

**MINUTES
ORO VALLEY TOWN COUNCIL
REGULAR SESSION
JANUARY 6, 2021
ONLINE ZOOM MEETING**

REGULAR SESSION AT OR AFTER 4:00 PM

CALL TO ORDER

Mayor Winfield called the meeting to order at 4:03 p.m

ROLL CALL

Present: Joseph C. Winfield, Mayor
Melanie Barrett, Vice-Mayor
Tim Bohen, Councilmember
Steve Solomon, Councilmember

Absent: Harry Greene, Councilmember
Joyce Jones-Ivey, Councilmember
Josh Nicolson, Councilmember

EXECUTIVE SESSION - Pursuant to A.R.S. §38-431.03(A)(1) and/or (A)(3) and applicable caselaw, e.g., *Bd. of Regents v. Phx. Newspapers*, regarding: Town Magistrate prospects

Councilmember Jones-Ivey joined the meeting at 4:06 p.m.

Motion by Mayor Joseph C. Winfield, **seconded by** Vice-Mayor Melanie Barrett to go into Executive Session at 4:07 p.m. Pursuant to A.R.S. §38-431.03(A)(1) and/or (A)(3) and applicable caselaw, e.g., *Bd. of Regents v. Phx. Newspapers*, regarding: Town Magistrate prospects

Mayor Winfield announced that the following staff members would be joining Council in the Executive Session: Town Manager Mary Jacobs, Assistant Town Manager Chris Cornelison, Human Resources Director Judy Boros, Town Attorney Gary Cohen and Town Clerk Mike Standish.

Vote: 5 - 0 Carried

RECONVENE REGULAR SESSION AT OR AFTER 6:00 PM

CALL TO ORDER

Mayor Winfield reconvened the Regular Session at 6:01 p.m.

ROLL CALL

Present: Joseph C. Winfield, Mayor
Melanie Barrett, Vice-Mayor
Tim Bohen, Councilmember
Harry Greene, Councilmember
Joyce Jones-Ivey, Councilmember
Steve Solomon, Councilmember

Absent: Josh Nicolson, Councilmember

PLEDGE OF ALLEGIANCE

Vice-Mayor Barrett led the audience in the Pledge of Allegiance.

UPCOMING MEETING ANNOUNCEMENTS

Town Clerk Mike Standish announced the upcoming Town meetings.

COUNCIL REPORTS

Mayor Winfield recognized Oro Valley Economic Development Specialist Margie Adler for her assistance and outreach to the Oro Valley business community.

Councilmember Greene reported that he and Mayor Winfield attended the *Shop with a Cop* event and thanked the Oro Valley Police Department for this outstanding event.

Councilmember Bohen reported that he also enjoyed attending the *Shop with a Cop* event.

TOWN MANAGER'S REPORT

Town Manager Mary Jacobs reported the following information:

- The 23rd Annual Community Academy was scheduled for February 2021
- Update on *This is Oro Valley* podcast
- Update on the OVsafesteps Program
- Status update regarding the Pusch 9 Golf Course discussions
- Status update regarding Romspen and the former Vistoso Golf Course
- Introduced Paul Melcher as the new Oro Valley Community and Economic Development Director

ORDER OF BUSINESS

Mayor Winfield re-organized the agenda as follows: the second Executive Session item and Regular Session item #4 would be removed from the agenda. All other agenda items would remain as posted.

Mayor Winfield provided the guidelines for participation in the Town Council's Regular Session Zoom meeting.

INFORMATIONAL ITEMS

There were no informational items.

CALL TO AUDIENCE

Oro Valley resident Rosa Daily spoke regarding the Vistoso Golf Course.

Oro Valley resident Ray Barth spoke regarding the Vistoso Golf Course.

Oro Valley resident Richard Beam spoke regarding the Vistoso Golf Course.

Oro Valley resident Tom Stegman spoke regarding the Vistoso Golf Course.

Oro Valley resident Teresa Marro spoke regarding the Vistoso Golf Course.

Oro Valley resident Rich Molnar spoke regarding the Vistoso Golf Course.

PRESENTATIONS

1. Presentation - Youth Art Program by the Arts and Culture Ambassadors

Arts and Cultural Ambassador Sasha Case introduced the pieces of artwork via video which were created by students from Innovation Academy

2. Presentation and update by President/CEO Dave Perry of the Greater Oro Valley Chamber of Commerce

President and CEO of the Greater Oro Valley Chamber of Commerce Dave Perry presented the Greater Oro Valley Chamber of Commerce annual report.

Discussion ensued amongst Council, staff and Mr. Perry regarding the presentation of the Greater Oro Valley Chamber of Commerce annual report.

Councilmember Nicolson joined the meeting.

CONSENT AGENDA

- A. Minutes - December 2 and December 16, 2020
- B. Request for a Final Plat Amendment for La Reserve Villas, a 49-lot residential subdivision located 1/4 mile east of Oracle Road and north of Pusch Wilderness Dr. within the La Reserve Planned Area Development
- C. Approval of any direction and delegation of authority to the Town Manager and necessary staff as discussed in executive session

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Josh Nicolson to approve consent agenda items (A) - (C).

Vote: 7 - 0 Carried

REGULAR AGENDA

1. PUBLIC HEARING: DISCUSSION AND POSSIBLE ACTION REGARDING AN APPLICATION FOR A SERIES 12 (RESTAURANT) LIQUOR LICENSE FOR THE SALTED PIG AMERICAN BARBEQUE, LOCATED AT 11835 N. ORACLE RD, STE #101

Town Clerk Mike Standish presented item #1.

Mayor Winfield opened the public hearing.

No comments were received.

Mayor Winfield closed the public hearing.

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene to recommend approval of the issuance of a Series 12 Liquor License to the Arizona Department of Liquor Licenses and Control for Jacob Aaron Hoffman for the Salted Pig American Barbeque, located at 11835 N. Oracle Road, Ste #101.

Vote: 7 - 0 Carried

2. PUBLIC HEARING: DISCUSSION AND POSSIBLE ACTION REGARDING THE PROPOSED 1ST AVENUE AND TANGERINE ROAD GENERAL PLAN AMENDMENT AND REZONING FOR 13.44-ACRES, LOCATED SOUTH OF TANGERINE ROAD AND APPROXIMATELY 1/4-MILE EAST OF 1ST AVENUE

ITEM A. RESOLUTION NO. (R)21-01, TYPE 1 GENERAL PLAN AMENDMENT TO CHANGE TWO KAI-CAPRI SPECIAL AREA POLICIES TO ALLOW R-6 MULTI-FAMILY RESIDENTIAL DISTRICT ZONING USES ON A VACANT COMMERCIAL PARCEL (2001085)

ITEM B. ORDINANCE NO. (O)21-01, REZONING TO CHANGE THE ZONING DESIGNATION OF A VACANT PARCEL FROM C-1 COMMERCIAL TO R-6 MULTI-FAMILY RESIDENTIAL (2001306)

Oro Valley Senior Planner Hannah Oden presented item #2A and #2B and included the following:

- Purpose
- Applicant's Request
- Key Considerations
- Background and History
- A. Applicant's Request: General Plan Amendment
- A. General Plan Amendment Criteria Analysis
- A. Addressing Lack of Commercial Supporting Population
- B. Applicant's Request; Rezoning

Public Works Director Paul Keesler continued the presentation and included the following:

- Traffic

Ms. Oden resumed the presentation and included the following:

- Public participation

- Summary and Recommendation

Applicant James Kai provided an overview and background information regarding the proposed 1st Avenue and Tangerine Road General Plan Amendment and Rezoning for 13.44-Acres, located South of Tangerine Road and Approximately 1/4 mile East of 1st Avenue.

Paul Oland, Owner of Paradigm Land Design and representing the applicant, provided an overview of the proposed project including several maps regarding the subject property and the following:

- Subject Market Position - Retail
- Subject Market Position - Multifamily
- Oro Valley & Dove Mt. Class A Apartments
- Rental Casitas
- Single Family Residential
- Conclusions
- Letters of Support

Mayor Winfield recessed the meeting at 7:54 p.m.

Mayor Winfield reconvened the meeting at 8:05 p.m.

Mayor Winfield opened the public hearing.

The following individuals spoke in support of items # 2A and #2B

Oro Valley resident Bill Rodman
Oro Valley resident Michael Garcia
Oro Valley resident Andy Thomas
Oro Valley resident D. Rob Burris
Oro Valley resident David Blanchette
Oro Valley resident Josh Dubs
Oro Valley resident Thomas Ford
President and CEO of the Oro Valley Chamber of Commerce and resident of Oro Valley Dave Perry
Oro Valley resident Dox Cox
Oro Valley resident Darren Hoffman
Lorena Segun, representing La Hacienda Restaurant

Mayor Winfield closed the public hearing.

Discussion ensued amongst Council, staff and Mr. Oland regarding items #2A and #2B.

Motion by Councilmember Steve Solomon, **seconded by** Mayor Joseph C. Winfield to adopt Resolution No. (R)21-01, approving the Type 1 General Plan Amendment to change two Kai-Capri Special Area policies to allow R-6 multi-family residential zoning uses on the subject parcel located southeast of the 1st Avenue and Tangerine Road intersection, based on the finding that the request complies with the amendment criteria and the General Plan.

Discussion continued amongst Council, staff and Mr. Oland regarding the proposed General Plan Amendment.

Motion by Councilmember Steve Solomon, **seconded by** Mayor Joseph C. Winfield to adopt Resolution No. (R)21-01, approving the Type 1 General Plan Amendment to change two Kai-Capri Special Area policies to allow R-6 multi-family residential zoning uses on the subject parcel located southeast of the 1st Avenue and Tangerine Road intersection, based on the finding that the request complies with the amendment criteria and the General Plan.

Vote: 3 - 4 Failed

OPPOSED: Vice-Mayor Melanie Barrett
Councilmember Tim Bohan
Councilmember Joyce Jones-Ivey
Councilmember Josh Nicolson

Item #2B failed as a result of the motion for item #2A failing.

3. RESOLUTION NO. (R)21-02 DISCUSSION AND AUTHORIZATION FOR THE TOWN MANAGER TO IMPLEMENT A ONE-TIME 3% PAY ADJUSTMENT TO ALL ELIGIBLE EMPLOYEES EFFECTIVE JANUARY 31, 2021, AND ADJUST THE SALARY RANGES IN THE GENERAL PAY PLAN AND THE POLICE STEP PAY PLAN BY 3%

Town Manager Mary Jacobs provided an overview of item #3.

Discussion ensued amongst Council and staff regarding item #3.

Motion by Councilmember Harry Greene, **seconded by** Councilmember Steve Solomon to approve Resolution No. (R)21-02, authorizing the Town Manager to implement a one-time 3% pay adjustment to eligible employees effective January 31, 2021 and to adjust the salary ranges in the General Pay Plan and Police Step Pay Plan by 3%

Vote: 7 - 0 Carried

FUTURE AGENDA ITEMS

No future agenda items were requested.

EXECUTIVE SESSION - Regarding the property commonly known as the former Vistoso Golf Course, pursuant to A.R.S. section 38-431.03(A)(3), (4) and/or (7): 1) Discussion or consultation for legal advice with the Town attorney or attorneys, and/or; 2) Discussion or consultation with the Town attorney or attorneys in order to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are the subject of negotiations, in contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation, and/or; 3) Discussions or consultations with designated representatives of the Town in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property

This item was removed from the agenda.

RESUME REGULAR SESSION

4. DISCUSSION AND POSSIBLE ACTION TO INSTRUCT THE TOWN'S ATTORNEY(S) AND REPRESENTATIVES REGARDING THE PROPERTY COMMONLY KNOWN AS THE FORMER VISTOSO GOLF COURSE

This item was removed from the agenda.

ADJOURNMENT

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Joyce Jones-Ivey to adjourn the meeting at 10:10 p.m.

Vote: 7 - 0 Carried

Michelle Stine, MMC
Deputy Town Clerk

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the regular session of the Town of Oro Valley Council of Oro Valley, Arizona held on the 6th day of January 2021. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this _____ day of _____, 2021.

Michael Standish, CMC
Town Clerk