

MINUTES
ORO VALLEY TOWN COUNCIL
REGULAR SESSION
December 5, 2018
ORO VALLEY COUNCIL CHAMBERS
11000 N. LA CANADA DRIVE

REGULAR SESSION AT OR AFTER 4:00 PM

CALL TO ORDER

Mayor Winfield called the meeting to order at 4:00 p.m.

ROLL CALL

PRESENT:

Joseph C. Winfield, Mayor
Melanie Barrett, Vice Mayor (attended via phone)
Joyce Jones-Ivey, Councilmember
Josh Nicolson, Councilmember
Rhonda Piña, Councilmember
Bill Rodman, Councilmember
Steve Solomon, Councilmember

***EXECUTIVE SESSION** - 1. Pursuant to ARS 38-431.03(A)(4) and (A)(7) to discuss and consult with its attorneys for legal advice regarding potential land contract negotiations. *2. Pursuant to ARS 38-431.03(A)(4) to discuss contract negotiations

MOTION: A motion was made by Councilmember Rodman and seconded by Councilmember Piña to go into Executive Session at 4:02 p.m. pursuant to ARS 38-431.03(A)(7) to discuss and consult with its attorneys for legal advice regarding potential land contract negotiations and pursuant to ARS 38-431.03(A)(4) to discuss contract negotiations.

MOTION carried, 7-0.

Mayor Winfield said the following staff members would join Council in Executive Session: Town Manager Mary Jacobs, Assistant Town Manager Chris Cornelison, Legal Services Director Tobin Sidles, Town Attorney Gary Cohen and Town Clerk Mike Standish.

REGULAR SESSION AT OR AFTER 6:00 PM

CALL TO ORDER

Mayor Winfield called the meeting to order at 6:02 p.m.

ROLL CALL

PRESENT:

Joseph C. Winfield, Mayor
Melanie Barrett, Vice Mayor (attended via phone)
Joyce Jones-Ivey, Councilmember
Josh Nicolson, Councilmember
Rhonda Piña, Councilmember
Bill Rodman, Councilmember
Steve Solomon, Councilmember

PLEDGE OF ALLEGIANCE

Mayor Winfield led the audience in the Pledge of Allegiance.

UPCOMING MEETING ANNOUNCEMENTS

Communications Administrator Misti Nowak announced the upcoming Town meetings.

COUNCIL REPORTS

Mayor Winfield gave an overview of his activities and events that he has attended since being sworn in to office on November 7th, 2018.

DEPARTMENT REPORTS

Town Manager Mary Jacobs reported that the Town had received a positive self-insured wellness score from United Health Care. In addition, Ms. Jacobs encouraged residents to sign up for WaterSmart, a free online service for Oro Valley Water Utility customers that helps effectively manage water use and lower monthly water bills. Ms. Jacobs also wished everyone a very happy holiday and prosperous New Year!

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 Nancy Young Wright voiced her concerns regarding the road conditions adjacent to Rancho Verde North subdivision.

PRESENTATIONS

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

Arts and Culture Ambassador Sasha Case introduced the pieces of artwork on display in the Council Chambers which were created by students from Casas Christian School, Basis Oro Valley School, Innovation Academy and Canyon Del Oro High School.

Mayor Winfield recessed the meeting at 6:27 p.m.

Mayor Winfield reconvened the meeting at 6:32 p.m.

CONSENT AGENDA

Councilmember Jones-Ivey requested that item (C) be removed from the Consent Agenda for discussion.

- A. Minutes - November 7, 2018
- B. Fiscal Year 2018/19 Financial Update through September 2018
- D. Approval of the 2019 regular Town Council meeting schedule
- E. Approval to amend the 2018 Council liaison assignments and to set the 2019 Council liaison assignments
- F. Resolution No. (R)18-48, approving the Agenda Committee assignment for the period of December 1, 2018 to March 1, 2019
- G. Resolution No. (R)18-49, accepting a 2018 Land and Water Conservation Fund (LWCF) grant in the amount of \$200,000 and authorizing the Town to pay the remainder of the project fees for the ball field rehabilitation at James D. Kriegh Park; and directing the Town Manager, Town Clerk, Town Legal Services Director, or their duly authorized officers and agents to take all steps necessary to carry out the purposes and intent of this resolution
- H. Request for approval of a Final Plat for a commercial development, located on the northeast corner of Oracle Road and Linda Vista Boulevard within the El Corredor Planned Area Development
- I. Request for approval of a Final Plat Amendment and accompanying license agreement to maintain the existing turn-a-round at the end of Three Oaks Drive A: A Final Plat Amendment to remove a requirement for Three Oaks Drive to connect to La Cholla Boulevard B: A License Agreement between the Town of Oro Valley and the Cañada Hills Parcels D & E Homeowner's Association for maintenance and responsibility of the turn-a-round, currently located in the public right-of-way

- J. *Approval to allow the Town Manager, Town Attorney and any necessary personnel to proceed as discussed in Executive Session item #1
- K. *Approval to allow the Town Manager, Town Attorney, Economic Development Director and all other necessary personnel to proceed as discussed in Executive Session item #2

MOTION: A motion was made by Councilmember Rodman and seconded by Councilmember Piña to approve Consent Agenda items (A - B) and (D - K).

MOTION carried, 7-0

C. Fiscal Year 2018/19 Financial Update through October 2018

Chief Financial Officer Stacey Lemos gave an overview of the Fiscal Year 2018/19 Financial Update through October 2018.

Discussion ensued amongst Council and staff regarding the Fiscal Year 2018/19 Financial Update through October 2018.

MOTION: A motion was made by Councilmember Rodman and seconded by Councilmember Piña to approve Consent Agenda item (C).

MOTION carried, 6-1 with Councilmember Jones-Ivey abstaining.

REGULAR AGENDA

- 1. PUBLIC HEARING: DISCUSSION AND POSSIBLE ACTION REGARDING AN APPLICATION FOR AN INTERIM PERMIT AND NEW SERIES 12 (RESTAURANT) LIQUOR LICENSE FOR RAGAZZI NORTHERN ITALIAN CUISINE, LOCATED AT 7850 N. ORACLE ROAD

Town Attorney Gary Cohen presented item #1.

Mayor Winfield opened the public hearing.

No comments were received.

Mayor Winfield closed the public hearing.

MOTION: A motion was made by Councilmember Rodman and seconded by Councilmember Solomon to approve the issuance of a Series 12 Liquor License to the Arizona Department of Liquor Licenses and Control for Socorro Martinez Borboa-Parker for Ragazzi Northern Italian Cuisine, located at 7850 N. Oracle Road.

MOTION carried, 7-0.

2. ADOPTING THE 2018 INTERNATIONAL BUILDING CODES AND 2017 NATIONAL ELECTRICAL CODE AND ASSOCIATED AMENDMENTS THERETO

a. RESOLUTION NO. (R)18-50, DECLARING AS PUBLIC RECORDS CERTAIN DOCUMENTS COLLECTIVELY KNOWN AS THE 2018 INTERNATIONAL BUILDING CODES, AND THE 2017 NATIONAL ELECTRICAL CODE

MOTION: A motion was made by Councilmember Rodman and seconded by Councilmember Nicolson to adopt Resolution No. (R)18-50, declaring the 2018 Building Codes and the 2017 National Electrical Code as public records.

MOTION carried, 7-0.

b. PUBLIC HEARING: ORDINANCE NO. (O)18-16, ADOPTING CERTAIN DOCUMENTS COLLECTIVELY KNOWN AS THE 2018 INTERNATIONAL BUILDING CODES, AND THE 2017 NATIONAL ELECTRICAL CODE

Mayor Winfield opened the public hearing.

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

Southern Arizona Home Builders Association Government Affairs Director Shawn Cote

Mayor Winfield closed the public hearing.

Oro Valley Building Official and Inspection & Compliance Division Manager Chuck King presented item # 2b and included the following:

- Code History
- Building Code and Editions
- Events and Disasters
- Process
- Code Update Benefits

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

MOTION: A motion was made by Councilmember Solomon and seconded by Councilmember Rodman to adopt Ordinance No. (O)18-16, adopting the 2018 editions of the International Residential Code, International Building Code, International Plumbing Code, International Mechanical Code, International Fire Code, International Fuel Gas Code, International Energy Conservation Code, International Property Maintenance Code, International Swimming Pool and Spa Code, and the 2017 edition

of the National Electrical Code, with amendments thereto, and to repeal all ordinances that are in conflict with these codes and amendments.

MOTION carried, 7-0.

3. DISCUSSION AND POSSIBLE ACTION REGARDING RESOLUTION NO. (R)18-51, AMENDING APPENDIX "B" OF THE TOWN COUNCIL PARLIAMENTARY RULES & PROCEDURES AND CODE OF CONDUCT LIMITING BOARD AND COMMISSION MEMBERS TO TWO CONSECUTIVE TERMS AND CONCLUDING TERMS ON DECEMBER 31, 2018 FOR THOSE MEMBERS GRANTED A THIRD TERM

Town Attorney Gary Cohen presented item #3.

The following individual spoke in support of item #3.

Oro Valley resident Hal Bergsma

Discussion ensued among Council and staff regarding item #3.

MOTION: A motion was made by Vice Mayor Barrett and seconded by Councilmember Nicolson to adopt Resolution No. (R)18-51, amending Appendix "B" of the Town Council Parliamentary Rules & Procedures and Code of Conduct to limit board/commission members to two consecutive terms on the same board/commission and conclude terms for those members granted a third term on December 31, 2018.

MOTION carried, 4-3 with Councilmember Piña, Councilmember Rodman, and Councilmember Solomon opposed.

CALL TO AUDIENCE

No comments were received.

FUTURE AGENDA ITEMS

No future agenda items were requested.

ADJOURNMENT

MOTION: A motion was made by Councilmember Jones-Ivey and seconded by Councilmember Piña to adjourn the meeting at 8:07 p.m.

MOTION carried, 7-0.

Prepared by:


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 5th day of December, 2018. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 14th day of January, 2019.


Michael Standish, CMC
Town Clerk