

**MINUTES
ORO VALLEY TOWN COUNCIL
REGULAR SESSION
SEPTEMBER 7, 2022
ORO VALLEY COUNCIL CHAMBERS
11000 N. LA CAÑADA DRIVE**

REGULAR SESSION AT OR AFTER 5:00 PM

CALL TO ORDER

Mayor Winfield called the meeting to order at 5:01 p.m.

ROLL CALL

Present: Joseph C. Winfield, Mayor
Melanie Barrett, Vice-Mayor
Tim Bohen, Councilmember
Harry Greene, Councilmember
Joyce Jones-Ivey, Councilmember
Josh Nicolson, Councilmember (attended via Zoom)
Steve Solomon, Councilmember

EXECUTIVE SESSION - PURSUANT TO A.R.S. §38-431.03(A)(1), (A)(3) and/or (A)(4) - Town Magistrate contract discussion

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene to go into Executive Session at 5:03 p.m., pursuant to A.R.S. §38-431.03(A)(1), (A)(3) and/or (A)(4) - Town Magistrate contract discussion.

Vote: 7 - 0 Carried

Mayor Winfield announced that the following staff would be joining Council in Executive Session: Magistrate Judge James Hazel, Town Attorney Jonathan Rothschild, Town Clerk Mike Standish and, if necessary, the Human Resources Director Andy Votava and Town Manager Mary Jacobs.

RESUME REGULAR SESSION AT OR AFTER 6:00 PM

CALL TO ORDER

Mayor Winfield resumed the Regular Session at 6:06 p.m.

ROLL CALL

Present: Joseph C. Winfield, Mayor
Melanie Barrett, Vice-Mayor
Tim Bohen, Councilmember
Harry Greene, Councilmember
Joyce Jones-Ivey, Councilmember
Josh Nicolson, Councilmember (attended via Zoom)
Steve Solomon, Councilmember

1. FOR DIRECTION TO THE TOWN MANAGER AND/OR NECESSARY STAFF AS DISCUSSED IN EXECUTIVE SESSION PERTAINING TO THE TOWN MAGISTRATE CONTRACT DISCUSSION

Motion by Mayor Joseph C. Winfield, **seconded by** Vice-Mayor Melanie Barrett that the Town Magistrate be allowed to reduce his work schedule to 26.5 hours per week through the staffing agency Staffing Matters. As an exempt employee, the Town Magistrate would be available 24 hours a day to respond to the needs of the community. There would be a reduction in compensation to \$114,563.58 and there would be an insurance stipend of \$10,569.36. This will result in a savings to the Town of \$34,841.80 and that the Town Manager and Town Council will be authorized to enter into a contract with Staffing Matters with the Town Magistrate as an agent of Staffing Matters.

Vote: 7 - 0 Carried

PLEDGE OF ALLEGIANCE

Members of the Daughters of the American Revolution (DAR) led the audience in the Pledge of Allegiance.

UPCOMING MEETING ANNOUNCEMENTS

Town Clerk Mike Standish announced the upcoming Town meetings.

MAYOR AND COUNCIL REPORTS ON CURRENT EVENTS

Councilmember Jones-Ivey reported on the upcoming Canyon Del Oro Project Graduation fundraising events.

Councilmember Greene reported that he had attended the last day of the Oro Valley Community Center's summer camp. Councilmember Greene thanked the Parks and Recreation staff for providing such a wonderful camp.

Councilmember Greene reported that there were very few incidents this Moonsoon season, which he attributed to the Storm Water Utility's proactive approach to residences.

Vice-Mayor Barrett reported that six members of the Council had attended the League of Arizona Cities and Towns Annual Conference held August 30th through September 2nd in Glendale, AZ.

TOWN MANAGER'S REPORT ON CURRENT EVENTS

Town Manager Mary Jacobs reported the following information:

- Provided an update on the upcoming Oro Valley Community Academy
- Congratulated the Planning Department on their recent recognition from the Arizona Chapter of the American Planning Association
- Reported the Oro Valley Parks and Recreation's Fall Recreation Schedule would be provided in the Northwest Explorer Newspaper the week of September 12, 2022. The schedule would also be available at playov.com
- Invited residents to tune into the monthly "This is Oro Valley" podcasts

ORDER OF BUSINESS

Mayor Winfield reorganized the agenda by moving Regular Agenda item #3 to the end of the agenda. The remaining items would remain as posted.

INFORMATIONAL ITEMS

There were no informational items.

CALL TO AUDIENCE

Oro Valley resident Tim Tarris voiced his concerns regarding the proposed Oro Valley Church of the Nazarene rezoning request.

Oro Valley resident Mike Zinkin voiced his concerns regarding the funding of various projects.

Councilmember Solomon requested a future agenda item for a presentation to Council regarding a detailed budget and costs of all the different improvements being done at Naranja Park, seconded by Mayor Winfield.

Councilmember Solomon requested a future agenda item for staff to present a report on the status and proposals for the ADA improvements at the Community Center, seconded by Mayor Winfield.

Mayor Winfield requested that staff review and respond to the email that would be received from Mr. Zinkin.

PRESENTATIONS

1. Proclamation - Constitution Week

Mayor Winfield proclaimed the week of September 17 through the 23, 2022, as Constitution Week.

Ms. Penny Simon-Nielsen accepted the proclamation and introduced the Kachina Society Children.

2. Proclamation - National Preparedness Month

Mayor Winfield proclaimed the month of September 2022 as Preparedness Month in the Town of Oro Valley.

Town of Oro Valley Regional Emergency Response Planner Louie Valenzuela accepted the proclamation.

3. Proclamation - National I.T. Professionals Day

Mayor Winfield proclaimed September 20, 2022 as National I.T. Professionals Day.

Chief Information Officer Chuck Boyer accepted the proclamation.

CONSENT AGENDA

A. Minutes - July 20 and August 18, 2022

B. Reappointment to the Public Safety Personnel Retirement System (PSPRS) Local Board

C. Approval of appointment(s) to the Historic Preservation Commission

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Steve Solomon to approve Consent Agenda items (A) - (C).

Vote: 7 - 0 Carried

REGULAR AGENDA

2. DISCUSSION AND POSSIBLE ACTION REGARDING A CONCEPTUAL SITE AND LANDSCAPE PLAN FOR A PROPOSED 64-LOT SUBDIVISION KNOWN AS NARANJA TRAILS, LOCATED SOUTH OF THE NARANJA DRIVE AND HIGHLANDS WASH INTERSECTION, APPROXIMATELY 1/4-MILE WEST OF N. FIRST AVENUE

Planning Manager Bayer Vella, and the Public Works Director and Town Engineer Paul Keesler, presented item #1 and included the following:

- Purpose
- Site History and Requirements

Mr. Keesler continued the presentation and included the following:

- Drainage and Floodplain
- Highlands Wash and the Retention Basin
- Retention Basin Spatial Relationships
- Where and How Drainage Crosses Naranja Drive
- Drainage & Grading
- Traffic

Mr. Vella resumed the presentation and included the following:

- Public Outreach & Planning and Zoning
- Summary and Recommendation

Paul Oland, representing the applicant, provided additional information regarding the proposed Naranja Trails subdivision.

Town Attorney Jonathan Rothschild provided a statement regarding the existing legal constraints regarding the proposed Naranja Trails subdivision.

The following individuals spoke in opposition to item #2.

Oro Valley resident Sue Renard
Oro Valley resident Aldee Rose
Oro Valley resident Brenda Harris
Oro Valley resident Mary Rambough

Discussion ensued amongst Council and staff regarding item #2.

Motion by Vice-Mayor Melanie Barrett, **seconded by** Councilmember Harry Greene to approve the proposed Conceptual Site Plan and Landscape Plan, based on a finding it is in conformance with the River's Edge Planned Area Development and raise the height limit to 28 feet subject to two stories being placed according to the Oro Valley zoning code.

Vote: 7 - 0 Carried

Mayor Winfield recessed the meeting at 8:22 p.m.

Mayor Winfield resumed the meeting at 8:35 p.m.

3. DISCUSSION AND POSSIBLE DIRECTION TO STAFF REGARDING POSSIBLE VACATION AND SHORT-TERM RENTAL REGULATIONS

Councilmember Solomon and Mayor Winfield requested this agenda item.

Councilmember Solomon clarified his request for this agenda item.

Discussion ensued amongst Council and staff regarding item #3.

There was Council consensus to have staff prepare an ordinance to regulate vacations and short-term rentals.

Town Manager Mary Jacobs stated that staff would return to Council at a future meeting with a proposal that would support the maximum, legally supportable, regulations that could be implemented in Oro Valley regarding vacation and short-term rentals.

4. DISCUSSION REGARDING THE PROCESS BY WHICH PUBLIC ART IS SELECTED AND EXECUTED

Councilmember Greene and Councilmember Solomon requested this agenda item.

Councilmember Greene clarified his request for this agenda item.

Discussion ensued amongst Council and staff regarding item #3.

5. DISCUSSION REGARDING PROGRESS OF THE HAWK SIGNAL ON NARANJA DRIVE JUST WEST OF LA CHOLLA BOULEVARD

Councilmember Bohen and Councilmember Nicolson requested this agenda item.

Councilmember Bohen clarified his request for this agenda item.

Public Works Director and Town Engineer, Paul Keesler, provided an update on the status and completion of the HAWK Signal on Naranja Drive.

Discussion ensued amongst Council and staff regarding item #5.

6. DISCUSSION REGARDING LIGHT POLE PROTOCOLS AT NARANJA PARK

Motion by Councilmember Harry Greene, **seconded by** Mayor Joseph C. Winfield to go into Executive Session at 9:09 p.m. pursuant to A.R.S.§38-431.03 (A)(3), to obtain legal advice on this issue.

The following staff would join Council in Executive Session; Town Manager Mary Jacobs, Deputy Town Manager Chris Cornelison, Town Attorney Jonathan Rothschild, Chief Civil Deputy Attorney Joe Andrews and Town Clerk Mike Standish.

Vote: 7 - 0 Carried

Mayor Winfield resumed the Regular Session at 10:17 p.m.

FUTURE AGENDA ITEMS

Vice Mayor Barrett requested a future agenda item be added for discussion and possible direction regarding the design and public participation process for the bond-funded amenities, seconded by Councilmember Nicolson.

ADJOURNMENT

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Joyce Jones-Ivey to adjourn the meeting at 10:18 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 7th day of September 2022. I further certify that the meeting was duly called and held and that a quorum was present.

Michael Standish, CMC
Town Clerk