

**MINUTES
ORO VALLEY TOWN COUNCIL
REGULAR AND STUDY SESSION
JANUARY 4, 2023
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 6:00 p.m.

ROLL CALL

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

Councilmember Jones-Ivey recognized Phuong Bui, a senior at Immaculate Heart High School, for her academic excellence and community support.

Councilmember Jones-Ivey reported that CDO Project Graduation was looking for volunteers and donations for their event. She encouraged residents to visit the project graduation website at <https://cdoprojectgraduation.com> for more information.

TOWN MANAGER'S REPORT ON CURRENT EVENTS

Interim Town Manager Chris Cornelison recognized Oro Valley Water Utility Director Peter Abraham for his recent appointment as President of the Southern Arizona Water Users Association.

Mr. Cornelison reported that the town would be posting a survey regarding the Town's General Plan. Mr. Cornelison encouraged residents to respond to the survey.

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

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

Oro Valley resident Anthony Ferrara, spoke on behalf of Joann and Jerry Michelson. Mr. Farrera voiced the Michelson's concerns regarding the proposed Oro Valley Church of the Nazarene rezoning request.

Oro Valley resident Kathleen German voiced her concerns regarding the proposed Oro Valley Church of the Nazarene rezoning request.

Shelia Leply voiced her concerns regarding the proposed Oro Valley Church of the Nazarene rezoning request.

Oro Valley resident Mary Belford spoke on behalf of Kathleen Warden. Ms. Belford voiced the concerns of Kathleen Warden regarding the proposed Oro Valley Church of the Nazarene rezoning request.

Oro Valley resident Karen Steinbronn voiced her concerns regarding the proposed Oro Valley Church of the Nazarene rezoning request.

PRESENTATIONS

1. Presentation and possible discussion regarding the Senior Program Task Force Report

Parks and Recreation Deputy Director Matt Jankowski presented Presentation item #1 and included the following:

- Senior Programming Task Force Report
- Task Force Orgins
- Public Participation Opportunities
- Survey Results
- Overall Level of Interest in Activities by Percentage
- Open-ended Questions
- Key Findings
- Recommendation for Parks and Recreation Department to develop more programs and activities for seniors
- Recommendation: Promote existing activities/programs while increasing fitness offerings
- Recommendation: Offer educational opportunities and hands-on classes
- Recommendation: Develop social groups and trips
- Next Steps

Discussion ensued amongst Council, staff, and several Senior Program Task Force members, regarding the Senior Program Task Force report.

CONSENT AGENDA

- A. Minutes - November 10, December 7 and December 14, 2022
- B. Appointments to the Historic Preservation Commission (HPC) and the Planning and Zoning Commission (PZC)

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene to approve Consent items (A) and (B).

Vote: 7 - 0 Carried

REGULAR AGENDA

1. PUBLIC HEARING: DISCUSSION AND POSSIBLE ACTION REGARDING AN APPLICATION FOR A SERIES 7 (BEER AND WINE BAR) LIQUOR LICENSE FOR CHINA VALLEY RESTAURANT, LOCATED AT 10110 N. ORACLE ROAD, #180

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** Councilmember Steve Solomon to recommend approval of the issuance of a Series 7 Liquor License to the Arizona Department of Liquor Licenses and Control for Shuiyun Chen for China Valley Restaurant, located at 10110 N. Oracle Rd., #180

Vote: 7 - 0 Carried

2. DISCUSSION AND POSSIBLE ACTION REGARDING PROPOSED AMENDMENTS TO TOWN CODE CHAPTER 8 REGARDING SHORT TERM AND VACATION RENTAL LICENSING REQUIREMENTS
 - A. RESOLUTION NO. (R)23-02, DECLARING THE PROPOSED TOWN CODE AMENDMENTS TO CHAPTER 8 REGARDING SHORT TERM AND VACATION RENTAL LICENSING REQUIREMENTS IN ATTACHMENT 1 AND FILED WITH THE TOWN CLERK, A PUBLIC RECORD
 - B. PUBLIC HEARING: ORDINANCE NO. (O)23-01, AMENDING TOWN CODE CHAPTER 8 BY ADDING SHORT TERM AND VACATION RENTAL LICENSING REQUIREMENTS

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Tim Bohen to approve Resolution No. (R)23-02, declaring the proposed Town Code Amendments to Chapter 8 Regarding Short-Term and Vacation Rental Licensing Requirements in Attachment 1 and Filed with the Town Clerk, a Public Record.

Vote: 7 - 0 Carried

Community and Economic Development Director Paul Melcher provided a brief overview of item #2B.

Discussion ensued amongst Council and staff regarding item #2B.

Mayor Winfield opened the public hearing.

The following individual spoke against item #2B.

Oro Valley resident Doug Seemann

The following individual spoke in support of item #2B.

Oro Valley resident Hal Bergsma

Mayor Winfield closed the public hearing.

Discussion continued amongst Council and staff regarding item #2B.

Motion by Vice-Mayor (attended via Zoom) Melanie Barrett, **seconded by** Councilmember Tim Bohen to approve Ordinance No. (O)23-01, a proposed code amendment to chapter eight (8) of the Oro Valley Zoning Code regarding Short-Term rental regulations, changing instances of town manager to licensing administrator and adding under 8-8-11, verified violations of the town wide Oro Valley Code intended to protect the public's health and safety, as well as ordinances related to noise, protection of welfare, property maintenance, and other nuisance issues at the property, shall constitute a violation of this ordinance. After adoption, allowing 60 days for short-term rentals to come into compliance.

Discussion continued amongst Council and staff regarding item #2B.

Vice Mayor Barrett requested an amendment to the main motion, seconded by Councilmember Bohen, to change 60 days to 90 days for short-term rentals to come into compliance.

Motion by Vice-Mayor (attended via Zoom) Melanie Barrett, **seconded by** Councilmember Tim Bohen FINAL MOTION AS AMENDED: to approve Ordinance No. (O)23-01, a proposed code amendment to chapter eight (8) of the Oro Valley Zoning Code regarding Short-Term rental regulations, changing instances of town manager to licensing administrator and adding under 8-8-11, verified violations of the town wide Oro Valley Code intended to protect the public's health and safety, as well as ordinances related to noise, protection of welfare, property maintenance, and other nuisance issues at the property, shall constitute a violation of this ordinance. After adoption, allowing 90 days for short-term rentals to come into compliance.

Vote: 7 - 0 Carried

Mayor Winfield recessed the meeting at 8:17 p.m.

Mayor Winfield reconvened the meeting at 8:29 p.m.

3. UPDATE AND PROGRESS REPORT REGARDING THE PARKS & RECREATION PROJECTS FUNDED BY THE COUNCIL APPROVED BOND

Public Works Director and Town Engineer Paul Keesler presented item #3 and included the following:

- Current Bond Projects and Financial Overview
- Naranja Park Expansion Update
- Current Naranja Park Site Plan
- Golf Course Irrigation Replacement Update
- Multi-Use Path Connections Update
- Community Center Parking Lot Reconstruction & Expansion Update

Discussion ensued amongst Council and staff regarding item #3.

No action was taken on this item.

Mayor Winfield recessed the meeting at 9:09 p.m.

Mayor Winfield reconvened the meeting at 9:19 p.m.

4. RESOLUTION NO. (R)23-01, PRESENTATION, DISCUSSION AND POSSIBLE ACTION TO ADOPT REVISED FINANCIAL AND BUDGETARY POLICIES

Chief Financial Officer Dave Gephart presented item #4 and included the following:

- FY 2021/22 Financial Policies
- Financial Policy Purpose
- Notable Items

Discussion ensued amongst Council and staff regarding item #4.

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene to approve Resolution No. (R)23-01, adopting revised financial and budgetary policies.

Vote: 6 - 1 Carried

OPPOSED: Councilmember Tim Bohen

5. DISCUSSION AND POSSIBLE DIRECTION REGARDING MONTHLY FINANCIAL REPORTS

This item was requested by Mayor Winfield and Councilmember Solomon. Mayor Winfield explained that this item was requested to propose that financial presentations be moved to a quarterly basis for all future Council meetings.

Discussion ensued amongst Council and staff regarding item #5.

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene to move that financial presentations be held quarterly at Council meetings going forward.

Vote: 6 - 1 Carried

OPPOSED: Councilmember Tim Bohen

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 meeting at 9:57 p.m.

Vote: 7 - 0 Carried

STUDY SESSION

CALL TO ORDER

Mayor Winfield called the Study Session to order at 9:58 p.m.

STUDY SESSION AGENDA

1. PRESENTATION AND DISCUSSION REGARDING PROPOSED AMENDMENTS TO THE PARLIAMENTARY RULES & PROCEDURES AND CODE OF CONDUCT

Town Attorney Jonathan Rothschild presented Study Session item #1.

Discussion ensued amongst Council and staff regarding item #1.

Direction was provided to Town Attorney Jonathan Rothschild regarding the proposed amendments to the Parliamentary Rules & Procedures and Code of Conduct.

No action was taken on this item.

ADJOURNMENT

Mayor Winfield adjourned the Study Session 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 of Oro Valley, Arizona held on the 4th day of January 2023. I further certify that the meeting was duly called and held and that a quorum was present.

Michael Standish, CMC
Town Clerk