

**MINUTES
ORO VALLEY TOWN COUNCIL
REGULAR SESSION
JUNE 19, 2024
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 5:04 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
Steve Solomon, Councilmember

EXECUTIVE SESSION

1. Pursuant to ARS §38-431.03 (A)(3) and (A)(4) for legal advice and litigation and settlement regarding the Clifton matter, Pima County Superior Court Cause of Action No. C20215129

Motion by Councilmember Josh Nicolson, **seconded by** Vice-Mayor Melanie Barrett to remove the Executive Session item from the agenda.

Discussion ensued amongst Council, staff, and the Town Attorney regarding the motion to remove the Executive Session item from the agenda.

The Town Attorney, David Hindman, suggested a motion to continue the item to an unspecified future date.

Motion by Councilmember Josh Nicolson, **seconded by** Vice-Mayor Melanie Barrett to continue the Executive Session item to an unspecified future meeting date, to be selected by either the Agenda Committee or during a future Council meeting.

Vote: 4 - 3 Carried

OPPOSED: Councilmember Harry Greene
Councilmember Joyce Jones-Ivey
Councilmember Steve Solomon

Mayor Winfield recessed the meeting at 5:14 p.m.

RESUME REGULAR SESSION AT OR AFTER 6:00 PM

CALL TO ORDER

Mayor Winfield resumed the Regular Session at 6:01 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 (attended via Zoom)
Steve Solomon, Councilmember

1. APPROVAL OF ANY DIRECTION TO THE ATTORNEYS, TOWN MANAGER AND STAFF AS DISCUSSED IN EXECUTIVE SESSION REGARDING THE CLIFTON MATTER, PIMA COUNTY SUPERIOR COURT CAUSE OF ACTION NO. C20215129

As a result of the Executive Session motion, this item was continued to an unspecified future meeting date, to be selected by either the Agenda Committee or during a future Council meeting.

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 information regarding monsoon preparedness, and included information on how Oro Valley residents could receive free sandbags from the Town of Oro Valley. Councilmember Greene also reported that the Oro Valley Stormwater Utility Department has worked diligently to keep service costs down.

Councilmember Greene reported that the Oro Valley Historical Society held a celebration event in honor of Henry Zipf's service to the Oro Valley Historical Society. A bench was installed to commemorate his service.

Vice Mayor Barrett thanked Town Staff for their work and support with the expansion and grand opening of Naranja Park.

TOWN MANAGER'S REPORT ON CURRENT EVENTS

Town Manager Jeff Wilkins reported the following information:

- Highlighted the CDO Wash Levee augmentation project
- 50 Businesses for 50 Years continues
- Upcoming Town Events

ORDER OF BUSINESS

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

INFORMATIONAL ITEMS

There were no informational items.

CALL TO AUDIENCE

Oro Valley resident Charlie Hurt spoke regarding the need to expand current amenities in Oro Valley to include performing arts.

Oro Valley resident Analai Walters spoke regarding the need for a performing and visual arts center in Oro Valley.

Jennifer Holthaus spoke regarding Spotlight Youth Productions, and the need for a cultural and performing arts Center in Oro Valley.

Brandon Howell spoke regarding the need for a cultural and performing arts center in Oro Valley.

Oro Valley resident Bill Rodman spoke regarding the need for a cultural and performing arts center in Oro Valley.

Oro Valley resident Judi Rodman spoke regarding the need for a cultural and performing arts center in Oro Valley.

Oro Valley resident Gene Abranaya spoke regarding the need for a cultural and performing arts center in Oro Valley.

Oro Valley resident Joe Erceg spoke regarding the need for a cultural and performing arts center in Oro Valley.

Oro Valley resident Dick Eggerding spoke regarding the need for a cultural and performing arts center in Oro Valley.

Oro Valley resident Madison Masland spoke regarding the need for a cultural and performing arts center in Oro Valley.

Dexter Maslen spoke regarding the need for a Cultural and Performing Arts Center in Oro Valley.

Oro Valley resident Anthony Farrara 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 discussion regarding an update on the community's effort to create OV's Path Forward, including the results from the Big Community Survey

Principal Planner Milini Simms presented the update on the community's effort to create OV's Path Forward, including the results from the Big Community Survey:

- Purpose
- Tonight's Focus
- Creating the 10-year plan
- Invitations to participate
- Inform
- Engage
- The BIG Community Survey

Jan Gordley of the Gordley Group, continued the presentation and included the following:

- Consultants
- Survey Methods
- Elements Liked Best about OV
- Biggest Challenges
- Describing Oro Valley
- Suggested Changes
- Preferred Future of Oro Valley
- Public Safety Priorities
- Traffic and Mobility Priorities
- Land Development Priorities
- Water Related Priorities
- Trail, Bike and Pedestrian Priorities
- Environment and View Priorities
- Town Revenue Generators
- Economic Development Priorities
- Energy & Sustainability Priorities
- Patterns
- Comparison to the 2013 Survey

Mrs. Simms continued the presentation and included the following:

- Resident Working Groups' Toolkit
- Summary & Next Steps

Discussion ensued amongst Council, staff, and Ms. Gordley, regarding the update on the community's effort to create OV's Path Forward, including the results from the Big Community Survey.

2. Proclamation - Parks and Recreation Month

Mayor Winfield proclaimed July 2024, as Parks and Recreation Month in Oro Valley.

Oro Valley Parks and Recreation Director Rosalyn Epting accepted the proclamation.

CONSENT AGENDA

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

- B. Final Plat approval for a 64-lot residential subdivision known as Naranja Trails, located south of Naranja Drive, approximately 1/4-mile west of N. First Avenue
- C. Final Plat amendment approval for Lot 10 of the Foothills Business Park subdivision, located near the northeast corner of Oracle Road and Hanley Boulevard
- D. Resolution No. (R)24-21, authorizing and approving an Intergovernmental Agreement (IGA) between the Town of Oro Valley and Pima County regarding payment for the incarceration of municipal prisoners
- E. Resolution No. (R)24-22, authorizing and approving an Intergovernmental Agreement (IGA) between the Town of Oro Valley and the Pima County Jail to provide officer coverage for video proceedings between the jail and the Court
- F. *Resolution No. (R)24-28, authorizing and approving an amendment to the Intergovernmental Agreement (IGA) between the Town of Oro Valley and the Pima County Recorder for election services, modifying the date of the 2024 Primary Election from August 6, 2024 to July 30, 2024 due to HB2785

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

Vote: 7 - 0 Carried

- G. *Resolution No. (R)24-29, authorizing and approving a Participation Form/Agreement concerning the New National Opioids Settlement with Kroger

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene to approve Consent agenda item (G).

Vote: 7 - 0 Carried

- A. Minutes - June 5, 2024

Vice Mayor Barrett clarified why she was abstaining from Consent agenda item (A).

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene to approve Consent agenda item (A).

Vote: 6 - 0 Carried

Other: Vice-Mayor Melanie Barrett (ABSTAINING)

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

Mayor Winfield reconvened the meeting at 8:09 p.m.

REGULAR AGENDA

2. RESOLUTION NO. (R)24-23, PRESENTATION, DISCUSSION AND POSSIBLE ACTION TO ADOPT REVISED FINANCIAL AND BUDGETARY POLICIES, INCLUDING THE INVESTMENT POLICY AND PSPRS PENSION FUNDING POLICY

Chief Financial Officer David Gephart presented item #2 and included the following:

- FY24-25 Financial & Budgetary Policy Purpose
- Notable Items
- Questions

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene to approve Resolution No. (R)24-23, adopting revised financial and budgetary policies, including the investment policy and PSPRS pension funding policy.

Discussion ensued amongst Council and staff regarding the possible action to adopt revised financial and budgetary policies, including the investment policy and PSPRS Pension Funding Policy.

Councilmember Nicolson requested a friendly amendment to keep the CIP threshold at \$50,000, and to keep the funding threshold for the PSPRS at 100%, seconded by Vice Mayor Barrett.

Mayor Winfield accepted the friendly amendment, seconded by Councilmember Greene.

Discussion continued amongst Council and staff regarding item #2.

Motion by Councilmember Joyce Jones-Ivey, **seconded by** Councilmember Steve Solomon to call the question.

Vote: 4 - 3 Failed

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

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene **FINAL MOTION AS AMENDED**, to approve Resolution No. (R)24-23, adopting revised financial and budgetary policies, including the investment policy and PSPRS pension funding policy, and with the amendment that the CIP threshold will be kept at \$50,000, and the funding threshold for the PSPRS will be kept at 100%.

Vote: 7 - 0 Carried

3. RESOLUTION NO. (R)24-24, DISCUSSION AND POSSIBLE ACTION TO REVISE PERSONNEL POLICY 14 OVERTIME

Human Resource Director Andy Votava provided a brief overview of the proposed revised Personnel Policy 14 Overtime.

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene to approve Resolution No. (R)24-24, revising Personnel Policy 14, overtime.

Discussion ensued amongst Council and staff regarding possible action to revise Personnel Policy 14 - Overtime.

Vice Mayor Barrett requested a friendly amendment that staff shall be able to cash out with the approval of the department director. Mayor Winfield agreed to the friendly amendment, seconded by Councilmember Greene.

Discussion continued amongst Council and staff regarding item #3.

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene **FINAL MOTION AS AMENDED**, to approve Resolution No (R)24-24, revising Personnel Policy 14, overtime, allowing staff to cash out with the approval of the department director.

Vote: 7 - 0 Carried

4. RESOLUTION NO. (R)24-25, DISCUSSION AND POSSIBLE ACTION TO REVISE PERSONNEL POLICY 19 TRAINING EMPLOYEES AND REIMBURSEMENT FOR EDUCATIONAL EXPENSES

Human Resource Director Andy Votava provided a brief overview of the proposed Personnel Policy 19, Training Employees and Reimbursement for Educational Expenses.

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene to approve Resolution No. (R)24-25, revising Personnel Policy 19, Training Employees and Reimbursement for Educational Expenses.

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)24-25, revising Personnel Policy 19, Training Employees and Reimbursement for Educational Expenses.

Vote: 7 - 0 Carried

5. RESOLUTION NO. (R)24-26, DISCUSSION AND POSSIBLE ACTION TO REVISE PERSONNEL POLICY 10 LEAVES

Human Resource Director Andy Votava provided a brief overview of the proposed revision to Personnel Policy 10, Leaves.

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene to approve Resolution No. (R)24-26, revising Personnel Policy 10, Leaves.

Discussion ensued amongst Council and staff regarding item #5.

Mayor Winfield requested to amend the main motion to approve Resolution No. (R)24-26, revising Personnel Policy 10, Leaves, with the change from three weeks to four weeks, seconded by Councilmember Greene.

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene **FINAL MOTION AS AMENDED**, to approve Resolution No. (R)24-26, revising Personnel Policy 10, Leaves, with the change from three weeks to four weeks.

Vote: 7 - 0 Carried

6. PUBLIC HEARING: RESOLUTION NO. (R)24-27, APPROVING THE ADOPTION OF THE FINAL BUDGET OF THE TOWN OF ORO VALLEY FOR FISCAL YEAR 2024/25, INCLUDING APPROVAL OF THE 10-YEAR CAPITAL IMPROVEMENT PROGRAM (CIP) FROM FY 2024/25 THROUGH FY 2033/34 AND THE FY 2024/25 GENERAL PAY PLAN

Chief Financial Officer David Gephart presented item #6 and included the following:

- FY 2024/25 Final Budget
- Final Notes and Next Steps

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene to approve Resolution No. (R)24-27, adopting the Final Budget of the Town of Oro Valley for fiscal year 2024/25, including the FY 2024/25 General Pay Plan under the same conditions authorized with the FY 2023/24 General Pay Plan Adoption, and further MOVE to approve the Town of Oro Valley 10-year Capital Improvement Program for FY 2024/25 through FY 2033/34.

Discussion ensued amongst Council and staff regarding item #6.

Motion by Vice-Mayor Melanie Barrett, **seconded by** Councilmember Tim Bohen to amend the main motion to change the general pay plan to an average of a 3% pay increase this year.

Discussion continued amongst Council and staff regarding item #6.

Motion by Vice-Mayor Melanie Barrett, **seconded by** Councilmember Tim Bohen to amend the main motion to change the general pay plan to 3% average raises, and to allow department directors to provide performance-based pay increases.

Vote: 3 - 4 Failed

OPPOSED: Mayor Joseph C. Winfield
Councilmember Harry Greene
Councilmember Joyce Jones-Ivey
Councilmember Steve Solomon

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene to approve Resolution No. (R)24-27, adopting the Final Budget of the Town of Oro Valley for fiscal year 2024/25, including the FY 2024/25 General Pay Plan under the same conditions authorized with the FY 2023/24 General Pay Plan Adoption, and further MOVE to approve the Town of Oro Valley 10-year Capital Improvement Program for FY 2024/25 through FY 2033/34.

Discussion continued amongst Council and staff regarding item #6.

Discussion continued amongst Council and staff regarding item #6.

Councilmember Solomon requested an amendment to the main motion to include; all available funds for the 10-year capital improvement program, from FY 2024/25, to FY 2033/34, excluding the Water Enterprise Fund, shall be prioritized and spent to meet the 10 year CIP needs as follows; 1. Police and Public Safety, 2. Roads and Infrastructure, 3. Health and Safety, 4. Maintenance repairs required to prevent serious deterioration, only after the above CIP needs are funded shall any remaining funds be spent on other CIP needs. No second received.

Discussion continued amongst Council and staff regarding item #6.

Vice Mayor Barrett requested an amendment to move the Community Center Men's Jacuzzi to an Outdoor Accessed Restroom to 2025/2026.

Mayor Winfield accepted the amendment, seconded by Councilmember Greene.

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Harry Greene **FINAL MOTION AS AMENDED**, to approve Resolution No. (R)24-27, adopting the Final Budget of the Town of Oro Valley for fiscal year 2024/25, including the FY 2024/25 General Pay Plan under the same conditions authorized with the FY 2023/24 General Pay Plan Adoption, and further MOVE to approve the Town of Oro Valley 10-year Capital Improvement Program for FY 2024/25 through FY 2033/34, and to move the Community Center Men's Jacuzzi to an Outdoor Accessed Restroom to 2025/2026.

Vote: 7 - 0 Carried

FUTURE AGENDA ITEMS

There were no future agenda items requested.

ADJOURNMENT

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Steve Solomon to adjourn the meeting at 11:05 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 19th day of June 2024. I further certify that the meeting was duly called and held and that a quorum was present.

Michael Standish, CMC
Town Clerk