

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

REGULAR SESSION AT OR AFTER 6:00 PM

CALL TO ORDER

Mayor Winfield called the meeting to order at 6:03 p.m.

ROLL CALL

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

PLEDGE OF ALLEGIANCE

Mayor Winfield 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 Greene provided a brief overview of Pearl Harbor and the significance of this event.

Mayor Winfield reported that he had met with several Navy officials in preparation for the planning of Navy Week.

Mayor Winfield reported that he had attended the Tucson Hispanic Chamber of Commerce 40 under 40 Awards event, and recognized Interim Town Manager Chris Cornelison as an award recipient.

TOWN MANAGER'S REPORT ON CURRENT EVENTS

Interim Town Manager Chris Cornelison provided an update on the re-scheduled Oro Valley Tree Lighting event.

ORDER OF BUSINESS

Mayor Winfield reviewed the order of business and stated that the order would stand as posted.

INFORMATIONAL ITEMS

There were no informational items.

CALL TO AUDIENCE

Oro Valley resident Doug Dalby voiced his concerns regarding the proposed Oro Valley Church of the Nazarene rezoning request.

Oro Valley resident Anthony Ferrara voiced his concerns regarding the proposed Oro Valley Church of the Nazarene rezoning request.

Oro Valley resident Ann Young voiced her concerns regarding the proposed Oro Valley Church of the Nazarene rezoning request.

Oro Valley resident Joanne Michaelsen voiced her concerns regarding the proposed Oro Valley Church of the Nazarene rezoning request.

Oro Valley resident Jerry Michaelsen voiced his concerns regarding the proposed Oro Valley Church of the Nazarene rezoning request.

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

PRESENTATIONS

1. Presentation and update by Hilary Van Alsborg, Executive Director of the Children's Museum Oro Valley

Community and Economic Development Director Paul Melcher gave a brief overview of Presentation item #1 and introduced the Executive Director of the Children's Museum Oro Valley, Hilary Van Alsborg. Ms. Van Alsborg presented item #1 and included the following:

- Children's Museum Oro Valley
- Town of Oro Valley support
- Collaboration with Tohono Chul
- What's next?
- New exhibits at CMOV@TC

Discussion ensued amongst Council, staff and Ms. Van Alsborg.

2. Presentation regarding the Town's progress on implementing the *Your Voice, Our Future* General Plan

Principal Planner Milini Simms presented item #2 and included the following:

- Purpose
- Implementing the General Plan
- 2022 Progress Report
- Notable accomplishments and ongoing work
- Upcoming projects
- Remaining items
- Conclusion

Discussion ensued amongst Council and staff regarding the Town's progress on implementing the Your Voice, Our Future General Plan.

CONSENT AGENDA

Vice Mayor Barrett requested that Consent item (A) be removed from the Consent Agenda for discussion.

- B. Adoption of the 2023 regular Town Council meeting schedule
- C. Approval of Council Liaison assignments for 2023
- D. (Re)appointments and/or appointments to the Budget and Finance Commission (BFC), Parks and Recreation Advisory Board (PRAB), Planning and Zoning Commission (PZC), Stormwater Utility Commission (SWUC), and Water Utility Commission (WUC)
- E. Resolution No. (R)22-53, approving the Town's Legislative Agenda, protocols guiding the Town's priorities for the 2023 legislative session and any lobbying activities

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Josh Nicolson to approve Consent Agenda items (B) through (E).

Vote: 7 - 0 Carried

- A. Minutes - November 10 and November 16, 2022

Vice Mayor Barrett voiced her concerns regarding the November 10, 2022 draft minutes.

Discussion ensued amongst Council and staff regarding the November 10, 2022 draft minutes.

Motion by Vice-Mayor Melanie Barrett, **seconded by** Mayor Joseph C. Winfield to have the November 10, 2022 minutes reflect that the 59' hotel height be limited to the hotel entrance only in development area two

No vote was taken for this motion.

Motion by Vice-Mayor Melanie Barrett, **seconded by** Mayor Joseph C. Winfield to continue the November 10, 2022 minutes until further review of the video, to determine if the original motion included instruction as to the limitations regarding the 59' height on the hotel in area 2

Vote: 7 - 0 Carried

Motion by Vice-Mayor Melanie Barrett, **seconded by** Mayor Joseph C. Winfield to approve the November 16, 2022 minutes.

Vote: 7 - 0 Carried

REGULAR AGENDA

1. NOMINATION AND ELECTION OF VICE MAYOR

Motion by Councilmember (attended via Zoom) Joyce Jones-Ivey, **seconded by** Councilmember Harry Greene to nominate Melanie Barrett for Vice Mayor.

Vote: 7 - 0 Carried

2. PUBLIC HEARING: DISCUSSION AND POSSIBLE ACTION REGARDING AN APPLICATION FOR A SERIES 7 (BEER AND WINE BAR) LIQUOR LICENSE FOR STACKS BOOK CLUB, LOCATED AT 1880 E. TANGERINE ROAD, #140

Town Clerk Mike Standish provided the information for item #1.

Mayor Winfield opened the public hearing.

No comments were received.

Mayor Winfield closed the public hearing.

Motion by Councilmember Harry Greene, **seconded by** Vice-Mayor Melanie Barrett to recommend approval of the issuance of a Series 7 Liquor License to the Arizona Department of Liquor Licenses and Control for Crispin Matthew Jeffrey Franco for Stacks Book Club, located at 1880 E. Tangerine Road, #140.

Discussion ensued amongst Council and staff regarding item #2.

Motion by Vice-Mayor Melanie Barrett, **seconded by** Councilmember Harry Greene to recommend approval of the issuance of a Series 7 Liquor License to the Arizona Department of Liquor Licenses and Control for Crispin Matthew Jeffrey Franco for Stacks Book Club, located at 1880 E. Tangerine Road, #140.

Vote: 7 - 0 Carried

3. DISCUSSION AND POSSIBLE DIRECTION FOR UTILIZING \$5.4 MILLION IN RESTRICTED ARPA FUNDS

Chief Financial Officer Dave Gephart provided a brief overview of item #3.

The following individual spoke regarding item #3.

Oro Valley resident Tony D'Angelo

Discussion ensued amongst Council and staff regarding item #3.

Motion by Councilmember Steve Solomon, **seconded by** Councilmember Harry Greene that the \$5.4 million in restricted ARPA funds be allocated for use of the potential extension of the Town's reclaimed water system to irrigate the remaining Oro Valley parks and Push Ridge Golf Course that are currently on potable water.

Discussion continued amongst Council and staff regarding item #3.

Motion by Councilmember Steve Solomon, **seconded by** Mayor Joseph C. Winfield to call the question

Vote: 6 - 1 Carried

OPPOSED: Vice-Mayor Melanie Barrett

Motion by Councilmember Steve Solomon, **seconded by** Councilmember Harry Greene to use the \$5.4 million in restricted ARPA funds to extend the reclaimed water line to cover James D. Kreigh Park, Riverfront Park and the Pusch Ridge Golf Course.

Vote: 2 - 5 Failed

OPPOSED: Mayor Joseph C. Winfield
Vice-Mayor Melanie Barrett
Councilmember Tim Bohen
Councilmember (attended via Zoom) Joyce Jones-Ivey
Councilmember Josh Nicolson

Motion by Vice-Mayor Melanie Barrett, **seconded by** Mayor Joseph C. Winfield to continue the item to a date unspecified.

Vote: 7 - 0 Carried

FUTURE AGENDA ITEMS

No future agenda items were requested.

ADJOURNMENT OF THE REGULAR SESSION

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Josh Nicolson to adjourn the regular session at 8:11 p.m.

Vote: 7 - 0 Carried

Mayor Winfield recessed the meeting at 8:12 p.m.

Mayor Winfield reconvened the meeting at 8:24 p.m.

STUDY SESSION

CALL TO ORDER

Mayor Winfield called the Study Session to order at 8:25 p.m.

STUDY SESSION AGENDA

1. PRESENTATION AND POSSIBLE DISCUSSION REGARDING PROPOSED TOWN CODE REGULATIONS FOR VACATION AND SHORT-TERM RENTALS

Community and Economic Development Director Paul Melcher presented Study Session item #1 and included the following:

- Presentation Goals
- Short-Term Rental Regulations per A.R.S. 9-500.39
- Vacation and Short Term Rentals: the "Flipped Switch" for A.R.S. 9-500-39?
- Short Term Rental Basics
- 3 Possible Paths Forward
- SRT Annual License Anticipated Workflow: Path 2
- Enforcement and Penalties, Appeals
- Community Information and Outreach
- Next Steps

Discussion ensued amongst Council and staff during and after the Study Session presentation for item #1.

No action was taken on this item.

2. PRESENTATION AND POSSIBLE DISCUSSION OF ORO VALLEY EMPLOYEE BENEFITS TRUST

Chief Financial Officer Dave Gephart provided a brief overview of Study Session item #2 and introduced Human Resources Director Andy Votava, Legal Services Director Tobin Sidles and CBIZ Consultant Oscar Diaz. Mr. Diaz attended the meeting via phone.

Mr. Gephart started the presentation and included the following:

- Town of Oro Valley Employee Benefits Trust

Mr. Sidles continued the presentation and included the following:

- Legal

Mr. Gephart continued the presentation and included the following:

- Financial

Discussion ensued amongst Council and staff regarding the OroValley Employee Benefits trust.

Mr. Votava continued the presentation and included the following:

- Administrative
- CBIZ's Employee Benefits Trust Services and Support

Mr. Diaz provided a brief overview of the trust services and support that CBIZ would provide for the Employee Benefits Trust.

Discussion continued amongst Council, staff, and Mr. Diaz regarding the Oro Valley Employee Benefits Trust.

No action was taken on this item.

ADJOURNMENT

Mayor Winfield adjourned the meeting at 10:38 p.m.

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 and study session of the Town of Oro Valley Council or Oro Valley, Arizona held on the 7th day of December 2022. I further certify that the meeting was duly called and held and that a quorum was present.

Michael Standish, CMC
Town Clerk