



**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 **September 16, 2021** through *in-person and technological* means in order to minimize the spread of COVID-19. Council members may attend the Council meeting in-person or via video/telephone conference, as authorized by A.R.S. Section 38-431(4).

The in-person meeting will occur at 12030 Clubhouse Square, Youngtown AZ 85363, in the Town Council Chambers. A limited public audience will be allowed to attend on a first-come, first-served basis, with physical distancing.

The public may also 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.** If you are appearing by remote means and 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, nsmart@youngtownaz.org 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, or coming up to the podium to speak if appearing in-person.**

DATE: September 16, 2021

TIME: 5:30 p.m.

PLACE: Join the Regular Meeting by phone: 1-346-248-7799

Meeting ID: 829 1061 6171

Password: 632834

Link to the zoom meeting:

<https://us02web.zoom.us/j/82910616171?pwd=NmJUQXVVMHpkcWVNVNGdvdHNXU1R2UT09>

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/Appearances 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:

Special Council Meeting of August 11, 2021.
Invenergy Open House Meeting of August 12, 2021.
Regular Council Meeting of August 19, 2021
Coffee with a Cop Meeting of August 21, 2021
Special Council Meeting of August 30, 2021

9. Business

- A. Discussion and/or Action Re:** Administer the Oath of Office to Michael Francis to fill the vacant Council seat with a term expiring on August 2, 2022 (Smart)
- B. Presentation, Discussion and/or Action Re:** Sun City Fire and Medical District (SCFD) Report, which may include discussion of inspections, fire prevention, staffing levels, response times, community needs, and ambulance services (Fire Marshal Jim Fox)
- C. Presentation, Discussion and/or Action 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)
- D. Presentation, Discussion and/or Action Re:** Review of the Storm Water Management Plan (SWMP) for FY 2020-2021 and a public hearing to allow public comment on the plan (Mosbrucker)
 - i. Staff Presentation
 - ii. Open Public Hearing
 - iii. Close Public Hearing
- E. Presentation, Discussion and/or Action Re:** Approval of Resolution 2021-16, Community Development Block Grant Application 5-year Plan Update and Authorizing the Town Manager to sign the application on behalf of the Town (Blackman/Arrington)

- F. Presentation, Discussion and/or Action Re:** Approval of a notice of intent to establish fees pursuant to Town Code Title 22 for wired facilities in the public right of way. Ordinance 2020-04 Wired Facilities in the Right-of-Way adopting Title 22 was approved on December 3, 2020 (Stuhan)
- G. Presentation, Discussion and/or Action Re:** Approval of a Proclamation declaring October 2021 as Domestic Violence Awareness Month (Mayor)
- H. Presentation, Discussion and/or Action Re:** Abatement of a Nuisance and Demolition of Dilapidated Building at 11111 W. Indiana Avenue, Youngtown, AZ 85363. Action may include authorization for expenditure of funds for abatement and authorization to initiate litigation against the property owner (Stuhan/Blackman)
- I. Presentation, Discussion and/or Action Re:** Approval of the Amendment No. 1 to the Intergovernmental Agreement between Maricopa County Administered by its Human Services Department and the Town of Youngtown (Blackman)
- i. Add that the County shall increase funding by \$150,000 for the Subrecipient to complete the installation of 10,500 linear feet of ADA compliant sidewalk identified in Section 3 (Work Statement), Subparagraph 2.0 (Scope of Work) in the Agreement.
 - ii. The Agreement total amount shall be increased from \$350,000 to \$500,000. The funding for this Amendment No. 1 is provided by Catalog of Federal Domestic Assistance (CFDA) 14.218, U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) funds
- J. Presentation, Discussion and/or Action Re:** Ongoing efforts to address criminal activity, nuisances, and homelessness in the Town including review of key laws in enforcement (Mayor)

10. Call to Executive Session:

- A.** 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.
- B.** An Executive Session pursuant to (1) A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding nuisance abatement and demolition procedures in the Town of Youngtown pursuant to Town Code and State Law and (2) A.R.S. § 38-431.03(A)(4) for discussion or consultation with the Town Attorney in order to consider its position and instruct the Town Attorney regarding contemplated litigation against Donald P. Garcia, owner of 11111 W. Indiana Avenue, Youngtown, AZ 85363, related to demolition of a dilapidated building and ongoing nuisance abatement efforts.

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:
Next Regular Council Meeting will be Thursday, October 7, 2021 at 5:30 p.m.

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 5:00 p.m. on **September 13, 2021** in the Town's designated posting locations pursuant to Resolution No. 06-04 and on the Town's website.



Nicole Smart, Town Clerk