

**MINUTES
ORO VALLEY TOWN COUNCIL
REGULAR AND STUDY SESSION
NOVEMBER 4, 2020
ONLINE ZOOM MEETING**

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
Tim Bohen, Councilmember
Harry Greene, Councilmember
Joyce Jones-Ivey, Councilmember
Josh Nicolson, Councilmember
Steve Solomon, Councilmember

PLEDGE OF ALLEGIANCE

Councilmember Piña led the audience in the Pledge of Allegiance.

SWEARING IN OF NEWLY ELECTED COUNCILMEMBERS WITH TERMS EFFECTIVE NOVEMBER 4, 2020 THROUGH NOVEMBER 6, 2024

Town Clerk Mike Standish swore in Councilmember Steve Solomon, Harry Greene, and Tim Bohen with terms effective November 4th, 2020 to November 6, 2024.

SEATING OF NEWLY ELECTED COUNCILMEMBERS AND REMARKS BY THE NEWLY ELECTED COUNCILMEMBERS

Councilmembers Solomon, Greene and Bohen expressed their appreciation and thanked residents for their support with their election to office.

UPCOMING MEETING ANNOUNCEMENTS

Town Clerk Mike Standish announced the upcoming Town meetings.

COUNCIL REPORTS

Councilmember Solomon recognized Lyra Done with a tribute to her life.

Councilmember Jones-Ivey reported the Southern Arizona Network for Down Syndrome would hold their 20th Anniversary Tucson BuddyWalk on November 15, 2020 and encouraged citizens to participate.

Councilmember Nicolson expressed his gratitude for the opportunity to have known Lyra Done.

Mayor Winfield thanked Paul Keesler for organizing, and citizens that participated in a litter clean up day as part of the National Make a Difference Day. Mayor Winfield also encouraged citizens to get their flu shots.

TOWN MANAGER'S REPORT

Town Manager Mary Jacobs reported the following information:

- Welcomed the newly elected councilmembers, Steve Solomon, Tim Bohen and Harry Greene.
- Over 100 Oro Valley businesses had been approved to receive assistance as part of the OVSafesteps program.
- Ms. Jacobs thanked the Greater Oro Valley Chamber of Commerce for hosting the State of the Town virtual event held on October 28, 2020 and congratulated Mayor Winfield for another successful event. Ms. Jacobs encouraged residents to view the State of the Town video on the Town's website under the Town's Mayor and Council Page.
- The Town would be a sponsor in the "Taste of Oro Valley" event held on November 8, 2020. This event would help to boost local restaurants.

ORDER OF BUSINESS

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

Mayor Winfield provided the guidelines for participation in the Town Council's Regular and Study Session Zoom meeting.

INFORMATIONAL ITEMS

There were no informational items.

CALL TO AUDIENCE

No comments were received.

PRESENTATIONS

CONSENT AGENDA

- A. Minutes - October 21, 2020
- B. Resolution No. (R)20-52, authorizing and approving the Town of Oro Valley Public Transportation Agency Safety Plan (PTASP) as required by the Federal Transit Administration (FTA) 49 CFR Part 673

- C. Request for approval of Conceptual Architecture for a multifamily and commercial development, located on the northwest corner of Linda Vista Boulevard and Oracle Road

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

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 ORO VALLEY HAND & FOOT SPA, LOCATED AT 12995 N. ORACLE ROAD, STE #151

Town Clerk Mike Standish presented item #1.

Mayor Winfield opened the public hearing.

No comments were received.

Mayor Winfield closed the public hearing.

Discussion ensued amongst Council and staff regarding item #1.

Motion by Vice-Mayor Melanie Barrett, **seconded by** Councilmember Joyce Jones-Ivey to deny the issuance of a Series 7 Liquor License to the Arizona Department of Liquor Licenses and Control for Dung Binh Tran Le for Oro Valley Hand & Foot Spa, located at 12995 N. Oracle Road, Ste #151.

Discussion continued amongst Council and staff regarding item #1.

Motion by Vice-Mayor Melanie Barrett, **seconded by** Councilmember Joyce Jones-Ivey to deny the issuance of a Series 7 Liquor License to the Arizona Department of Liquor Licenses and Control for Dung Binh Tran Le for Oro Valley Hand & Foot Spa, located at 12995 N. Oracle Road, Ste #151.

Vote: 7 - 0 Carried

2. DISCUSSION AND POSSIBLE ACTION REGARDING PROPOSED TEXT AMENDMENTS TO REGULATE RECREATIONAL MARIJUANA IN RESPONSE TO POTENTIAL VOTER APPROVAL OF PROPOSITION 207

A: RESOLUTION NO. (R)20-53, DECLARING THE PROPOSED TEXT AMENDMENTS TO TOWN CODE, CHAPTER 8, ARTICLE 8-6, AND THE ZONING RELATED TEXT AMENDMENTS TO CHAPTER 23, CHAPTER 25, CHAPTER 31 AND OTHER ASSOCIATED CHAPTERS IN ATTACHMENT 1 AND FILED WITH THE TOWN CLERK, A PUBLIC RECORD

B: PUBLIC HEARING: ORDINANCE NO. (O)20-10, REGARDING TEXT AMENDMENTS TO TOWN CODE, CHAPTER 8, ARTICLE 8-6 AND THE ZONING RELATED TEXT AMENDMENTS TO CHAPTER 23, CHAPTER 25, CHAPTER 31 AND OTHER ASSOCIATED CHAPTERS, AND DECLARING AN EMERGENCY TO EXIST

Town Manager Mary Jacobs provided an overview of item #2.

Motion by Mayor Joseph C. Winfield, **seconded by** Councilmember Steve Solomon to approve Resolution No. (R)20-53, declaring the proposed amendments to the Town Code, Chapter 8-Article 8-6, and the zoning related Chapter 23, Chapter 25, Chapter 31 and other associated sections in Attachment 1 and filed with the Town Clerk, a public record.

Vote: 7 - 0 Carried

Oro Valley Principal Planner Milini Simms and Chief Civil Deputy Town Attorney Joseph Andrews presented item #2B and included the following:

- Purpose
- Parameters of the Proposition
- Proposed Revisions to Chapter 8 of the Town Code
- Proposed Revisions to Zoning Chapters of the Town Code
- Key Existing Medical Marijuana Requirements
- General Plan Conformance
- Planning and Zoning Commission
- Key Takeaways
- Summary and Recommendation

Mayor Winfield opened the public hearing.

The following individual spoke regarding item #2B

Oro Valley resident Sarah Nelson

Mayor Winfield closed the public hearing.

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

Mayor Winfield re-opened the public hearing.

The following individuals spoke regarding item #2B.

Oro Valley Resident Sarah Nelson

Oro Valley Resident Dick Augur

Mayor Winfield closed the public hearing.

Motion by Vice-Mayor Melanie Barrett, **seconded by** Councilmember Steve Solomon to approve Ordinance No. (O)20-10, the proposed amendments to the Town Code, Chapter 8, Article 8-6 and the zoning related Chapter 23, Chapter 25, Chapter 31 and other associated sections in Attachment 2 but amending Oro Valley Zoning Code section 25.1.B.19.a.ii.k by changing the hours of operation to reflect 7:00 a.m. to 8:00p.m. and declaring an emergency to exist.

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

Motion by Vice-Mayor Melanie Barrett, **seconded by** Councilmember Steve Solomon to approve Ordinance No. (O)20-10, the proposed amendments to the Town Code, Chapter 8, Article 8-6 and the zoning related Chapter 23, Chapter 25, Chapter 31 and other associated sections in Attachment 2 but amending Oro Valley Zoning Code section 25.1.B.19.a.ii.k by changing the hours of operation to reflect 7:00 a.m. to 8:00p.m. and declaring an emergency to exist.

Vote: 7 - 0 Carried

3. DISCUSSION AND POSSIBLE ACTION ON FEES CHARGED TO, AND/OR ASSISTANCE THAT CAN BE PROVIDED TO, SWIM TEAMS THAT UTILIZE THE TOWN AQUATICS FACILITY

Vice-Mayor Barrett and Councilmember Nicolson provided a brief overview of why item #3 was requested.

The following individuals spoke regarding item #3.

Oro Valley resident Natalie Stamer
Oro Valley resident Anthony Ferrara
Oro Valley resident John Jones
Oro Valley resident Kurt Weibel
Oro Valley resident Jay Page
Oro Valley resident Tom Sheehy
Oro Valley resident Pam Housman
Oro Valley resident Jeff Kaufman
Bee Schlotec
Oro Valley resident Nicole Ball
Oro Valley resident John Kastner

Vice-Mayor Barrett summarized information provided from the FAST Swim team.

Discussion ensued amongst Council and staff regarding item #3.

Motion by Councilmember Joyce Jones-Ivey, **seconded by** Councilmember Harry Greene request Town staff to speak with Pima County regarding possible Covid safety protocols for the Aquatic center to allow increased lane usage and to view various financial assistance opportunities for swim teams that utilize the Town Aquatics Facility.

Vice Mayor Barrett requested that the original motion be amended to also include that staff look at the Town's Aquatic Center fees in comparison to other jurisdiction fees.

Motion by Councilmember Joyce Jones-Ivey, **seconded by** Councilmember Harry Greene to amend the main motion to request Town staff to speak with Pima County regarding possible Covid safety protocols for the Aquatic center in order to allow increased lane usage, review various financial assistance opportunities for swim teams that utilize the Town Aquatics Facility and to request staff to look at the Town's Aquatic Center fees in comparison to other jurisdiction fees.

Vote: 7 - 0 Carried

Councilmember Greene thanked staff for hosting a very successful Halloween Spooktackular event held on October 31, 2020.

FUTURE AGENDA ITEMS

No future agenda items were requested.

ADJOURNMENT OF THE REGULAR SESSION

Motion by Mayor Joseph C. Winfield, **seconded by** Vice-Mayor Melanie Barrett to adjourn the Regular Session at 8:47 p.m.

Vote: 7 - 0 Carried

STUDY SESSION

Mayor Winfield called the Study Session to order at 9:00 p.m.

STUDY SESSION AGENDA

1. **PRESENTATION AND DISCUSSION OF A 2020 STUDY ON APARTMENTS AS A COMPONENT OF THE IMPLEMENTATION OF GENERAL PLAN GOALS REGARDING DIVERSE HOUSING OPTIONS**

Oro Valley Planning Manager Bayer Vella gave an overview of Study Session item #1 and introduced Lucinda Smedley representing The Real Estate Consulting Group.

Ms. Smedley presented the following information:

- About Us
- Purpose of the Study
- Apartments' Role in the "Housing Mix"
- Scope of the Study
- Methodology
- What is the demand and supply of apartments?
- Performance of Existing Apartments
- Anticipated Supply
- Demand and Supply
- Do apartments command significantly lower rent over time due to deterioration?
- What are the ages and income of renters in comparison to homeowners?
- Do local schools have the capacity for more apartments?
- Do apartments significantly contribute to overall crime?
- Is crime higher in apartment communities than in single-family residential subdivisions?
- Conclusion and Key Data Findings

Discussion ensued amongst Council, staff and Ms. Smedley.

ADJOURNMENT

Mayor Winfield adjourned the meeting at 9:46 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 November 2020. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this ____ day of _____, 2020.

Michael Standish, CMC
Town Clerk