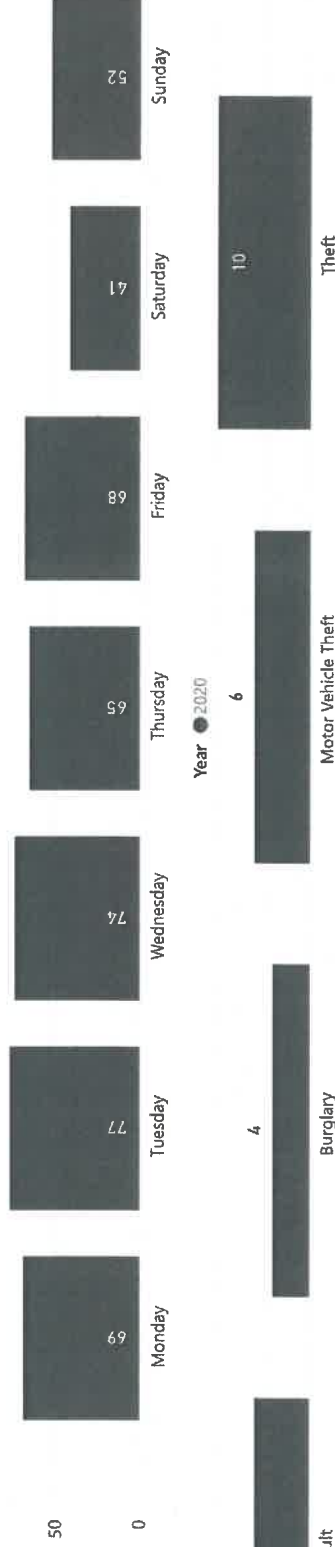
## Annual Report for Youngtown

June, 2020

### Top 20 Calls For Service

Event Category	2020	Event Category	2020	Event Category	2020
WELFARE CHECK	52	PATROL/VACATION WATCH	54	STOLEN AUTOMOBILE RECOVERY FOR	2
TRESPASSING	40	FOLLOW UP	29	OTHER AGENCY	
SUSPICIOUS PERSON	16	TRAFFIC VIOLATION*	18	BURGLARY	1
CIVIL ACTION	12	SUSPICIOUS PERSON AND VEHICLE	8	BURGLARY FROM BOAT	1
LOUD NEIGHBORS DISTURBING	11			FIRE	1
CRIMINAL DAMAGE	10	WELFARE CHECK	7	INJURED/SICK PERSON	1
THEFT	9	COMMUNITY POLICING*	5	RUNAWAY JUVENILE	1
CITIZEN/MOTORIST ASSIST	8	CITIZEN/MOTORIST ASSIST	4	STOLEN VEHICLE	1
SUSPICIOUS ACTIVITY	8	ASSIST OTHER AGENCY	3	TRAFFIC VIOLATION*	1
FIREWORKS	7	CIVIL SUMMONS - CIVIL USE ONLY	3	VEHICLE CRASH (WITH INJURIES)*	1
INJURED/SICK PERSON	7	SPECIAL DETAIL	3	<b>Total</b>	<b>10</b>
TRESPASSING - TRESPASSING BUSINESS	6	SUSPICIOUS PERSON	3		
SPEEDERS	5	SUSPICIOUS VEHICLE	3		
UNWANTED GUEST	5	TRESPASSING	3		
ANIMAL PROBLEM	4	<b>Total</b>	<b>143</b>		
CIVIL MATTER/STANDBY	4				
DEAD BODY	4				
FALSE BURGLAR ALARM*	4				
FIGHT/MUTUAL COMBAT (DV)	4				
ASSIST OTHER AGENCY	3				
MENTAL HEALTH PETITION (WARR)	3				
PATROL/VACATION WATCH	3				
VEHICLE CRASH (NO INJURIES)*	3				
<b>Total</b>	<b>228</b>				

### Calls for Service by Day of Week



### Major Crime Indicators



### Top 10 Calls for Service with Reports

Event Category	2020
STOLEN AUTOMOBILE RECOVERY FOR	2
OTHER AGENCY	
BURGLARY	1
BURGLARY FROM BOAT	1
FIRE	1
INJURED/SICK PERSON	1
RUNAWAY JUVENILE	1
STOLEN VEHICLE	1
TRAFFIC VIOLATION*	1
VEHICLE CRASH (WITH INJURIES)*	1
<b>Total</b>	<b>10</b>

### Areas of Special Interest

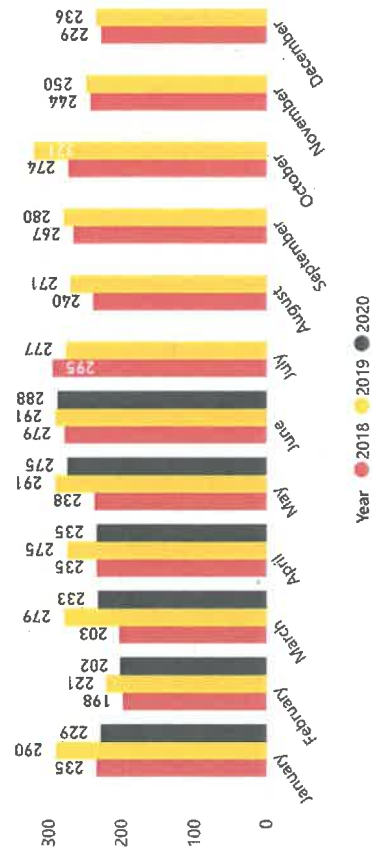
Event Category	2020
ATTEMPT SUICIDE	1
NARCOTICS/OTHER DRUGS	2
<b>Total</b>	<b>3</b>

### Events by Call Source

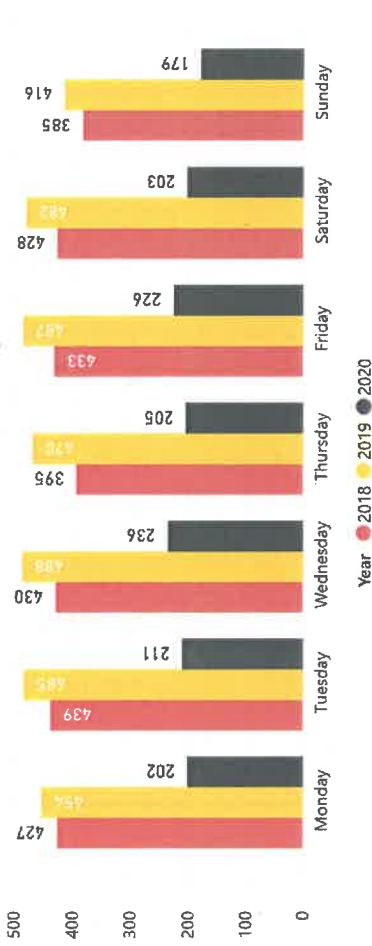
Call Source	2020
Calls for Service (CFS)	288
Deputy Initiated Activities (On View/OV)	161
<b>Total</b>	<b>446</b>

# CALLS FOR SERVICE

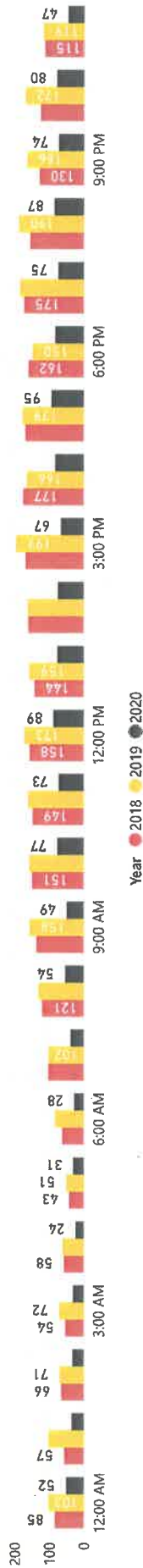
Calls for Service by Month



Calls for Service by Day of Week



Calls for Service by Hour



Calls for Service by Year and Hour of the Day

Year	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total	
2018	85	57	66	54	58	43	63	104	121	138	151	149	158	144	162	170	177	171	162	175	157	150	127	115	2937	
2019	103	103	71	72	62	51	84	102	132	158	159	163	173	159	164	167	166	179	179	150	187	190	166	172	119	3282
2020	52	36	33	32	24	31	28	38	54	49	77	73	89	77	76	67	84	95	84	75	87	74	80	47	1462	
Total	240	196	170	158	144	125	175	244	307	345	387	385	420	380	402	434	427	445	396	437	434	370	379	281	7681	

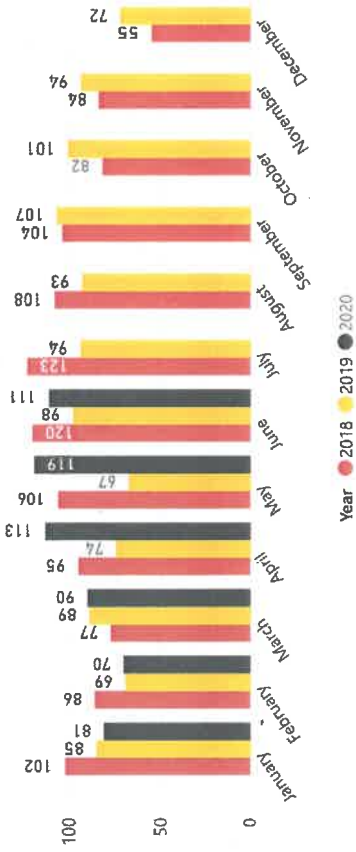
Calls for Service by Day of the Week and Hour of the Day

Day Name	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
Monday	33	27	21	17	16	9	30	35	43	55	50	52	61	64	67	62	59	74	48	57	62	46	53	42	1083
Tuesday	34	25	23	17	18	21	30	39	48	56	66	66	67	62	59	62	58	72	54	63	51	49	50	30	1135
Wednesday	24	34	25	25	29	21	28	32	32	57	78	66	70	63	57	70	62	56	52	73	64	50	49	37	1154
Thursday	20	19	24	20	19	25	35	38	54	45	59	48	56	37	51	73	79	67	59	52	57	51	44	38	1070
Friday	30	21	21	21	20	17	28	42	55	46	59	52	52	59	68	70	73	66	74	72	64	46	51	42	1146
Saturday	42	33	34	26	17	17	12	34	33	41	48	58	50	48	59	53	43	48	53	61	75	72	88	62	1113
Sunday	57	37	22	32	25	15	12	24	27	42	40	46	64	47	41	38	53	62	56	59	51	56	44	30	980
Total	240	196	170	158	144	125	175	244	307	345	387	385	420	380	402	434	427	445	396	437	434	370	379	281	7681

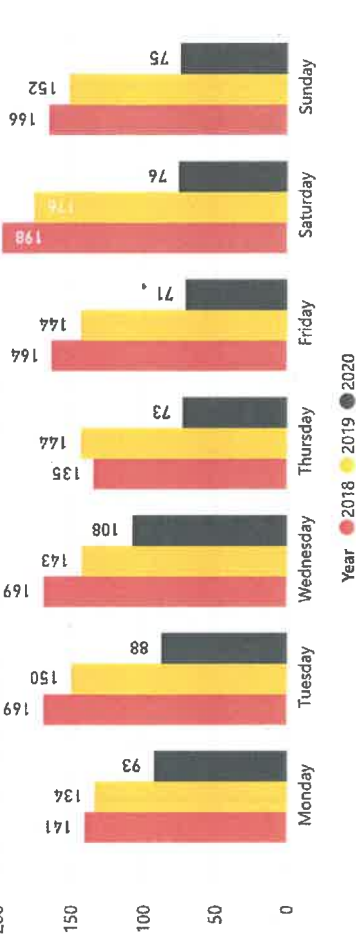


# CALLS FOR SERVICE ASSISTING UNITS

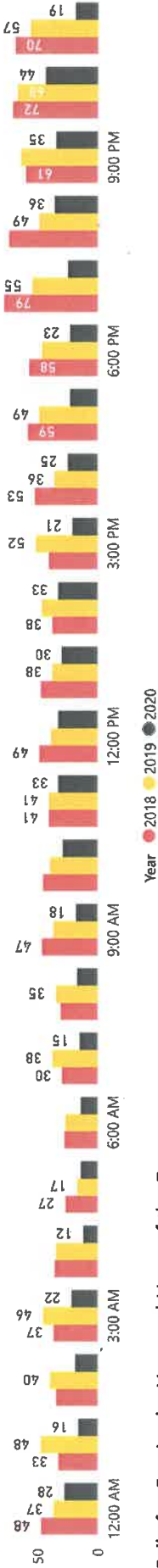
Calls for Service by Month



Calls for Service by Day of Week



Calls for Service by Hour



Calls for Service by Year and Hour of the Day

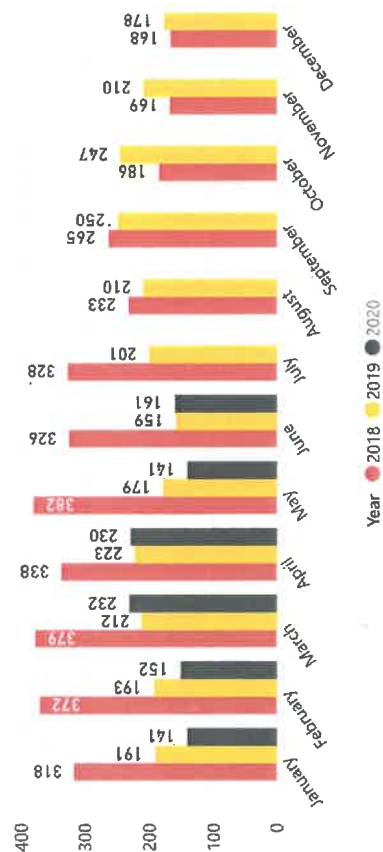
Year	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
2018	48	33	35	37	36	27	28	30	31	47	46	41	49	48	38	41	53	59	58	79	75	63	72	70	1142
2019	37	48	40	46	35	17	27	38	35	37	40	41	39	38	47	52	36	49	47	55	49	65	88	53	1043
2020	28	16	19	22	12	14	14	15	17	18	29	33	33	30	33	21	25	23	23	25	36	35	44	19	584
Total	113	97	94	105	83	58	69	83	83	102	115	115	121	116	118	114	114	131	128	159	160	161	184	146	2769

Calls for Service by Day of the Week and Hour of the Day

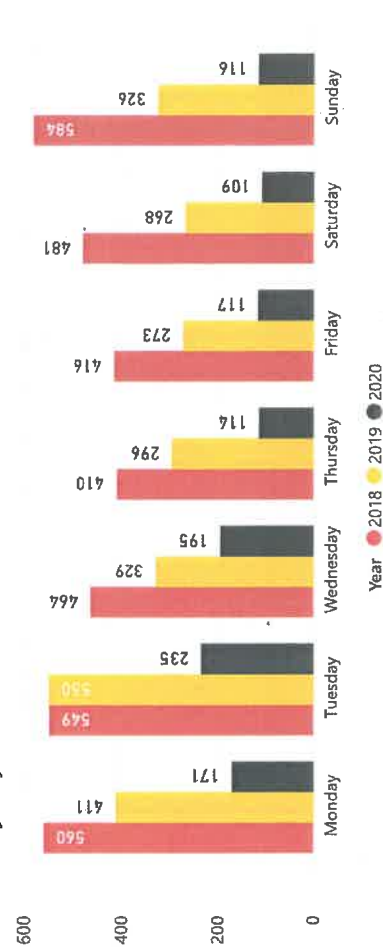
Day Name	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
Monday	16	14	13	11	10	6	14	11	9	16	12	11	13	15	17	10	19	23	14	18	24	23	23	26	368
Tuesday	16	13	11	12	8	9	12	12	14	16	21	21	24	19	15	15	13	24	18	23	25	22	25	19	407
Wednesday	12	17	18	17	20	8	11	10	7	20	31	18	14	17	19	20	23	13	14	28	24	22	22	15	420
Thursday	10	8	12	13	8	12	10	17	17	10	13	15	17	11	17	16	14	14	22	18	23	19	17	19	352
Friday	15	7	9	15	13	8	11	14	16	14	9	15	16	19	17	20	21	20	23	26	16	15	24	16	379
Saturday	16	21	18	12	7	9	4	9	11	15	17	21	20	21	22	22	12	13	19	23	29	33	47	34	450
Sunday	26	17	13	25	17	6	7	10	9	11	12	14	17	14	11	11	12	24	18	23	19	27	31	17	393
Total	113	97	94	105	83	58	69	83	83	102	115	115	121	116	118	114	114	131	128	159	160	161	184	146	2769

# ON VIEW

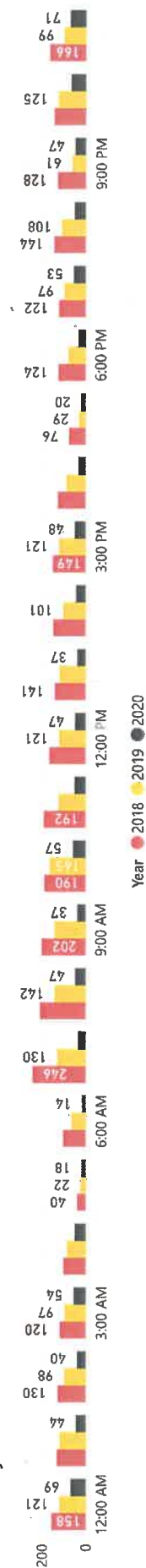
On View by Month



On View by Day of Week



On View by Hour



On View by Year and Hour of the Day

Year	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
2018	158	133	130	120	102	40	103	246	211	202	190	192	167	141	148	149	127	76	124	122	144	128	145	163	3464
2019	121	119	98	97	85	22	64	130	142	142	163	123	121	118	101	121	87	29	78	97	108	61	125	99	2453
2020	69	44	40	54	50	18	14	33	47	37	57	50	47	37	42	48	31	20	32	53	50	47	66	71	1057
Total	348	296	268	271	237	80	181	409	400	381	412	365	335	296	291	318	245	125	234	272	302	236	336	336	6974

On View by Day of the Week and Hour of the Day

Day Name	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
Monday	50	48	40	56	56	16	26	75	50	54	50	59	58	50	36	32	39	24	48	39	52	36	54	55	1142
Tuesday	54	53	50	54	49	14	23	75	68	85	83	79	81	70	63	80	57	26	39	45	34	27	56	61	1334
Wednesday	55	49	45	50	44	18	45	63	60	49	58	56	37	34	43	48	38	14	21	26	27	29	37	32	988
Thursday	44	36	37	22	18	11	19	36	71	52	58	32	43	32	29	32	19	20	29	40	28	26	48	38	820
Friday	40	42	22	32	29	2	26	42	63	43	45	36	36	32	36	40	29	7	19	32	32	30	42	49	806
Saturday	34	32	30	27	20	9	14	46	39	40	56	49	29	39	33	34	21	19	35	50	69	50	44	39	858
Sunday	40	36	24	30	21	10	28	73	42	58	62	64	51	39	51	52	42	15	43	40	60	38	55	62	1026
Total	348	296	268	271	237	80	181	409	400	381	412	365	335	296	291	318	245	125	234	272	302	236	336	336	6974



This report reflects the traffic stop activity based on call types for traffic violations (910) and reckless/overly aggressive driving (693/693R) along with DUI and aggravated DUI (692 and 692F) for all call sources (calls for service and on view). Canceled calls have been removed.

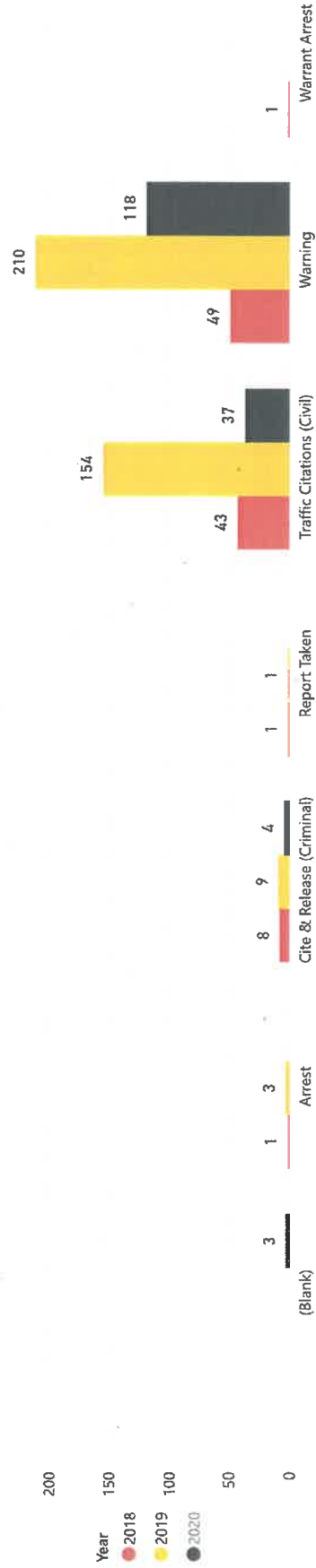
## Call Types by Year

Description	2018	2019	2020
TRAFFIC VIOLATION - SPEEDING	14	163	70
TRAFFIC VIOLATION - STOP SIGN - RED LIGHT	33	103	37
TRAFFIC VIOLATION - NON-MOVING OTHER	6	33	21
TRAFFIC VIOLATION - MOVING OTHER	5	30	7
TRAFFIC VIOLATION	19	10	7
BICYCLE STOP	7	7	17
TRAFFIC VIOLATION - EXPIRED PLATES	3	15	1
TRAFFIC VIOLATION - SUSPENDED DRIVERS LICENSE	6	6	4
RECKLESS DRIVING	5	8	1
DUI	4	5	2
PROOF OF INSURANCE/MANDATORY INSURANCE	2	7	1
SUSPENSION			
TRAFFIC VIOLATION - INVALID REGISTRATION	5	2	3
TRAFFIC VIOLATION - SUSPENDED REGISTRATION	2	2	1
DUI - AGG. DUI	1	1	
TRAFFIC VIOLATION - FAILURE TO SIGNAL	1	1	
OVERLY AGGRESSIVE DRIVER			1
<b>Total</b>	<b>111</b>	<b>387</b>	<b>172</b>

DESCRIPTION	2018	2019	2020
CIVIL CITATION - NO IR	42	145	33
CIVIL CITATION *PROPERTY IMPOUNDED - IR GENERATED	1	7	4
CRIMINAL TRAFFIC CITE & RELEASE *PROPERTY IMPOUNDED	5	2	1
CRIMINAL TRAFFIC CITE & RELEASE NO PROPERTY IMPOUNDED	2	6	3
DETAIL COMPLETED AS ASSISTING UNIT	40	39	27
DETAIL COMPLETED AS PRIMARY UNIT	3	4	2
DETAIL COMPLETED VIA PHONE	1	1	1
INCIDENTAL CONTACT	1	4	
NON TRAFFIC CONTACT FORM COMPLETED-NO IR			11
OFFENSE REPORT NO ARREST - NON TRAFFIC	1		
OFFENSE REPORT SUPPLEMENT		4	1
OFFENSE REPORT WITH BOOKING - INCLUDES TRAFFIC / NON-TRAFFIC	1	3	
OFFENSE REPORT WITH CITE & RELEASE - NON TRAFFIC	1	1	
POLICE SERVICE REPORT		1	
SUPERVISOR DUTIES	5	7	2
TOW TRUCK REQUEST OR CIVIL CITATION WITH VEHICLE TOW/IMPOUND		2	
UNABLE TO LOCATE / UNABLE TO CONTACT FOR SERVICE	4	4	
VEHICLE CRASH SUPPLEMENTAL REPORT	1		
WARNING ISSUED	49	210	118
WARRANT ARREST - IR GENERATED (NO NEW CHARGES FILED)	1		
<b>Total</b>	<b>157</b>	<b>440</b>	<b>203</b>

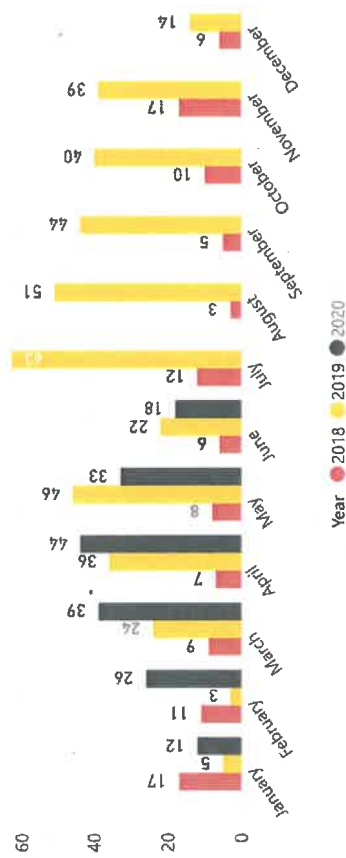
## Disposition Categories by Year

250

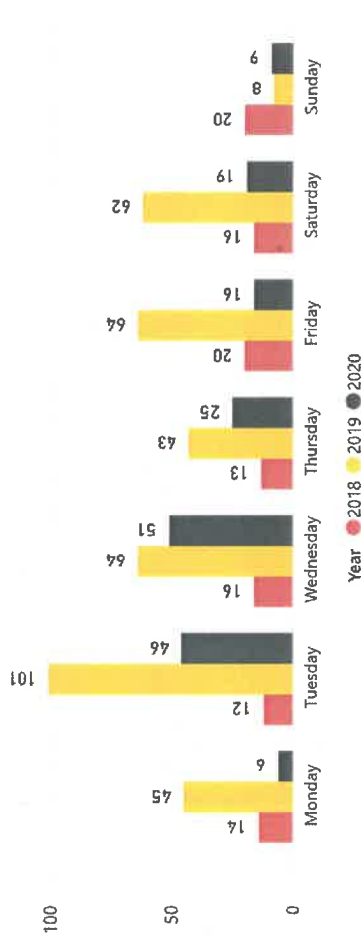


# TRAFFIC

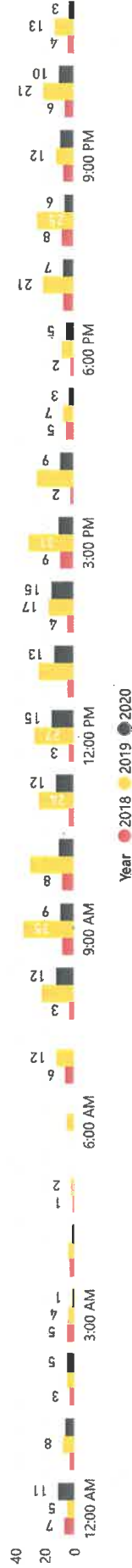
Traffic by Month



Traffic by Day of Week



Traffic by Hour



Traffic by Year and Hour of the Day

Year	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
2018	7	3	3	5	3	1	1	6	3	8	8	3	3	4	4	9	2	5	2	7	8	7	6	4	111
2019	5	8	5	4	4	2	5	12	22	35	30	24	27	24	17	31	25	7	8	21	25	12	21	13	387
2020	11	6	5	1	1	1	1	12	9	10	10	12	15	13	15	10	9	3	5	7	6	9	10	3	172
Total	23	17	13	10	8	3	5	18	37	52	48	39	45	41	36	50	36	15	15	35	39	28	37	20	670

Traffic by Day of the Week and Hour of the Day

Day Name	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
Monday	1	1	4	1	2	1	1	3	6	8	5	3	5	3	4	1	3	4	3	5	2	1	3	1	65
Tuesday	2	4	1	1	1	2	2	4	5	10	17	15	15	18	8	20	16	2	2	3	2	2	3	1	159
Wednesday	7	1	3	1	1	1	2	4	7	14	11	10	12	10	6	14	13	3	4	3	2	4	3	1	131
Thursday	4	6	3	2	2	3	2	3	3	7	4	3	4	4	3	8	1	4	2	4	3	2	11	3	81
Friday	2	3	2	3	3	2	2	3	3	7	4	3	4	4	10	2	3	3	5	9	5	7	9	6	100
Saturday	7	3	3	2	1	2	3	3	4	3	6	1	1	1	2	4	1	2	1	14	16	12	9	1	97
Sunday	23	17	13	10	8	3	5	18	37	52	48	39	45	41	36	50	36	15	15	35	39	28	37	20	670



Maricopa County Sheriff's Office

## Annual Report for Youngtown

This report reflects a year to year comparison of calls for service and on view based on the primary deputy's call sign.

### Data Sources and Knowledge Stores

The Maricopa County Sheriff's Office (MCSO) utilizes Intergraph's Computer-Aided Dispatch (I/CAD), that went live within the MCSO on September 24th, 2013.

### Definitions

**Calls for Service (CFS)** – occurs when a resident contacts the Office, typically by phone, and a deputy is dispatched to handle the call (Wilson & Weiss, 2009). They include calls to "911" for emergency assistance along with to non-emergency numbers (Police Data Initiative, n.d.).

**Deputy Initiated Activities (On View/OV)** – occurs when a deputy initiates the dispatch by conducting a traffic stop or other proactive policing event.

**Unknown Origin** – this occurs when the I/CAD is unable to determine the origin of the event. This is rare but does happen.

### Additional Information

An asterisk (\*) indicates subcodes were grouped under the main event category. For example, speeding and no seatbelt, etc., are grouped under the main event category Traffic Violation\*.

### References

Police Data Initiative. (n.d.). *Calls for Service*. Retrieved June 13, 2018, from Police Data Initiative: <https://www.policedatainitiative.org/datasets/calls-for-service/>

Wilson, J., & Weiss, A. (2009). *A performance-based approach to police staffing and allocation* Washington, DC: Office of Community Oriented Policing Services.

## Top 20 Calls For Service

Event Category	2018	2019	2020
WELFARE CHECK	688	725	334
TRESPASSING	85	152	162
SUSPICIOUS PERSON	113	161	93
FALSE BURGLAR ALARM*	117	148	67
CIVIL ACTION	133	108	53
CITIZEN/MOTORIST ASSIST	106	92	42
LOUD NEIGHBORS	76	102	57
DISTURBING			
SUSPICIOUS ACTIVITY	60	86	51
UNWANTED GUEST	63	80	53
THEFT	58	68	48
FOLLOW UP	51	83	39
SUSPICIOUS PERSON AND VEHICLE	51	66	46
CIVIL MATTER/STANDBY	64	58	26
CRIMINAL DAMAGE	51	54	35
INJURED/SICK PERSON	45	62	28
ANIMAL PROBLEM	47	45	22
VEHICLE CRASH (NO INJURIES)*	61	35	18
FIGHT/MUTUAL COMBAT (DV)	52	30	26
ASSIST OTHER AGENCY	41	44	17
FIREWORKS	24	26	22
Total	1986	2225	1239

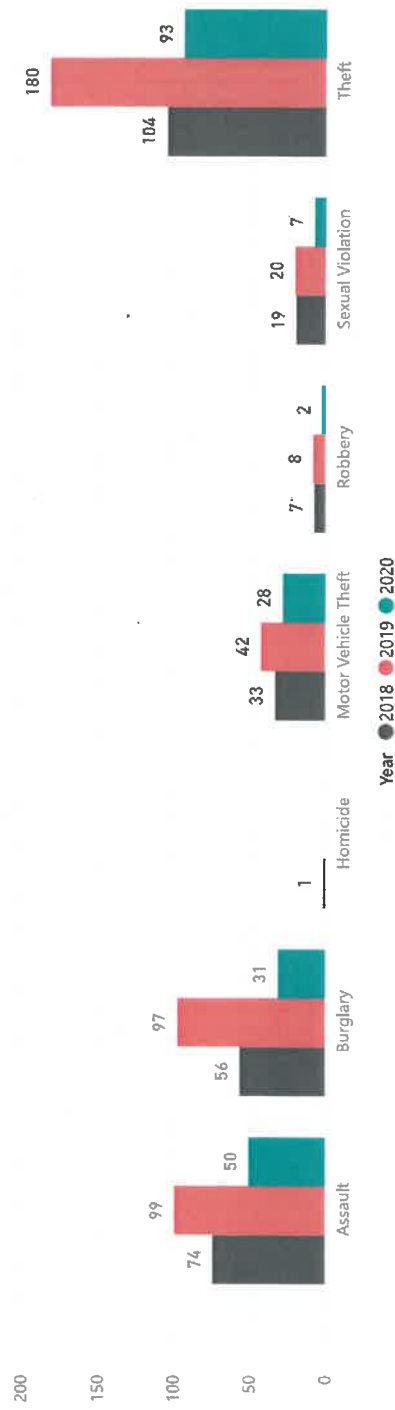
## Top 20 On View

Event Category	2018	2019	2020
PATROL/VACATION WATCH	1987	957	489
FOLLOW UP	540	433	172
TRAFFIC VIOLATION*	101	369	192
COMMUNITY POLICING*	209	57	31
TRAFFIC CONTROL	104	98	20
WELFARE CHECK	72	94	43
CITIZEN/MOTORIST ASSIST	80	68	31
SUSPICIOUS PERSON	44	50	50
SUSPICIOUS PERSON AND VEHICLE	43	38	38
SUSPICIOUS VEHICLE	32	27	24
TRESPASSING	18	38	25
ASSIST OTHER AGENCY	21	20	7
SPECIAL DETAIL	19	21	8
WARRANT ARREST ATTEMPT	25	9	7
CIVIL SUMMONS -CIVIL USE ONLY	11	8	13
ORDERS OF PROT - HARASS - CIVIL USE ONLY	12	16	4
FOUND PROPERTY	14	6	3
SUSPICIOUS ACTIVITY	10	5	5
WARRANT ARREST	10	8	2
TRAFFIC HAZARD	9	7	2
Total	3361	2329	1166

## Top 20 Calls for Service with Incident Reports

Event Category	2018	2019	2020
WELFARE CHECK	57	75	23
THEFT	44	54	34
CRIMINAL DAMAGE	42	50	29
VEHICLE CRASH (NO INJURIES)*	39	21	14
CONVENIENCE MARKET THEFT	12	37	10
ASSAULT	18	25	11
DEAD BODY	15	25	13
FOUND PROPERTY	24	22	5
FIGHT/MUTUAL COMBAT (DV)	15	16	16
TRESPASSING	4	19	22
Total	270	344	177

## Major Crime Indicators





Maricopa County Sheriff's Office

## Annual Report for Youngtown

July, 2020

### Top 20 Calls For Service

Event Category	2020
WELFARE CHECK	64
TRESPASSING	36
SUSPICIOUS PERSON	16
FOLLOW UP	13
UNWANTED GUEST	13
FALSE BURGLAR ALARM*	12
SUSPICIOUS PERSON AND VEHICLE	12
THEFT	10
LOUD NEIGHBORS DISTURBING	9
FIREWORKS	8
INJURED/SICK PERSON	8
CIVIL ACTION	7
CRIMINAL DAMAGE	7
FIGHT/MUTUAL COMBAT (DV)	6
CITIZEN/MOTORIST ASSIST	5
FALSE PANIC ALARM*	5
ATTEMPT SUICIDE	4
AUDIBLE BURGLAR ALARM*	4
NARCOTICS/OTHER DRUGS	4
PATROL/VACATION WATCH	4
THEFT FROM VEHICLE	4
<b>Total</b>	<b>251</b>

### Top 10 On View

Event Category	2020
PATROL/VACATION WATCH *	62
FOLLOW UP	31
TRAFFIC VIOLATION*	23
SUSPICIOUS PERSON	10
TRESPASSING	10
WELFARE CHECK	9
CITIZEN/MOTORIST ASSIST	7
COMMUNITY POLICING*	5
SUSPICIOUS PERSON AND VEHICLE	5
<b>Total</b>	<b>165</b>

### Top 10 Calls for Service with Reports

Event Category	2020
NARCOTICS/OTHER DRUGS	3
BURGLARY FROM VEHICLE	1
CITIZEN/MOTORIST ASSIST	1
TRAFFIC VIOLATION*	1
TRESPASSING	1
WARRANT ARREST - FELONY WARRANT	1
WELFARE CHECK	1
<b>Total</b>	<b>9</b>

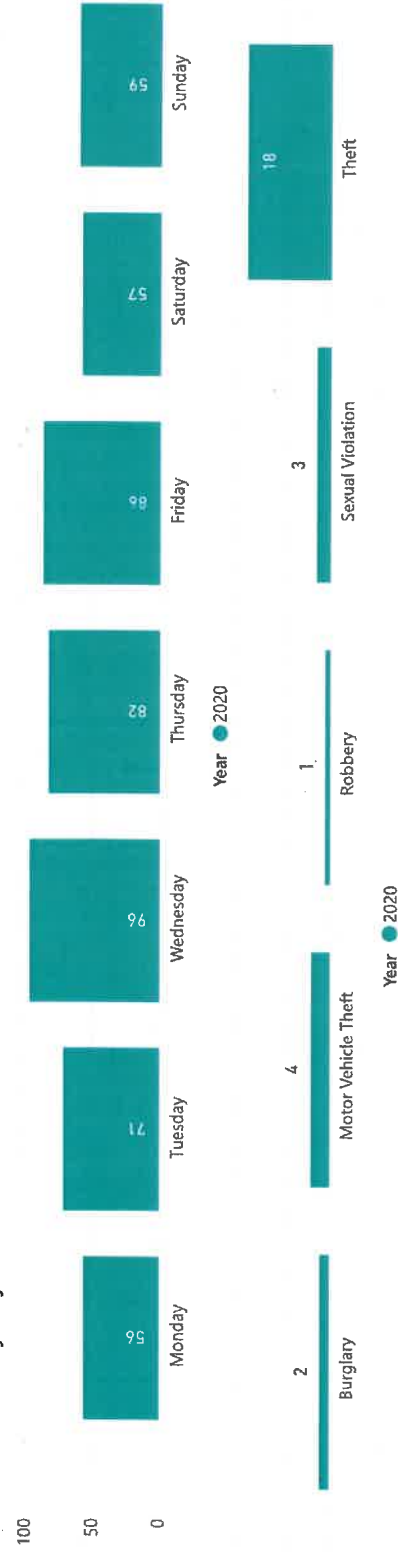
### Areas of Special Interest

Event Category	2020
ATTEMPT SUICIDE	4
NARCOTICS/OTHER DRUGS	7
SEXUAL ASSAULT - MINOR VICTIM	3
<b>Total</b>	<b>14</b>

### Events by Call Source

Call Source	2020
Calls for Service (CFS)	328
Deputy Initiated Activities (On View/OV)	179
<b>Total</b>	<b>507</b>

### Calls for Service by Day of Week

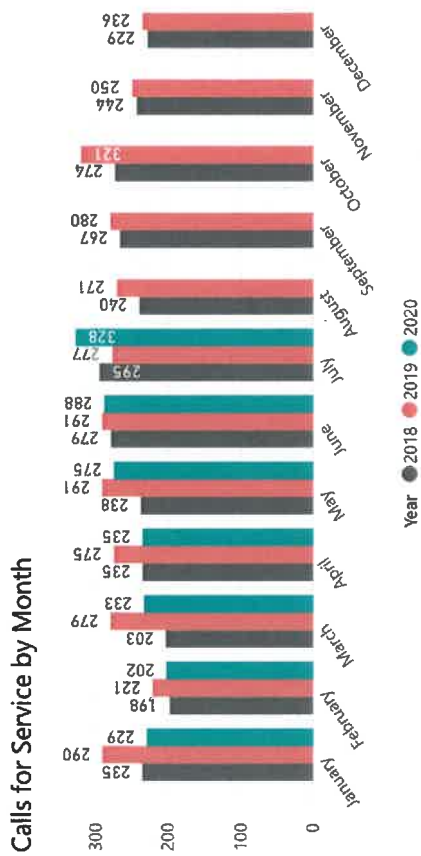


### Major Crime Indicators

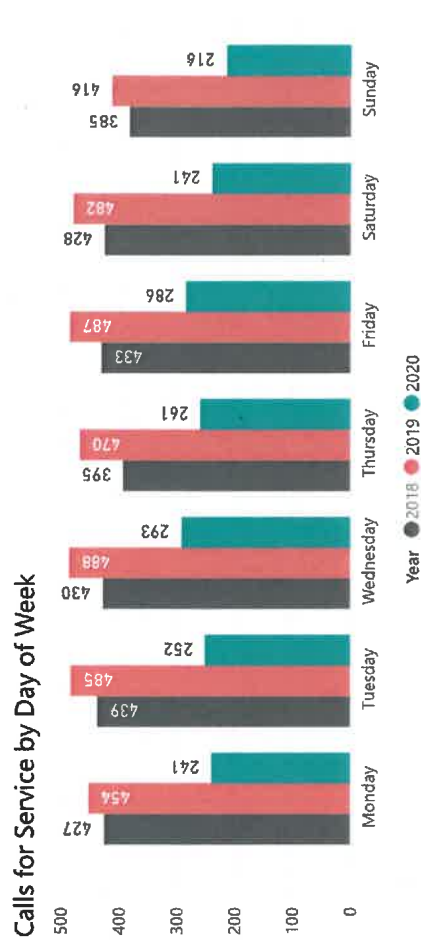


# CALLS FOR SERVICE

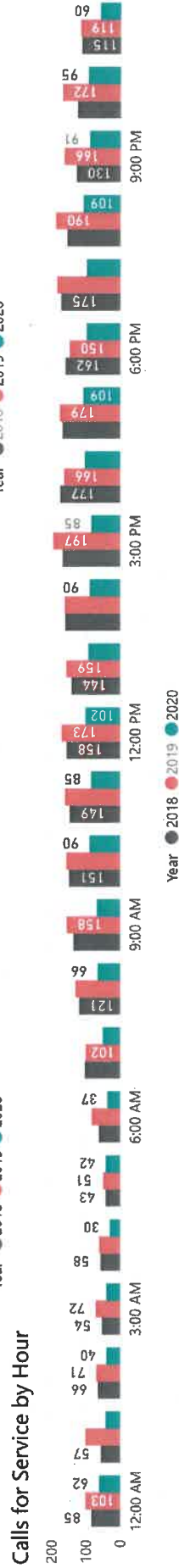
Calls for Service by Month



Calls for Service by Day of Week



Calls for Service by Hour



Calls for Service by Year and Hour of the Day

Year	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
2018	85	57	66	54	58	43	63	104	121	138	151	149	158	144	162	170	177	171	162	175	157	130	127	115	2937
2019	103	103	71	72	62	51	84	102	132	158	159	163	173	154	164	167	166	179	150	167	180	166	173	119	3282
2020	62	43	40	40	30	42	37	51	66	68	90	85	102	93	90	85	104	109	99	99	109	91	95	60	1790
Total	250	203	177	166	150	136	184	257	319	364	400	397	433	396	416	452	447	459	411	461	456	387	394	294	8009

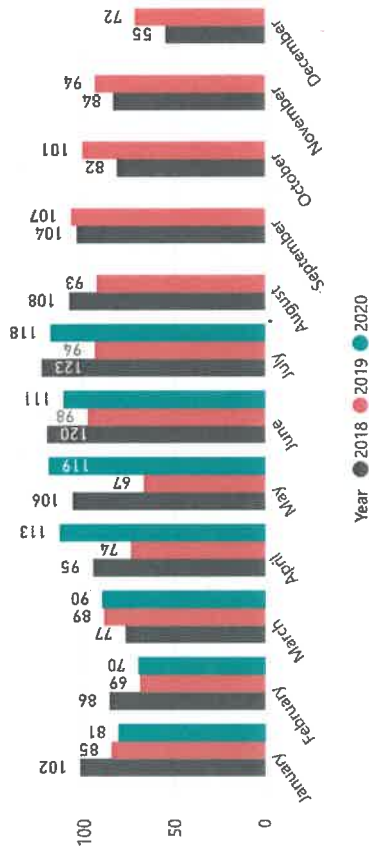
Calls for Service by Day of the Week and Hour of the Day

Day Name	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
Monday	34	28	22	17	16	9	31	38	45	57	51	54	62	63	63	63	61	74	51	59	63	47	55	45	1122
Tuesday	34	28	24	17	19	22	30	40	64	62	66	58	68	62	60	64	60	75	57	67	64	50	52	33	1176
Wednesday	25	34	26	28	32	22	31	34	35	63	79	69	74	66	58	74	65	58	53	77	66	52	51	39	1211
Thursday	21	20	25	21	19	27	38	42	58	47	63	50	58	39	55	73	62	70	63	77	61	55	47	39	1126
Friday	34	22	21	23	21	21	29	43	56	50	49	60	53	61	72	73	78	68	76	79	71	49	52	44	1206
Saturday	44	34	36	27	18	19	13	34	34	41	49	58	52	51	60	60	44	51	55	63	77	76	52	63	1151
Sunday	58	37	23	33	25	16	12	26	27	44	43	48	66	52	42	39	56	63	56	63	54	58	45	31	1017
Total	250	203	177	166	150	136	184	257	319	364	400	397	433	396	416	452	447	459	411	461	456	387	394	294	8009



# CALLS FOR SERVICE ASSISTING UNITS

Calls for Service by Month



Calls for Service by Day of Week



Calls for Service by Hour



Calls for Service by Year and Hour of the Day

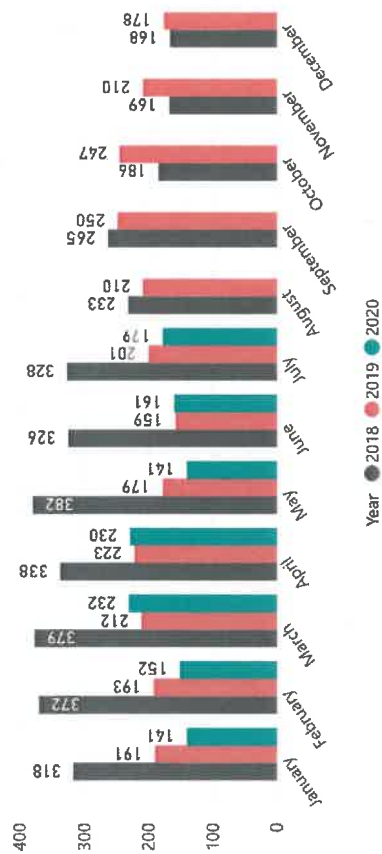
Year	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
2018	48	33	35	37	36	27	28	30	31	47	46	41	49	48	38	41	53	59	58	59	75	61	72	70	1142
2019	37	48	40	46	35	17	27	38	35	37	40	41	39	38	47	52	36	49	47	47	55	49	65	57	1043
2020	33	19	21	27	17	18	16	20	21	29	35	38	38	34	38	24	28	25	29	31	44	43	51	23	702
Total	118	100	96	110	88	62	71	88	87	113	121	120	126	120	123	117	117	133	134	165	168	169	191	150	2887

Calls for Service by Day of the Week and Hour of the Day

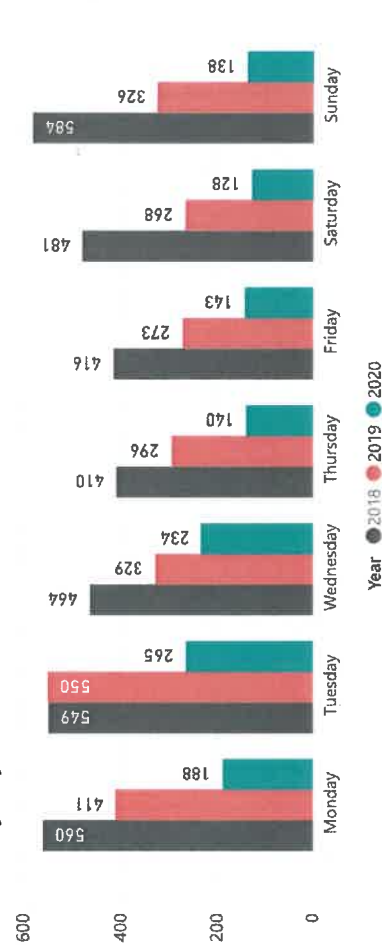
Day Name	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
Monday	16	14	14	11	10	6	14	13	10	17	12	12	13	16	17	12	19	23	15	19	24	24	24	27	382
Tuesday	16	15	11	12	9	9	12	12	14	20	21	22	24	19	16	16	13	24	19	24	26	22	27	20	423
Wednesday	12	17	19	19	22	9	12	10	8	22	33	19	14	14	17	19	20	24	13	14	29	24	23	17	438
Thursday	11	8	12	13	8	14	11	18	18	12	17	15	18	12	19	16	14	15	24	19	24	21	18	19	376
Friday	17	7	9	17	14	8	11	14	17	14	10	16	17	19	18	20	22	20	24	27	19	16	24	16	396
Saturday	17	22	18	13	8	10	4	9	11	15	17	21	22	21	22	22	12	13	20	23	20	24	24	24	461
Sunday	29	17	13	25	17	6	7	12	9	13	12	15	18	16	12	11	13	25	18	24	21	29	32	17	411
Total	118	100	96	110	88	62	71	88	87	113	121	120	126	120	123	117	117	133	134	165	168	169	191	150	2887

# ON VIEW

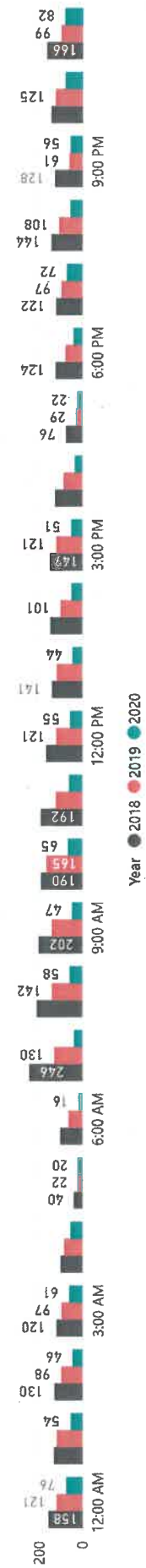
On View by Month



On View by Day of Week



On View by Hour



On View by Year and Hour of the Day

Year	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
2018	158	133	130	120	102	40	103	246	215	202	190	192	157	141	148	149	127	76	124	122	144	128	145	168	3464
2019	121	119	98	97	85	22	64	130	142	142	165	123	121	118	101	121	87	29	78	97	108	61	125	99	2453
2020	76	54	46	61	55	20	16	38	58	47	65	60	55	44	49	51	34	22	40	72	56	56	79	82	1236
Total	355	306	274	278	242	82	183	414	411	391	420	375	343	303	298	321	248	127	242	291	308	245	349	347	7153

On View by Day of the Week and Hour of the Day

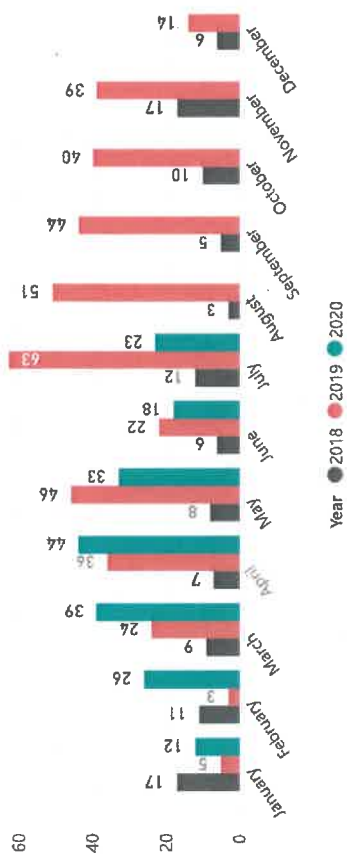
Day Name	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
Monday	61	49	60	57	58	16	26	77	60	55	50	59	58	50	38	32	39	24	48	41	53	36	54	58	1159
Tuesday	65	54	51	55	50	14	24	75	67	66	67	84	83	71	64	60	57	27	41	47	47	34	29	58	1364
Wednesday	67	51	46	52	44	18	45	63	66	53	60	57	39	36	43	50	40	14	22	31	27	32	39	33	1027
Thursday	47	40	38	22	18	11	19	37	71	55	58	32	45	33	29	32	20	20	31	43	30	26	51	38	846
Friday	40	43	23	33	29	2	27	43	64	44	47	38	37	33	38	40	29	7	19	37	32	32	43	52	832
Saturday	34	33	32	29	20	11	14	46	40	41	56	49	29	39	34	34	21	19	35	51	69	51	47	43	877
Sunday	41	36	24	30	23	10	28	73	43	58	62	56	52	41	52	53	42	16	46	41	63	39	57	62	1048
Total	355	306	274	278	242	82	183	414	411	391	420	375	343	303	298	321	248	127	242	291	308	245	349	347	7153





# TRAFFIC

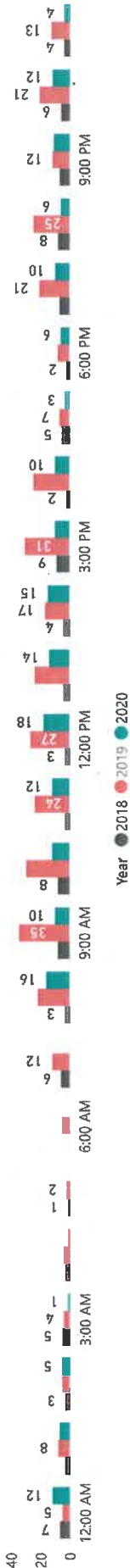
Traffic by Month



Traffic by Day of Week



Traffic by Hour



Traffic by Year and Hour of the Day

Year	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
2018	7	3	3	5	3	1	5	6	3	8	8	3	3	4	4	9	2	5	2	7	8	7	6	4	111
2019	5	8	5	4	4	2	5	12	22	35	30	24	27	24	17	31	25	7	8	21	25	12	21	13	387
2020	12	7	5	1	1	1	16	10	12	10	12	12	18	14	15	10	10	3	6	10	6	11	12	4	195
Total	24	18	13	10	8	3	5	18	41	53	50	39	48	42	36	50	37	15	16	38	39	30	39	21	693

Traffic by Day of the Week and Hour of the Day

Day Name	00:00	01:00	02:00	03:00	04:00	05:00	06:00	07:00	08:00	09:00	10:00	11:00	12:00	13:00	14:00	15:00	16:00	17:00	18:00	19:00	20:00	21:00	22:00	23:00	Total
Monday		1	4				1	3	6	8	5	3	5	3	4	1	3	4	3	5	2	1	3	1	65
Tuesday	1		2		1		1	5	10	17	20	15	16	16	8	20	16	2		3	2		3	1	161
Wednesday	2	4	1				2	4	11	15	12	10	12	10	8	14	14	3	4	4	2	5	3		140
Thursday	7	2	3		1	1			7	3	1	6	9	3	3	8	1	4	3	5	3	2	11	3	86
Friday	4	6	3	2	2	2	2	3	3	7	4	3	4	4	10	2	3		3	6	9	5	7	9	101
Saturday	2	3	2	3	3			3	4	3	6	1	1	1	2	4	2	1	14	16	13	11	7		101
Sunday	8	3	3	2	1	2				2	2	1	1	3	1	1		2	1	3	4	1			39
Total	24	18	13	10	8	3	5	18	41	53	50	39	48	42	36	50	37	15	16	38	39	30	39	21	693

**TOWN COUNCIL ACTION FORM**

<b>SUBJECT:</b> Review of the Storm Water Management Plan (SWMP) for FY 2019/20 and a public hearing to allow public comment on the plan	<b>STAFF PRESENTER:</b> Marty Mosbrucker, Public Works Manager.
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**RECOMMENDATION:** Council to hold a public hearing to gather public comment on the Town Storm Water Management Plan (SWMP) for FY 2019/20. The 2019/20 Annual Report is due to the Arizona Department of Environmental Quality ("ADEQ") by September 30, 2020.

**COMMUNITY BENEFIT:** The Town of Youngtown's Storm Water Management Plan (the "Plan") is designed to reduce the discharge of pollutants from the Municipal Small Separate Storm Sewer System (MS4) to the maximum extent practicable, to protect water quality, and to satisfy the appropriate water quality requirements of the clean water act. The plan specifically considers the six minimum control measures outlined in the ADEQ General Permit AZG2016-002 (the "General Permit") for MS4's.

**DISCUSSION:** SWMP requirement: "reviewing and updating the SWMP: The Town will also evaluate the implementation status of the SWMP components, as well as, the effectiveness of each component or combination of components. The Town will determine how the SWMP needs to be revised, if at all." The Town Manager, Community Development Manager, Town Clerk and Public Works Manager reviewed the SWMP and have determined that at this time, the SWMP is not in need of revision. A public hearing is required to allow for public comment on the SWMP.

**FISCAL IMPACT**


None.


**REVIEWED BY:****PREPARED BY:***Per Email*

Trish Stuhan, Town Attorney

*Per Email*

Marty Mosbrucker, Public Works Manager


  
Nicole Smart, Town Clerk


  
Jeanne Blackman, Town Manager



# **Town of Youngtown Storm Water Management Program (SWMP)**

**To fulfill requirements in the  
Small Municipal Separate Storm Sewer System (MS4)  
General Permit AZG2016-002**

**(Revised June 2020)**

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## **Introduction**

The Town of Youngtown's Stormwater Management Plan (the "Plan") is designed to reduce the discharge of pollutants from the MS4 to the maximum extent practicable, to protect water quality, and to satisfy the appropriate water quality requirements of the Clean Water Act. The Plan specifically considers the six minimum control measures outlined in the Arizona Department of Environmental Quality ("ADEQ") General Permit AZG2016-002 (the "General Permit") for small municipal separate storm sewer systems (MS4s).

The Best Management Practices ("BMP") presented here have been proposed because they address the minimum control measures, are appropriate for the Town of Youngtown's Stormwater system, are measurable, are anticipated to make improvements in the Town's stormwater quality and are achievable. The following planned activities are categorized by the six minimum control measures. For each BMP, the appropriate measurable goals are delineated along with a schedule, where appropriate, including a start date, the achievement date, and the status.

The Town of Youngtown was incorporated in 1960. The Town has an area of just over 1.5 square miles with a population of 6331 residents. Over 90 percent of the available land in the Town is developed and only a small portion of the remaining lands can be developed. The Town has 2,831 residential structures, 131 small businesses and does not have heavy industry within its boundaries. The Town does not own or operate a water treatment facility or sewerage disposal system. The Town has a very small staff and operates with a small budget. The Town Manager or designee will be designated to oversee the Stormwater Management Program for the Town of Youngtown.

## **Stormwater Management Program**

The Town has reviewed its current stormwater practices and has revised its Plan, to address the requirements of reducing, to the maximum extent practicable, and pollutants discharged from outfalls owned or operated by the Town. The revised Plan follows criteria of Part V of the General Permit, providing the information requested and including the BMPs for each minimum control measure.

## **Receiving Waters**

The Town discharges to the Agua Fria River. The section of the Agua Fria River to which the Town discharges is not an Impaired, Not-Attaining or OAW. Twenty-four outfalls discharge to the receiving water.

## **Mapping**

The Town has completed the mapping as required by Section 5.1.b of the General Permit. The map will be updated as storm sewer systems and/or outfalls are added to or deleted from the system.

## **Water Quality Standards**

The Town has no discharges that cause or contribute to the exceedance of an applicable surface water quality standard.

## **Annual Updates**

The Town will review and re-evaluate its SWMP annually. All BMPs will be evaluated for effectiveness in accordance with Section 8.0 of the General Permit.

## **Responsible Personnel**

Each BMP listed in the Town's Notice of Intent also identifies the individual(s) or department responsible for ensuring compliance with the stated BMP.

## **SWMP Availability**

The Town's SWMP is available at Town Hall and the Town Library for public viewing during normal business hours.

## **Enforcement**

The Town's legal enforcement authority is set forth in the Town of Youngtown Municipal Code, Title 15, Chapter 15.15. In addition, the Town has developed an Enforcement Response Plan (ERP) that outlines the procedures the Town will follow to enforce its stormwater code.

## 1. Public Education and Outreach on Stormwater Impacts

Permit Condition	BMP	Measurable Goal(s)	Start Date	Status
6.4.1	Collect brochures, fact sheets and other educational materials from federal, state, local agencies or other MS4 web sites.	Town staff will contact agencies and review web pages, as deemed necessary, to ensure that the most current information is available. Agency contacts and review of Web page will be conducted at a minimum on a quarterly basis. Targeted audience: commercial and residential.	Previously implemented.	On going.
6.4.1.1	Distribute information to the general public and to specific targeted audiences such as restaurants, service stations, homeowner associations, homeowners, etc.	Town staff will collect and post public service brochures with other posted public notices in locations such as: the Town Library, the Town's website, and Town Hall. Quarterly, the Public Works Manager will ensure public service brochures are posted in the Town library and the Town Hall lobby. Quarterly, the Town Clerk will update the Town website. Mailings or door hangers will be provided to homeowners. The Public Works staff will hand deliver door	Previously implemented.	On going.

		hangers to the commercial audience by June 30, 2017. In the event of a residential code violation, staff will hand deliver along with the notice of violation, a stormwater brochure. Targeted audience: commercial and residential.		
--	--	--	--	--

**TABLE 1.1**  
**Public Education and Outreach: BMP's and Measurable Goals**

Permit Condition	BMP	Measurable Goal(s)	Start Date	Target Date Achievement	Status
6.4.1.2	Town will modify any ineffective messages or distribution techniques.	Corrected information will be provided to commercial, residential, and/or construction entities as needed.	03/2017	_____	
6.4.1.1	Respond to verbal or written public inquiries, comments or concerns about illicit disposal of wastes, etc., and/or requests for information.	Targeted audience: commercial, construction and residential. Meetings will be held as needed, and responses to written inquiries will be timely sent.	Previously implemented.		Ongoing.
6.4.1.1	Provide educational materials to the general public and Town employees.	The Town Manager or designee will be responsible to oversee employee training, collection of educational materials, distribution of educational materials and creation of a library	02/2017		Future classes will be held annually.



		for the materials. In February 2017, the Public Works Manager included discussion of the SWMP in a Citizens' Academy class for residential members and other interested parties.			
6.4.1.2	Define what is illicit and illegal dumping.	On an annual basis, the Town will train public employees on illicit discharges, construction site management and good housekeeping practices. Town employees are trained on how to educate the residential, commercial and construction sectors.	04/2017		To be held annually.
6.4.1.2	At public meetings, explain the hazards of illegal dumping and illicit discharges on water quality and public health and safety, and the need to reduce or eliminate sediment and erosion.	The Town Manager or designee will be the contact to handle public inquiries. The Town Manager or designee will review the information from the public and determine the appropriate response. Targeted audience: Residential, construction managers, development community, and commercial entities.	Previously implemented.		Ongoing.
6.4.1.4	Town will file its annual report as required by	The report will be filed annually with ADEQ and made available to the public upon	September 2017.		Annually thereafter.

	the permit and will include the information required in Part 6.4.1.4.	reasonable request.			
6.4.1.2	In press releases, describe the impacts of improper disposal of household chemicals; and, provide support for the Town's program for collection and disposal of such pollutants.	Town staff will collect public relations materials on illicit discharge programs developed by Phase I communities and EPA and select appropriate materials for use in Youngtown. Targeted audience: residential. In April 2017, the Public Works Manager will post an educational storm water article in the community newsletter, printed in English and Spanish.	04/2017		Ongoing.

**TABLE 1.2**  
**Public Education and Outreach: Additional Information**

<b>Permit Citation</b>	<b>Plan</b>
<i>i</i>	<p>The general population will be made aware of what hazardous materials are, the proper disposal of chemicals and household products such as, but not necessarily limited to, paints, solvents, pesticides and animal waste. Materials will be developed for the residential and non-industrial business interests prevalent in the community and will be administered by Town staff and volunteers under the guidance of the Town Manager or designee.</p> <p>Public education is an important element for which the Town will work to review stormwater services and programs, building a five-year program plan for a comprehensive approach to drainage. During that time, the Town will feature periodic articles on hazardous materials, illicit and illegal dumping and the effects of pollution on washes, streams and the Agua Fria River. Articles will be included on pollution in the local newsletter, a published monthly newsletter distributed throughout the Town. The Town will focus on several key messages in the first five-year period of the permit.* These will include:</p> <ul style="list-style-type: none"> <li>A. Communicate to the community what are hazardous materials.</li> <li>B. Communicate to the community how the hazards of illegal dumping and illicit discharges affect water quality and public safety.</li> </ul>

	<p>C. Communicate to the community the importance of site controls for construction activities and advise them on how they can report concerns to the Town for follow up.</p> <p>D. Communicate NPDES permit requirements and internal operations for pollution prevention to Town staff.</p> <p>E. Communicate to the community, in English and Spanish, what hazardous materials are and the impacts of improper use and disposal of household chemicals, landscape products and trash.</p>
	<p>Public education and outreach will be conducted by a variety of methods that may include in-service training programs, distribution of brochures, newspaper articles, Town meetings or meetings with homeowners associations. Volunteers, members of the Town Council, Town staff, as appropriate, will conduct meetings or deliver materials to targeted audiences. Documents related to the SWMP, Notice of Intent (NOI) and minutes will be made available to the public at Town Hall during normal business hours.</p>
	<p>The specific target audiences such as residential and commercial developers/operators, restaurants, service stations and/or homeowners associations were selected because they are representative of the character and make-up of the community.</p> <p>Targeted audiences, which represent business activities within the community, will be made aware of hazards and costs of improper disposal of construction wastes, sedimentation and erosion, cooking grease, gasoline spills, etc., as appropriate to the industry. Audiences are identified above in the Best Management Practices listed in the identified program. They were chosen because they are mandated in other parts of the General Permit or because they represent the potential for the greatest support from the general public.</p> <ul style="list-style-type: none"> <li>• The General Public: The Town will provide information on hazardous materials and the importance of protecting the quality of stormwater using existing information and communication tools. As necessary and feasible, information will be provided in Spanish as well as English.</li> <li>• The Development Community: The Town will focus efforts on educating the development community on new development regulations and stormwater quality with materials developed specifically for the development community. As the Construction Site Runoff and Post-Construction Runoff Control programs are adopted, the Town will continue to educate the development community on the specific program requirements.</li> <li>• Public Employees: Two minimum control measures require the education and involvement of public employees. The employees of the Town are ambassadors to the community and will continue to be important conduits of information. They will receive training and information on illicit discharge as well as appropriate good housekeeping strategies.</li> <li>• Targeted pollutants: The education plan will specifically target illegal dumping, floatables that include trash, household hazardous waste, and dumping of illicit pollutants. The Town will also address sediment from construction site runoff along with other construction wastes.</li> </ul>

## 2. Public Involvement/Participation

Permit Condition	BMP	Measurable Goal(s)	Start Date	Status
6.4.2	Comply with public notice requirements for any newly created or revised ordinances, public meetings of the Town Council to discuss the permit and future renewals, annual report review with the Town Council and any significant changes to the proposed program over the life of the permit.	The Town will issue public notice of meetings and opportunities for participation in the development and implementation of the permit program and revisions or updates to the SWMP.	Previously implemented.	On going.
6.4.2.1 and 6.4.2.2	Solicit public input into the SWMP; and enlist assistance and input from HOAs.	<p>Prior to the submittal of the Annual Report or adoption of revisions to the SWMP, the Town Council will hold public hearings to receive public input.</p> <p>HOAs will be educated to help in the monitoring of the stormwater collection systems and outfalls. HOA members will have contact information to notify the Town of potential violations.</p>	<p>Previously implemented.</p> <p>04/2017</p>	On going
6.4.2.3	As appropriate, the Town will include in its annual report the information required in Part 6.4.2.3.	The report will be filed annually with ADEQ and made available to the public upon reasonable request.	09/2017	Annually.

<b>TABLE 2.2</b> <b>Public Involvement/Participation: Additional Information</b>	
<b>Permit Citation</b>	<b>Plan</b>
	The Town is committed to involving the general public in the development and implementation of its SWMP. BMPs identified for this control measure outline a program involving public input of the Plan as well as opportunities to engage the public in volunteer activities. The Town of Youngtown recognizes the benefits of direct involvement in the Town's stormwater program by its citizens. It is the Town's experience that many residents are dedicated to providing input to the Town on a wide range of issues and are willing to serve as volunteers. The Town intends to comply with all state and local public noticing requirements with regard to public hearings and all other stormwater related activities using current practices.
	The Town has long established procedures for making the public aware of involvement and participation opportunities within the community. These opportunities are published in posted notices and newspapers. The Town business meetings are open to the public and the public can attend and voice comments on the proceedings. All relevant public comments are considered. In some instances, the public is invited to apply to a committee or commission so that the citizens' ideas and voices can be provided to the elected officials. Interested applicants may apply in writing. Applicants are interviewed by appropriate Town staff and selected based on specific criteria.
	The Town will involve the public through open meetings/public hearings, during which time the Town will receive and consider public comments.
	The Town will provide a copy of the Stormwater Management Plan in the Youngtown Municipal Library and at Town Hall for the public access. In addition, copies will be provided upon request.

### 3. Illicit Discharge Detection and Elimination

<b>Permit Citation</b>	<b>BMP</b>	<b>Measurable Goal(s)</b>	<b>Start Date</b>	<b>Status</b>
6.4.1.5	In the event the Public Works Department, during inspections or as otherwise notified, identifies a violation, the Department will involve Code Enforcement staff to pursue offending	Coordination between the Public Works Department and Code Enforcement will occur regularly. Notification to the offending party will be timely provided. And, follow up with the offending party will timely occur to ensure compliance.	04/2017	

	person/entity.			
6.4.3.4	Public Works Department will establish a program to address and track the success of its IDDE program.	The program will be developed and made available to applicable Town staff.	04/2017	
6.4.3.10	The Town will train staff in the detection, identification, and how to address illicit discharges.	Training will be conducted annually and new employees will be trained within 30 days of hire.	04/2017	Annually thereafter, with new employees trained within 30 days of hire.
6.4.3.8.a	Dry weather screening will occur after a storm event that resulted in a discharge from the storm sewer system.	The monitoring will occur at least 72 hours after the described storm event.	04/2017	
6.4.3.8.b	Public Works Department has identified 5 outfalls to be monitored for stormwater discharges.	Monitoring will be conducted pursuant to 6.4.3.8(b); two monitoring events will be conducted during each wet season or as soon as practicable after the storm or discharge event.	04/2017	
6.4.1.5	Public Works Department will conduct follow-up inspections of identified or suspected illicit	Two follow-up inspections within six months will be conducted.	04/2017	

	discharges.			
6.4.3.11	Public Works Department will maintain a list of facilities discharging without an AZPDES/NPDES permit.	During pre-construction and/or permitting meetings, facilities will be required to disclose its compliance with AZPDES/NPDES permits.	04/2017	

<b>TABLE 3.2</b> <b>Illicit Discharge and Elimination: Additional Information</b>	
<b>Permit Citation</b>	<b>Plan</b>
	The program envisioned by the Town will define and prohibit illicit discharges into the Town's stormwater system. Educational efforts for the public and Town staff related to the hazards of illegal discharges and improper waste disposal are included in the Public Education and Pollution Prevention/Good Housekeeping Minimal Control Measures.



#### 4. Construction Site Stormwater Run-off Control

Permit Citation	BMP	Measurable Goal(s)	Start Date	Status
6.4.4.2.b	The Town will create and maintain an inventory of construction activity as required in Part 6.4.4.2(b).	The inventory will be updated as needed and located in the Community Development Department.	04/2017	
6.4.4.2.c and 6.4.4.5	Inspection frequency of construction sites will be determined based on the phase of each construction site, its proximity to an impaired, non-attaining water or Outstanding AZ Water, size of the site, and the history of non-compliance.	Frequency of inspections will be determined by staff after consideration of the BMP relative to the construction site.	04/2017	
6.4.4.2.a&e	Appropriate enforcement action under the Town's Code will be taken in the event a violation is noted during an inspection.	Timely enforcement will occur consistent with Town Code and other enforcement procedures.	04/2017	
6.4.4.2.f and 6.4.4.4	Community Development Manager will provide information regarding BMP for	The information will be provided during the plan review meeting between the construction site operator and the	04/2017	

	sediment and erosion control at construction sites; such information will include, at a minimum, that set forth is Part 6.4.4.2(f) of the Permit.	Community Development Manager.		
6.4.4.2.g	Community Development Manager will provide information regarding waste control at construction sites; such information will include, at a minimum, that set forth is Part 6.4.4.2(g) of the Permit.	The information will be provided during the plan review meeting between the construction site operator and the Community Development Manager.	04/2017	
6.4.4.3	The Town will train staff in the policies and procedures for the proper implementation of the construction stormwater program to ensure staff has the knowledge, skills, and abilities to carryout their assigned duties.	Training will be conducted annually and new employees will be trained within 30 days of hire.	04/2017	Annually thereafter, with new employees trained within 30 days of hire.
6.4.4.4	Town Manager or designee will timely consider and/or respond to inquiries, comments, complaints, or concerns provided by the public regarding violations	Responses, if necessary, will be provided timely. And, if required, inspections of the identified construction site will be timely conducted.	04/2017	

	or suspected violations of erosion and sediment control best management practices.			
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<b>TABLE 4.2</b> <b>Construction Site Stormwater Run-Off Control: Additional Information</b>	
<b>Permit Citation</b>	<b>Plan</b>
	The Town has in place policies to control erosion and sedimentation from new developments and development of existing sites, affecting one acre or more as defined by Permit, to the maximum extent practicable. The Town currently requires construction site developers and operators to submit a SWPPP that includes BMPs for management of the construction site during construction and post construction. The Town uses a checklist to assess the developer's or contractor's plans. No construction permits will be issued until plans are submitted, reviewed and approved. Upon proof that the applicant has submitted a NOI to ADEQ or EPA, then a construction permit will be issued by the Town.
	The Town will review all new development plans for compliance with the construction site management and technical guidance materials. The ordinance will require new development affecting one acre or more of land to obtain approval of their plan for erosion and sediment control as well as control of other wastes prior to beginning land disturbing activities. The Town will insure that developers have applied for coverage under the Construction General Permit prior to approving the construction site management control plan.
	The Town will develop policies and procedures for an on-going construction site inspection and enforcement program. Inspectors will be trained in construction site management. The Town will receive and consider all comments from all public meetings. A list of measurable goals and dates for the initiation of activities and the achievement of the goals are specified. Presently, the Town has in place a process to review new Construction Site Plans, Grading/Drainage Plans and SWPPP's. Permits will not be issued until the SWPPP has been submitted, reviewed and approved. Construction on projects will be halted through a "Stop Work Order" or a "Cease and Desist Order", if the SWPPP is not in place at the start of construction. The Town Manager or designee is responsible for overseeing the construction site activities.
	The Town has in place a routing for all new construction projects. The Town requires all new construction to have in place a Storm Water Pollution Prevention Plan (SWPPP) and a Grading/Drainage Plan. These plans require review by the Town Manager or designee prior to any permits being issued. If construction begins prior to any permits being issued, the project will have a "Stop Work Order" placed on it. If work continues, Town ordinances will be enforced. Violations may be subject to

	penalties and fines.
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## 5. Post Construction Stormwater Management in New Development and Redevelopment

Permit Citation	BMP	Measurable Goal(s)	Start Date	Status
6.4.5, 6.4.5.1, and 6.4.5.4	The Town will establish and train staff on the policies and procedures necessary to ensure the effective long-term operation and maintenance of post-construction stormwater BMPs, including structural and non-structural BMPs.	Training will be conducted annually and new employees will be trained within 30 days of hire.	04/2017	Annually thereafter, with new employees trained within 30 days of hire.
6.4.5.2	Community Development Manager will provide information regarding BMP for post-construction stormwater controls.	The information will be provided during the plan review meeting between the construction site operator and the Community Development Manager.	04/2017	
6.4.5.3	The Town will create and maintain an inventory of post-construction BMPs as required in Part 6.4.5.3.	The inventory will be updated as needed and provided to the construction community and developers as necessary.	04/2017	

**TABLE 5.2**  
**Post Construction Stormwater Management: Additional Information**

Permit Citation	Plan
	The program will include a plan review for new development and redevelopment. The Town will research appropriate post-construction run-off management strategies for new and redevelopment projects and tailor them to the Town of Youngtown.
	Compliance procedures are specified in the Town's Stormwater Ordinance, Title 15, Chapter 15.15.070. These procedures apply to new development and redevelopment, and may change depending upon updates from the Town Council. The Community Development Manager reviews, approves and permits all new construction projects, including the SWPPP. The Code Enforcement Officers will monitor for code violations.
	The Town's policies include a mandatory pre-construction meeting. During this pre-construction meeting, Town staff will distribute SWPPP and BMP publications. These meetings routinely include explanations of the Town's policies and procedures prior to the start of construction activities.

## 6. Pollution Prevention/Good Housekeeping for Municipal Operations

Permit Citation	BMP	Measurable Goal(s)	Start Date	Status
6.4.6.a	Town developed an inventory of discharging municipal operations. The Town possesses no municipal discharging facilities.	Inventory will be reviewed annually.	Previously implemented.	Ongoing.
6.4.6.b & c	Town has developed a schedule for the inspection of municipal facilities.	The inspection schedule has been developed and will be updated on a regular basis. Inspections occur monthly; and, if warranted, will occur more frequently.	Previously implemented.	Ongoing.
6.4.6.f	Training on good housekeeping, pollution prevention, and Town procedures for operations and maintenance activities will be provided to staff as needed.	Training will occur as needed. New employees will be trained within 30 days of hire.	Previously implemented.	To be provided as needed.
6.4.6	The Town has developed a checklist to be used during facility inspections to ensure	The checklist has been developed and is used during all municipal facility inspections. Inspections occur monthly.	Previously Implemented.	Ongoing.

	stormwater controls are in place to prevent pollution discharges from the MS4.			
6.4.6	The Town will review and revise as needed policies and documents to address pollution prevention that includes municipal maintenance activities, schedules and inspection procedures.	The Town staff will meet to discuss current applicable documents and procedures as well as establishing the priorities for facility assessments. Such meeting will be held annually.	04/2017	Annually thereafter

<b>TABLE 6.2</b> <b>Pollution Prevention/Good Housekeeping: Additional Information</b>	
<b>Permit Citation</b>	<b>Plan</b>
	•
	<p>The Town will develop and implement an employee training program for:</p> <ul style="list-style-type: none"> <li>• Individuals who apply chemicals or work with chemicals in their daily activities, to ensure appropriate practices are followed to reduce or eliminate the risks of polluting stormwater run-off.</li> <li>• Individuals involved in roadway and drainage maintenance to address appropriate strategies for run-off protection.</li> <li>• Individuals who maintain public facilities to address practices appropriate to water quality and pollution prevention.</li> </ul>

## Qualifying State or Local Program



The Town of Youngtown has developed best management practices in response to the need to apply for a Municipal Stormwater Discharge Permit. The Town is not aware of any qualifying local or state programs that would address the requirements of the Small MS4 General Permit.

## **Sharing Responsibility**

The Town will have the responsibility to implement all measures within the SWMP.

## **Reviewing and Updating the SWMP**

The Town will review the SWMP in June of each year starting in June 2004. The Town will also evaluate the implementation status of the SWMP components, as well as, the effectiveness of each component or combination of components. The Town will determine how the SWMP needs to be revised, if at all. If the SWMP requires revisions, the Town will notify ADEQ of any additions. If components of the SWMP need to be replaced, the Town will submit to ADEQ the proposed revisions with an explanation of why the practice is ineffective and why the replacement is expected to achieve goals of the management practice.

## **Monitoring**

The Town will evaluate program compliance; the appropriateness of identified BMPs and progress towards achieving identified measurable goals. The Town's storm sewer systems flow to the Agua Fria River. At this time, a Total Maximum Daily Load (TMDL) has not been established for this receiving water. Also, the Agua Fria River is not listed on the Arizona 303(d) list. Therefore, the Town will not sample and analyze the discharge from the Small MS4 at this time.

## **Annual Reports**

The Town will submit an annual report to ADEQ by September 30, 2017 for the period of time between March 30, 2017 and June 30, 2017. The Town will submit an annual report on September 30<sup>th</sup> of each following year.

## PUBLIC DEFENDER CONTRACT

This Contract made and entered into this 1<sup>st</sup> day of September, 2020, by and between John M. Rhude, Pinnacle Law, PLLC, an Arizona professional limited liability company, hereinafter designated as "Contractor," and the Town of Youngtown, a municipal corporation organized and existing under and by virtue of the laws of the State of Arizona, hereinafter designated as "Town."

CONTRACTOR AND TOWN, FOR THE CONSIDERATION HEREINAFTER SET FORTH, PROMISE, COVENANT AND AGREE AS FOLLOWS:

1. Scope of Services:

a. Contractor shall provide the services as described in Exhibit A ("Services"), which shall be incorporated herein as though set forth in full. Contractor represents that he (John M. Rhude) is licensed to practice law in the State of Arizona and that he is qualified by reason of competence, training, and experience to provide the Services.

b. Contractor shall supervise and direct the Services, using its best skill and attention and Town shall not have authority to supervise or control the Services of Contractor or Contractor's employees. Contractor shall be solely responsible for all means, methods, techniques, sequences, procedures and for coordinating all portions of the Services. Contractor shall be responsible to Town for the acts and omissions of its employees, subcontractors and their agents and employees, and other persons performing any of the Services.

c. Contractor is not entitled to workers' compensation benefits from Town.

d. Contractor is free to establish and control its times of performance of the Services and Town shall not dictate times of performance.

e. Contractor is not required to perform Services exclusively for the Town during the term of this Contract.

f. Town and Contractor will retain separate business operations.

2. Independent Contractor: This Contract does not create an employee/employer relationship between the parties. It is the parties' intention that Contractor will be an independent contractor and not the Town's employee for all purposes, including, but not limited to, the application of the Fair Labor Standards Act minimum wage and overtime payments, Federal Insurance Contribution Act, the Social Security Act, the Federal Unemployment Tax Act, the provisions of the Internal Revenue Code, Arizona revenue and taxation laws, Arizona workers' compensation law, and Arizona unemployment insurance law. Contractor will retain sole and absolute discretion and judgment in the manner and means of carrying out Contractor's activities and responsibilities hereunder. Contractor agrees that it is a

separate and independent enterprise from Town, that it has a full opportunity to find other business, that it has made its own investment in its business, and that it will utilize a high level of skill necessary to perform the Services. This Contract shall not be construed as creating any joint employment relationship between Contractor and Town, and Town will not be liable for any obligation incurred by Contractor, including but not limited to unpaid minimum wages and/or overtime premiums.

3. Office: Contractor shall have an office or make arrangements to use an office that is located within a fifteen (15) mile radius of the Youngtown Municipal Court for consultation with clients when appropriate. Contractor shall establish and maintain communications that will allow prompt receipt of and responses to electronic communications including, but not limited to, telephone, facsimile and electronic mail.

4. Labor and Materials: Contractor shall provide and pay and shall insure under the requisite laws and regulations for all labor, materials, equipment, and transportation, and other facilities and services necessary for the proper execution and completion of the Services, whether temporary or permanent and whether or not incorporated or to be incorporated in the Services. Contractor shall provide and pay and insure for all tools necessary for the Services.

5. Permits and Fees and Truces: Contractor shall secure and pay for all business registrations, licenses, permits, governmental inspections and governmental fees necessary and customarily required for the proper execution and completion of Services. Contractor shall pay all applicable truces. Contractor shall give all notices and comply with all laws, ordinances, rules, regulations and lawful orders of any public authority bearing on the performance of the Services.

6. Indemnification: Contractor and its Surety, their successors and assigns, shall appear, defend, indemnify and hold harmless Town, members of Town's governing body, its officers, agents, representatives, successors and assigns from and against all claims of any character or nature, demands, suits, actions, costs, including, but not limited to, wages or overtime compensation due employees in rendering services under this Contract, costs of defense, attorneys' fees, witness fees of any type, losses, damages, expenses and liabilities, whether direct or indirect, and whether to any person or property, including natural resources and any claim made under the Fair Labor Standards Act or any other federal or state laws, arising out of the Services performed under the terms of this Contract, or on account of any act or omission by Contractor or its agents, employees or representatives, or from any claims or amounts arising or recovered under Workers' Compensation laws or any other law, bylaw, or ordinance, order or decree or any failure on the part of Contractor, its agents, employees or representatives to fulfill Contractor's obligations under this Contract. It is the intent of the parties to this Contract that Town shall, in all instances, be indemnified against all liability losses, and damages of any nature whatsoever for or on account of any injuries to or death of persons or damages to or destruction of property belonging to any person arising out of or in any way connected with the performance of this Contract. The provisions of this paragraph shall survive termination of this Contract.

7. Governing Law: This Contract shall be governed by the laws of the State of Arizona.

8. Insurance: Contractor shall purchase and maintain professional liability insurance in minimum amounts of \$250,000.00 per specific claim and \$500,000.00 per aggregate claim per occurrence. If required by Town, Certificates of Insurance acceptable to Town and designating Town as an additional insured shall be filed with Town prior to commencement of the Services. The Certificates shall contain a provision that coverage is supported and that the policies will not expire, be canceled or changed until all Services have been completed and the Project has been accepted by Town.

9. Contract Fee: Contractor shall be as set forth in Exhibit A attached hereto and made a part hereof. Contractor shall present his bill for services provided as set forth in Exhibit A, including reimbursable expenses. Town shall promptly pay said bill to Contractor. Town's payment shall be made only in the name of Contractor appearing on this written Contract.

10. Contract Term: The term of this Contract will commence on August 1, 2020, and continue for a period of two (2) years therefrom, unless sooner terminated as set forth in Section 11 below. This Contract shall automatically renew for up to three additional one (1) year terms, unless either party gives written notice to the other of its intent not to renew this Contract at least thirty (30) days prior to the end of the contract term.

11. Termination: Either party may terminate this Contract by providing thirty (30) days written notice. Youngtown will continue to assign cases to Contractor for thirty (30) days in accordance with existing standard case assignment procedures and Youngtown will compensate Contractor with a final payment according to the current payment schedule. At the end of thirty (30) days following notice, Youngtown will cease assigning cases to Contractor, no further compensation will be paid, and Contractor will continue to represent remaining clients as required in this agreement until final disposition of the client's case(s). Contractor may request reassignment of a case(s). Contractor may request reassignment of a case(s) to another Public Defender. In such situations, Contractor will rebate to Youngtown compensation calculated by multiplying the number of such reassigned cases by the current per-case rate in effect under the terms of the current agreement.

12. Successors and Assigns: Town and Contractor each binds itself, its partners, successors, assigns and legal representatives to the other party hereto and to the partners, successors, assigns and legal representatives of such other party in respect to all covenants, agreements and obligations contained in this Contract. Neither party to the Contract shall assign the Contract or sublet it as a whole without the written consent of the other, nor shall Contractor assign any monies due or to become due to it hereunder without the previous written consent of the Town.

13. Rights and Remedies: The duties and obligations imposed by this Contract and the rights and remedies available thereunder shall be in addition to and not a limitation of any duties, obligations, rights and remedies otherwise imposed or available by

law. No action or failure to act by Town or Contractor shall constitute a waiver of any right or duty afforded any of them under the Contract, nor shall any action or failure to act constitute an approval of or acquiescence of any briefs thereunder, except as may be specifically agreed in writing.

14. Litigation: Should litigation be necessary to enforce any term or provision of this Contract, or to collect any damages claimed or portion of the amount payable under this Contract, then all litigation and collection expenses, witness fees, court costs and attorney's fees shall be paid to the prevailing party. Nothing herein shall preclude non-binding arbitration if they so elect in the event of a dispute hereunder.

15. Conflict of Interest: Under A.R.S. § 38-511, as amended, Town may cancel any Contract it is a party to within three years after its execution and without penalty or further obligation, if any person significantly involved in initiating, negotiating, securing, drafting or creating the Contract on behalf of Town is, at any time while the Contract or any extension thereof is in effect, an employee or agent of any other party to the Contract in any capacity or a consultant to any other party to the Contract with respect to the subject matter of the Contract. In the event Town elects to exercise its rights under Section 38- 511, Arizona Revised Statutes, as amended, Town agrees to immediately give notice thereof to Contractor.

16. Immigration Law Compliance Warranty:

a. As required by A.R.S. § 41-4401, Contractor hereby warrants its compliance with all federal immigration laws and regulations that relate to its employees and A.R.S. § 23-214(A). Contractor further warrants that after hiring an employee, Contractor verifies the employment eligibility of the employee through the E-Verify program.

b. If Contractor uses any subcontractors in performance of the Services, subcontractors shall warrant their compliance with all federal immigration laws and regulations that relate to its employees and A.R.S. § 23-214(A), and subcontractors shall further warrant that after hiring an employee, such subcontractor verifies the employment eligibility of the employee through the E-Verify program.

c. A breach of this warranty shall be deemed a material breach of the Contract that is subject to penalties up to and including termination of the Contract. Contractor is subject to a penalty of \$100 per day for the first violation, \$500 per day for the second violation, and \$1,000 per day for the third violation. Town at its option may terminate the Contract after the third violation. Contractor shall not be deemed in material breach of this Contract if the Contractor and/or subcontractors establish compliance with the employment verification provisions of Sections 274A and 274B of the federal Immigration and Nationality Act and the E-Verify requirements contained in A.R.S. § 23-214(A).

d. Town retains the legal right to inspect the papers of any Contractor or subcontractor employee who works on the Contract to ensure that the Contractor or subcontractor is complying with the warranty. Any inspection will be conducted after reasonable notice and at reasonable times.

e. If state law is amended, the parties may modify this paragraph consistent with state law.

17. Notices: Any notice or other communication required or permitted to be given under this Contract shall be in writing and shall be deemed to have been duly given if (i) delivered to the party at the address set forth below, (ii) deposited in the U.S. Mail, registered or certified, return receipt requested, to the address set forth below, or (iii) given to a recognized and reputable overnight delivery service, to the address set forth below:

If to Town:

Town of Youngtown  
12030 North Clubhouse Square  
Youngtown, Arizona 85363  
Attn: Jeanne Blackman, Town Manager

If to Contractor:

John M. Rhude, Attorney at Law  
AZ Pinnacle Law  
P.O. Box 25666  
Scottsdale, Arizona 85255

or at such other address, and to the attention of such other person or officer, as any person may designate in writing by notice duly given pursuant to this section. Notices shall be deemed received (i) when delivered to the party, (ii) three business days after being placed in the U.S. mail, properly addressed, with sufficient postage, or (iii) the following business day after being given to a recognized overnight delivery service, with the person giving the notice paying all required charges and instructing the delivery service to deliver on the following business day.

18. Israel Boycott:

Contractor certifies that it is not currently engaged in, and agrees for the duration of this Agreement that it will not engage in, a boycott of Israel, as that term is defined in A.R.S. § 35-393.

IN WITNESS WHEREOF the parties hereto have caused this Contract to be executed, the day and year first herein written.

By \_\_\_\_\_  
Michael LeVault, Mayor

DATE: \_\_\_\_\_

ATTEST:

By: \_\_\_\_\_  
Nicole Smart, Town Clerk

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Trish Stuhan  
Gust Rosenfeld, P.L.C.  
Town Attorneys

CONTRACTOR:

Pinnacle Law, PLLC, an Arizona  
professional limited liability company

By: \_\_\_\_\_  
John M. Rhude



## EXHIBIT A

### SCOPE OF SERVICES & CONTRACT RATE

1. Contractor shall serve as a Town of Youngtown Public Defender. Contractor shall provide the legal defense of persons assigned by the Town Magistrate who have been deemed to be indigent. Such services shall be on an "as needed" basis and Town does not guarantee any minimum compensation or salary.
2. Contractor shall render to the best of its abilities, in accordance with applicable professional standards, the services and legal representation and advice described herein during the continuance of this Contract.
3. Contractor agrees to faithfully represent the interests of the assigned defendants as public defender.
4. Contractor shall represent indigent defendants assigned to Contractor by a Magistrate of the Youngtown Municipal Court unless Contractor is not ethically permitted to accept the representation under the Arizona Rules of Professional Conduct. Contractor shall represent defendants from the date of assignment through final disposition of their cases, whether the cases are completed during the agreement period or afterwards.
5. Contractor shall prepare for, and appear at, all court proceedings pertaining to assigned defendants, including, but not limited to, pretrial conferences, motions, jury and non-jury trials, evidentiary hearings, sentence reviews, revocation of probation hearings, special hearings, oral arguments, sentencings, orders to show cause, appeal proceedings and special actions, as well as appeals to higher courts. Contractor will not be required to be present at arraignments except where the defendant requests appointment of counsel and qualifies for a Public Defender. In these instances, the arraignment will be continued until the time of a pretrial hearing, when Contractor shall be present. Once appointed, Contractor shall represent each defendant throughout all stages of the proceedings, including appeals and other appropriate post-conviction actions, until the time of a pretrial hearing, when Contractor shall be present. Once appointed, Contractor shall represent each defendant throughout all stages of the proceedings, including appeals and other appropriate post-conviction actions, until Contractor is relieved from the case by the Court.
6. Contractor shall provide personal consultation with clients when requested and otherwise appropriate. Contractor shall maintain personal contact with each defendant until defendant's case is terminated and shall, with reasonable diligence, notify defendant of official Court action resulting from defendant's nonappearance at scheduled Court sessions.

7. Contractor shall conduct the defense of all indigent defendants in conformance with the minimum standards and requirements set forth by the Arizona Supreme Court and applicable federal and state law.
8. Contractor shall provide substitute counsel when unable, for any reason, to appear in Court. Substitute counsel shall not be used routinely. In general, substitute counsel shall be used only when Contractor cannot serve as Public Defender because of illness, vacation or prior legal commitment in another Court. Contractor shall provide the Town Attorney with the name(s), address(es) and telephone number(s) and professional resumes of substitute counsel who will be responsible for providing Public Defender services. No counsel shall be offered as a substitute for performance of Public Defender services without the prior written consent of the Town Attorney. Such consent shall not be arbitrarily or unreasonably withheld or withdrawn. Contractor will not be appointed cases if Contractor is not available to perform the duties described herein.
9. Youngtown Municipal Court will provide interpreters for non-English speaking defendants for all in-court and pretrial proceedings. Contractor shall provide, at the Contractor's own expense, interpreters for all out-of-court matters.
10. Youngtown will provide required forms for defendants to prepare and submit to the Youngtown Municipal Court to determine a defendant's indigence. Contractor shall not be asked to advise clients until the Youngtown Municipal Court has determined that they are indigent and are entitled to Public Defender representation. Contractor may request a review of the indigence of any defendant assigned to Contractor. If a Magistrate makes a determination of non-indigence of such a defendant, the Contractor shall not provide services pursuant to this Contract for that defendant. Contractor shall not solicit Contractor's Public Defender clients for future representation for a fee.
11. Contractor shall be responsible for completing all cases that are active at the end of the agreement period.
12. Youngtown Municipal Court shall determine the assignment of all indigent cases to Contractor.
13. At no time shall Contractor's private practice caseload reach such a level, during Contractor's service as Public Defender, so as to jeopardize Contractor's ability to complete a case in Youngtown Municipal Court.
14. Contractor shall not collect or receive any payment or remuneration from defendants assigned to Contractor under this agreement for services provided on the assigned cases.
15. Contractor shall provide, furnish, and pay for all of Contractor's overhead expense, including, but not limited to, office space, telephones, transportation, photocopies, photographs, office supplies, reports, secretarial services, publication of briefs, and out of court interpreters, and to make available equipment necessary to perform the services

required by this Contract. Contractor will not be charged for photocopies of discoverable materials obtained from the Youngtown prosecutor's office.

16. Contractor shall report any bar complaints, malpractice claims or lawsuits in which a determination, finding or decision adverse to the Contractor has been made to the Contract Administrator within five (5) working days of becoming aware of or receiving notice of the existence or occurrence of such determination, finding or decision.
17. Contractor shall be paid as follows:

Monthly Flat Fee of \$500 per month for all cases set for pre-trial hearings, regardless of how many cases there are.

Bench Trials (Non-Jury Trials) - \$200 FLAT

Jury Trials - \$100 per hour (includes preparation for trial, travel to court, time in the building picking a jury, negotiating, and in trial.)
18. Contractor shall provide the Town monthly billing statements showing the cases assigned to Contractor during the month, providing the name of the Defendant, the case number, the date services were provided, and a general description of the services provided. Town shall pay Contractor, on a monthly basis. Probation Violations, Probation Modifications, Probation Revocations, Appeals, Special Actions and Rule 32 petitions shall be considered a new case for purposes of compensation, and, in the case of multiple violations, the initial citation and one of the foregoing violations may be billed. A case shall be considered complete after sentencing, dismissal of the charges or acquittal. Contractor shall provide public defender services on a new case only after being appointed by order of the Court. Contractor shall not be required to accept more than twenty cases under this Contract.
19. Contractor acknowledges that the compensation is designed to pay approximately two hundred dollars (\$200.00) per case, on average over the term of the Contract, but recognizes that the flat rate billing averages could be higher or lower depending on the nature of the cases assigned and the Contractor's proficiency. Contractor acknowledges that the level of compensation provided under this Contract is sufficient to permit the Contractor to perform the Scope of Services and meet the Contractor's ethical duties to the Client. Nothing herein, however, shall preclude Contractor from informing Town that, due to unforeseen and extraordinary circumstances, the time and expense of providing services under the terms of this Contract would preclude Contractor from meeting Contractor's ethical obligation to a client assigned pursuant to the terms of this Contract. In the event Contractor provides such notification, Town shall offer to meet and confer with Contractor to discuss alternatives, including jointly supporting a Motion to Withdraw as counsel for one or more matters assigned to Contractor under this Contract. Extraordinary cases and expenses will be reviewed on an individual basis by the Town Attorney.

20. Contractor is responsible for covering the Youngtown Municipal Court the first or third Thursday of the Month, as notified by the Court. On any day that the Youngtown Municipal Court is open, Contractor may be required to appear in the Court, as determined by the Court schedule. However, the Court schedule will not be changed arbitrarily and without prior consideration of Contractor's schedule.

## AGREEMENT

Insomuch as the Town of Youngtown hereinafter referred to here as Youngtown, and Independent Newsmedia, Inc., USA, and hereinafter referred to as publisher, mutually desire to produce a monthly newsletter, the purpose of this agreement is to set forth the specific provisions and requirements of both parties.

Both parties hereby agree to fulfill all provisions and requirements as outlined below:

### I. GENERAL PROVISIONS.

- a. This agreement provides for the publisher to print a newspaper to be known as "The Youngtown Village Reporter" the official monthly newsletter of Youngtown, providing information about Youngtown to its residents.
- b. The finished size of The Youngtown Village Reporter will be 8 pages, with a page size of 11" wide by 13 3/4" high. All pages will be printed on newsprint. Four-color is included on all pages.
- c. Youngtown will be totally responsible for the content of those 8 pages.
- d. The publisher will provide design of each page with final approval for press by Youngtown. Press deadline is 4 p.m. Monday following the first Friday of each month.
- e. There will be no advertising other than that sold by Youngtown included in the newspaper, unless approved in advance by Youngtown.
- f. Youngtown gives exclusive rights to the publisher to print the Youngtown Village Reporter for 12 consecutive months with an option to renew for an additional 12 months. Both parties may terminate this contract for any reason, notwithstanding any other terms of this agreement, with sixty (60) days written notice.

### II. FINANCIAL RESPONSIBILITY.

- a. Youngtown agrees to pay \$2,629.13 each month for the publication's cost for a publication up to 12 pages.
- b. Youngtown may purchase display advertising with the publisher in any weekly or daily newspaper at 25 percent off the 52-week rate. Youngtown may receive 50 percent off digital display advertising at YourValley.net.

#### IV. PRINTING/PRODUCTION/DISTRIBUTION

- a. The printing image area of all inside pages is 10" wide by 12.5" high. Double truck position is 20.75" wide x 12.5" high.
- b. The publisher will be responsible for all printing and bindery work in conjunction with the publishing of Youngtown Village Reporter. The highest standards will be considered in all phases of production to ensure a finished product both parties will be proud of.
- c. A maximum of 4,000 newspapers will be produced each month with mail-delivered prior to the first of the following month, or sooner, based on Youngtown's delivery date preference.
- d. Additional copies may be obtained at a cost of \$400 per thousand.
- e. Youngtown will maintain all rights to the finished product.

#### V. TERMS AND CONDITIONS

- a. The publisher shall maintain in current status all federal, state and local licenses and permits required for the operation of the business conducted. Youngtown has no obligation to provide the publisher, its employees or subcontractors, any business registrations or licenses required to perform the specific services set forth in this agreement. Youngtown has no obligation to provide tools or equipment to the publisher.
- b. This Agreement is subject to the provisions of A.R.S. § 38-511, governing conflicts of interest.
- c. The publisher is an independent contractor and this agreement does not create an employee/employer relationship between the parties.
- d. To the extent applicable under of A.R.S. § 41-4401, the publisher and any of its subcontractors, as applicable, warrant compliance with all federal immigration laws and regulations that relate to their employees and compliance with the E-verify requirements under A.R.S. § 23-214(A). The publisher or its subcontractor's failure to comply with such warranty shall be deemed a material breach of the agreement and may result in the termination of the agreement by Youngtown.
- e. To the extent applicable under Title 35, Chapter 2, Article 9, of the A.R.S., the parties hereby certify that they are not currently engaged in, and agree for the duration of this contract to not engage in, a "boycott" of goods or services from Israel, as such term is defined in A.R.S. § 35-393.

Any provisions not covered in the agreement must be discussed between the parties involved and mutually agreed upon in writing.

Agreed this day of August 20, 2020.

Mayor LeVault

LICENSOR:  
TOWN OF YOUNGTOWN

By \_\_\_\_\_  
Michael LeVault, Mayor  
DATE: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Nicole Smart, Deputy Town Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Gust Rosenfeld, PLC  
Town Attorneys  
By Trish Stuhan

By: \_\_\_\_\_

Charlene Bisson, Publisher  
Independent Newsmedia, Inc., USA





## TOWN COUNCIL ACTION FORM

**SUBJECT:** Proposed Resolution 2020-16  
declaring and adopting the results of the Primary  
Election held on August 4<sup>th</sup>, 2020

**STAFF PRESENTER:** Nicole Smart, Town Clerk

**RECOMMENDATION:** Approval of Resolution 2020-16 as presented.

**COMMUNITY BENEFIT:** This action will formalize and certify the elections of Councilmembers Charles "Chuck" Vickers, Susan Hout, and Jack Duran.

**DISCUSSION:** Final Official Results were received from Maricopa County on Thursday, August 13, 2020, during the evening hours. Results were as follows:

Councilmember	
<u>Name</u>	<u>Vote Count</u>
Jack Duran	497
Michael "Mike" Francis	389
Susan Hout	503
Julia Laney	372
Charles Jr. "Chuck" Vickers	429

In accordance with A.R.S. §9-821.01, the total votes for all ballots cast, including qualifying write-in candidates if applicable, **2190** for Councilmembers.

Using the provided formula, it was determined that a Councilmember candidate would need **365** votes to be considered elected at the Primary Election. This resulted in Jack Duran (497 votes), Susan Hout (503 votes) and Charles Jr. "Chuck" Vickers (429 votes) being elected at the Primary Election.

In accordance with A.R.S. §16-642 (A), the governing body (Town Council) is required to adopt the Canvass of Votes no later than 20 days following the Primary Election. The last day to complete this action is August 24, 2020. Certificates of Election will be issued to the declared winners following the approval of the Canvass of Votes, and will be effective on November 5, 2020 (A.R.S. §9-821.01). All newly elected Councilmembers will be sworn in and seated at the next Regular Council Meeting held on November 19, 2020 (Youngtown Code Section 2.04.030).

**FISCAL IMPACT:** Not applicable.

**REVIEWED BY:**

Trish Stuhan (per e-mail)

Trish Stuhan, Town Attorney

**PREPARED BY:**

Nicole Smart

Nicole Smart, Town Clerk

Jeanne Blackman

Jeanne Blackman, Town Manager

**RESOLUTION NO. 2020-16**

**A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF YOUNGTOWN,  
ARIZONA, DECLARING AND ADOPTING THE RESULTS OF PRIMARY ELECTION ON  
AUGUST 4<sup>th</sup>, 2020**

**WHEREAS**, the Town of Youngtown, Maricopa County, Arizona did hold a Primary Election on the 4<sup>th</sup> day of August, 2020 for the election of the Mayor and three (3) Councilmembers; and

**WHEREAS**, the election returns have been presented to and have been canvassed by the Maricopa County Board of Supervisors.

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Town of Youngtown, Maricopa County, Arizona adopts the Official Canvass of Vote of the Maricopa County Board of Supervisors, as follows:

**Section 1.** That the total number of ballots cast at said primary election, as shown by the poll list, was 987.

**Section 2.** That the total number of ballots rejected was 2.

**Section 3.** That the votes cast for the candidates for Councilmember were as follows, all for a 4-year term:

<u>Name</u>	<u>Vote Count</u>
Jack Duran	497
Michael "Mike" Francis	389
Susan Hout	503
Julia Laney	372
Charles Jr. "Chuck" Vickers	429

**Section 5.** That it is hereby found, determined and declared of record, that the following candidates for Councilmember did receive a majority of votes cast of the total number of valid votes cast, as outlined in Arizona Revised Statute §9-821.01, and are hereby issued a certificate of election:

Jack Duran

Susan Hout

Charles Jr. "Chuck" Vickers

**Section 8.** This Resolution shall be in full force and effect immediately upon its adoption.

**PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF YOUNGTOWN,  
ARIZONA THIS 20<sup>TH</sup> DAY OF AUGUST, 2020.**

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Michael LeVault, Mayor

ATTEST:

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Nicole Smart, Town Clerk

APPROVED AS TO FORM:

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Gust Rosenfeld, PLC  
Town Attorneys  
By Trish Stuhan