

**MINUTES
ORO VALLEY TOWN COUNCIL
March 2, 2011
ORO VALLEY COUNCIL CHAMBERS
11000 N. LA CANADA DRIVE**

REGULAR SESSION

CALL TO ORDER - at 5:00 PM

ROLL CALL

PRESENT: Satish Hiremath, Mayor
Mary Snider, Vice Mayor
Bill Garner, Councilmember
Joe Hornat, Councilmember
Steve Solomon, Councilmember
Lou Waters, Councilmember

ABSENT: Barry Gillaspie, Councilmember

EXECUTIVE SESSION

MOTION: A motion was made by Councilmember Waters and seconded by Councilmember Hornat to go into Executive Session at 5:01 p.m. for the purpose of personnel matters regarding the annual evaluation of Town Magistrate pursuant to ARS 38-431.03 (A)(1).

MOTION carried, 6-0.

Mayor Hiremath stated that the following staff members would join Council in Executive Session: Town Magistrate George Dunscomb and Human Resources Director Betty Dickens.

RESUME REGULAR SESSION

CALL TO ORDER - at 6:03 PM

ROLL CALL

PRESENT: Satish Hiremath, Mayor
Mary Snider, Vice Mayor
Bill Garner, Councilmember
Barry Gillaspie, Councilmember
Joe Hornat, Councilmember
Steve Solomon, Councilmember

Lou Waters, Councilmember

PLEDGE OF ALLEGIANCE

Mayor Hiremath led the audience in the Pledge of Allegiance.

UPCOMING MEETING ANNOUNCEMENTS

Assistant Town Manager Greg Caton announced the upcoming Town meetings.

COUNCIL REPORTS

Vice Mayor Snider reported that Councilmembers Hornat, Solomon, herself and Chief Sharp attended a conference in Phoenix sponsored by the Goldwater Institute regarding best practices to improve community policing to protect the public. Vice Mayor Snider said that it was an excellent conference and the Goldwater Institute was recommending these concepts to benchmark community policing. These benchmarks are used by the Town of Oro Valley Police Department.

Councilmember Gillaspie attended the introduction of the CDO/Amphi School District International Baccalaureate program last week and reported that the program will be going live in the fall of 2012.

DEPARTMENT REPORTS

Town Clerk Julie Bower announced that the artwork on display in the Council Chambers was created by artist Ms. Anne Leonard.

ORDER OF BUSINESS

Mayor Hiremath stated that the order will stand as presented but a few changes will be proposed once the Council reaches the Regular Agenda.

INFORMATIONAL ITEMS

- A. Community Letters of Appreciation
- B. Letter of Appreciation

CALL TO AUDIENCE

Oro Valley resident Mr. Howard Richmond said that he attended a Golder Ranch Board meeting about three to four years ago and explained to them the problems that they would face regarding the large lots in La Cholla Airpark. Last year, Golder Ranch started an annexation process and not everyone was happy about

it. Since the start of the annexation process, he has received a series of threatening letters from Golder Ranch and has recently received a letter from the Town asking him to sign up for Golder Ranch Fire services. Mr. Richmond was disappointed in Council's lack of leadership and disappointed that both sides weren't brought together in order to come to a mutually acceptable solution.

Oro Valley resident Mr. Gill Alexander was disappointed with the letters from Golder Ranch Fire District and the fact that Golder Ranch has seemed to drop two months off of the one year deadline. He was also disappointed with the letter from the Mayor essentially saying that residents in the La Cholla Airpark couldn't develop anymore on their property. He said that they have hydrants in the Airpark and they meet the planning and zoning requirements. There is no code stating that the residents need to be annexed by a fire district. Mr. Gill said that he was disappointed with Council's actions at this time.

PRESENTATIONS

- A. Proclamation - Girl Scout Week March 6-12, 2011

Mayor Hiremath presented a proclamation to the Girl Scouts of Southern Arizona Sahauro Council.

CONSENT AGENDA

- A. Minutes - February 2, 2011
B. Coyote Run Monthly Report January 2011

MOTION: A motion was made by Vice Mayor Snider and seconded by Councilmember Waters to approve the Consent Agenda.

MOTION carried, 7-0.

REGULAR AGENDA

MOTION: A motion was made by Councilmember Gillaspie and seconded by Councilmember Garner to table items (5), (6), (7), and (8).

MOTION carried, 4-3 with Vice Mayor Snider, Councilmember Hornat, and Councilmember Solomon opposed.

- 1. RESOLUTION NO. (R)11-13 AUTHORIZING AND APPROVING THE NAMING OF FIELD #1 AT JAMES D. KRIEGH PARK IN MEMORY OF LITTLE LEAGUE BASEBALL PLAYER CHRISTINA-TAYLOR GREEN**

Parks, Recreation, Cultural Resources & Library Director Ainsley Legner gave an overview of the item. Ms. Legner said that Christina Taylor Green played baseball for the Canyon Del Oro Little League at James D. Kriegh Park and her family spent a lot of time at the park as well. A letter was submitted to the Town by Christina's parents in support of naming field #1 after Christina and there has also been strong support from the community.

The unveiling of the new name will take place on April 1, 2011 if the proposal is approved by Council. The Town is currently working with the Canyon Del Oro Little League and other community partners on the signage.

MOTION: A motion was made by Vice Mayor Snider and seconded by Councilmember Waters to approve Resolution No. (R)11-13, authorizing and approving the naming of Field #1 at James D. Kriegh Park in memory of Little League baseball player Christina-Taylor Green.

MOTION carried, 7-0.

2. REVISION TO THE ZONING CODE - CHAPTER 28, SIGNS

a. RESOLUTION NO. (R)11-14 DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT ENTITLED CHAPTER 28, SIGNS, ATTACHED HERETO AS EXHIBIT "A" AND FILED WITH THE TOWN CLERK

MOTION: A motion was made by Councilmember Waters and seconded by Councilmember Hornat to approve Resolution No. (R)11-14, declaring as a public record that certain document entitled Chapter 28, Signs, attached hereto as Exhibit "A" and filed with the Town Clerk.

MOTION carried, 7-0.

b. PUBLIC HEARING - ORDINANCE NO. (O)11-07 ADOPTING A NEW ORO VALLEY ZONING CODE REVISED (OVZCR) CHAPTER 28, SIGNS AND REPEALING ALL RESOLUTIONS, ORDINANCES AND RULES OF THE TOWN OF ORO VALLEY IN CONFLICT THEREWITH; PRESERVING THE RIGHTS AND DUTIES THAT HAVE ALREADY MATURED AND PROCEEDINGS THAT HAVE ALREADY BEGUN THEREUNDER, OV709-007.

Planning Manager David Williams gave an overview of the proposed amendments to the Sign Code.

The Town Council initiated the Sign Code update in November, 2009. The Sign Code Task Force was then formed and worked on the Sign Code revisions for over a year and a half. The stakeholders included residents, developers,

businesses, sign and real estate companies, and Town Board members. The Sign Code Task Force held twelve meetings to discuss Sign Code revisions.

Mr. Williams discussed the changes to permanent signs which included entryway, monument, and wall signs.

Changes to illumination standards include:

- Halo or internal illumination - No longer limited to white
- Illuminated signs may be turned on no earlier than 5:00 a.m.
- Shall be turned off at 11:00 p.m. or close of business

Changes to temporary signs: Commercial District

-Banners: three types of allowable banners include:

- New Business
- Season or Event
- 3-Day Special Event Banners

New design standards include:

- Secure anchoring
- Materials
- Color

Commercial Districts: Real Estate Signs

- Increase allowed area from 16 to 32 square feet
- Increase maximum height from 5 to 8 feet
- Permits valid for one year only

Changes to Temporary Signs: Residential Districts

- Signs currently permitted for model homes

Temporary signs in the Right-of-Way

- Clarified and updated location standards:
 - Sign placement in relation to right-of-way and sidewalk/trail
 - Preserve site distances
 - Prevent roadway hazard

Garage Sale Signs

- Now allowed one on-site sign
- Right-of-Way signs - allowed one per change of direction
- Town supplied signs for use in R.O.W.
- Fiscal impact/estimate Town costs - \$4,000 for loaner signs

A-Frame signs

- Optional section - subject to Council approval
- A-frames allowed only for pedestrian direction, not permitted along roadways
- Businesses can use four times per year for 30 days

Real Estate signs in the Right-of-Way

- Addresses repeated violations
- Applies to both agent and broker
- Improves enforcement for most frequent type of sign violation

Garage Sale signs have been included in the enforcement section as well.

The Planning and Zoning Commission recommended approval in August of 2010. Staff recommends approval, including provisions for garage sale signs.

Mayor Hiremath opened the public hearing.

Oro Valley resident Mr. Don Bristow said that multiple task forces and citizen surveys have stated that they do not like A-frames. Town staff has not supported the use of A-frames. Signs don't appear as a top 10 reason why businesses fail. He said that there is no support amongst the citizens and no logical reason for this to come forward. Businesses will survive by listening to their customer's needs and desires. He opposed adding additional permanent signs at subdivision entrances.

Oro Valley resident and member of the Sign Code Task Force Mr. Bob Semple said that he was happy that the Sign Code was coming to a vote. He highly endorsed the proposed Sign Code except for the violations and enforcement section. He would like the Town to notify the brokers about the changes that will be going into effect and asked Council to continue section (D) to a future meeting.

Ms. Nancy Farina, owner of the California Design Center and Mr. Tony Johnson, General Manager of the California Design Center said that they support the usage of A-frames. After they placed A-frames outside their business, they saw an 11% increase in traffic coming to their store. Mr. Johnson demonstrated how his A-frame could be filled with water or sand to weigh it down.

Ms. Farina said that she has received no objections from citizens regarding the A-frames. The A-frame has been placed within 50 feet of their door. She asked the Council to approve the permanent use of A-frames as long as they are aesthetically pleasing.

Councilmember Garner asked if they had used banners.

Ms. Farina said that they have used banners in the past but they are expensive and too difficult to put up and take down.

Ms. Eileen Bonk, associate of J. Marinara's restaurant, said that she is in favor of extending the length of time that businesses can use banners. Every time a banner goes up or comes down, there is an additional expense to the business.

Oro Valley resident Mr. Bill Adler said that from the very beginning, there has never been any neutral/factual evidence provided that larger or more signs help business. The type and location of signs does help. There is observable evidence that larger and more frequent signs diminish the visual qualities of the Town. He was disappointed that Council added conditions to the environmentally sensitive lands ordinance and feels that the environment is not a high priority of the Council. Decisions need to be made regarding shared values and community values. He recommended that this matter be held over until the General Plan is updated so that the broader community could comment and participate.

Councilmember Solomon stated that the public has had a lot of notice and many opportunities to provide input regarding signage.

Councilmember Waters said that the Sign Code Task Force was created to engage the community and allow them the opportunity to comment on the Sign Code.

Councilmember Garner said that a citizen and business survey was also utilized by the Town and some of those results have been reflected in the proposed Sign Code amendments.

Mayor Hiremath closed the public hearing.

Planning Manager David Williams clarified that the master sign program has not changed.

MOTION: A motion was made by Councilmember Gillaspie and seconded by Councilmember Garner to strike the new additions for garage sales in the proposed Sign Code ordinance.

Councilmember Solomon said that it was problematic to make criminals out of citizens who would like to hold garage sales since the current code prohibits garage sale signs. He felt that garage sale signs should be allowed during the course of the garage sale.

Councilmember Hornat said that the purpose is not to criminalize residents but to control signage.

Councilmember Garner suggested that this item be re-examined at a later date in order to give the Council ample time to review and digest the material.

Vice Mayor Snider agreed that the Town does not need to be policing garage sales.

Councilmember Gillaspie amended his motion to state, "to extract references to garage sales from the Code presented tonight and discussion and possible action of either deletion of the restrictions for garage sales in the Oro Valley Zoning Code Revised or a new ordinance be brought forward to Council at a separate time. The amended motion was accepted by Councilmember Garner.

MOTION carried, 5-2 with Vice Mayor Snider and Councilmember Solomon opposed.

Councilmember Solomon said that he liked the violations section regarding real estate signs because realtors should know where their signs are allowed and he is tired of seeing these signs in the middle of sidewalks, handicap areas, medians, etc.

Councilmember Hornat was a proponent of the penalties. Most cities and towns don't allow real estate signs.

Councilmember Garner inquired about the confiscation of signs that are an immediate threat to life and safety.

Planning Manager David Williams clarified that Town staff is currently authorized to pull violating signs.

Councilmember Waters asked if there is enough staff to properly cite and enforce the Sign Code.

Discussion ensued regarding current staffing levels and the Sign Code enforcement process.

Vice Mayor Snider asked for clarification regarding the sign requirements for professional signs placed in the front yard.

Economic Development Director Amanda Jacobs explained that the Sign Code Task Force originally proposed to increase the area from four (4) to six (6) feet and the height from five (5) to six (6) feet. Based on Council feedback from previous study sessions, staff decided to strike this out so that the current Code would remain the same.

Vice Mayor Snider said the industry standard sign has been changing by design and these newer signs are approximately six inches taller.

Ms. Jacobs clarified that within the current Code, they are allowed up to ten (10) inches with permission from the planning and zoning administrator.

Councilmember Hornat said that the realtors should be responsible for knowing where they can place signs and the penalties associated with not following the Sign Code.

Mayor Hiremath called for a recess at 7:36 p.m.

Mayor Hiremath reconvened the meeting at 7:47 p.m.

Discussion ensued regarding illuminated signs and A-frames.

Vice Mayor Snider did not want to eliminate A-frames but to rather consider them with guidelines attached.

Councilmember Solomon said that the sign is not the problem; it's the placement of the sign in medians, right-of-way, handicap accessible areas, roadways etc. He is also in favor of creating A-frame guidelines.

MOTION: A motion was made by Councilmember Garner and seconded by Councilmember Hornat to strike all iterations of the word "A-frame" to exclude the definition in the current Sign Code draft as presented and direct staff to come back at a later date to discuss the A-frame.

MOTION carried, 7-0

Discussion ensued regarding changeable copy signs.

Councilmember Solomon said that he would like to add a reference to service station, theater, schools, and any other uses for which changeable copy signs are allowed.

MOTION: A motion was made by Councilmember Gillaspie and seconded by Councilmember Garner to restrict entryway signs to the original 600 feet and strike "For projects with more than 800 feet of frontage, additional entryway signs may be approved by the Town".

Discussion ensued regarding the number of allowable entryway signs.

MOTION carried, 7-0.

MOTION: A motion was made by Councilmember Solomon and seconded by Vice Mayor Snider to change the quantity of menu-board signs from one (1) per individual business to two (2) per drive-through lane.

MOTION carried, 7-0.

MOTION: A motion was made by Councilmember Solomon and seconded by Vice Mayor Snider to change four hundred (400) feet back to six hundred (600) feet regarding monument signs and to remove the phrase "No individual tenant may be displayed on more than one monument sign per street frontage and to add clarification that "No one tenant may be noted twice in one monument sign.

MOTION carried, 7-0.

MOTION: A motion was made by Councilmember Gillaspie and seconded by Councilmember Hornat to change item 8(b) Monument Signs - Quantity, to read "If frontage is greater than six hundred (600) feet, a second sign is permitted and strike "For frontages greater than eight hundred (800) feet, additional signs may be approved".

MOTION carried, 7-0.

Councilmember Solomon said that he was concerned about the Code wording regarding Menu-Boards, Section 7:E, "so as not to be readable from adjacent streets or property".

Mr. Williams clarified that the language was intended to keep menu-board signs oriented away from neighboring properties but agreed that the wording should be changed from "readable" to "visible".

Discussion ensued regarding illuminated wall signs.

MOTION: A motion was made by Councilmember Solomon and seconded by Vice Mayor Snider to have Section 15. (b) Wall Signs read, "Quantity: No more than two (2) elevations may contain a wall sign. If a single tenant occupies an end unit, there may be signs on three (3) elevations. If a single tenant occupies an entire freestanding building, there may be signs on four (4) elevations but only two (2) elevations may have illuminated wall signs.

Vice Mayor Snider made a friendly amendment to keep, "If a single tenant occupies an end unit, there may be signs on three (3) elevations with the clarification that the end unit means the end unit in the final phase and there may be signs on three (3) elevations but only two (2) may have illuminated wall signs on freestanding buildings". This amendment was accepted by Councilmember Solomon.

MOTION carried, 5-2 with Councilmembers Garner and Gillaspie opposed.

MOTION: A motion was made by Councilmember Solomon and seconded by Mayor Hiremath to strike out section 16. i(c) Window Sign Location.

Discussion ensued regarding window sign location requirements.

Mr. Williams clarified that the intent of the language was to guide the customer to the door.

MOTION failed, 1-6 with Mayor Hiremath, Vice Mayor Snider and Councilmembers Garner, Gillaspie, Hornat, and Waters opposed.

Discussion ensued regarding the location of business hours of operation signs.

Councilmember Solomon said that businesses don't need to be micro-managed to the point of where they can place window signs.

Councilmember's Hornat and Waters agreed that the intent of the Code was to create a standard for signs so that businesses would look aesthetically pleasing.

Councilmember Gillaspie stated that the size and location of window signs does get out of hand when there are no regulations.

MOTION: A motion was made by Councilmember Solomon and seconded by Councilmember Hornat to add to the design standards for banners that the height above grade limitation be set at five (5) feet and that the banner be placed in a solid frame that is the same color as the banner background.

MOTION failed, 3-4 with Vice Mayor Snider and Councilmembers Garner, Gillaspie, and Waters opposed.

MOTION: A motion was made by Vice Mayor Snider and seconded by Councilmember Hornat to limit freestanding banner height to a maximum of five (5) feet from grade.

MOTION carried, 7-0.

Discussion ensued regarding banner opportunities for new businesses.

Economic Development Manager Amanda Jacobs clarified that a new business is allowed to display a banner that reads, "Coming Soon" for thirty (30) days and then once the new business opens, they are allowed another thirty (30) days for a banner that reads, "Now Open" or "Grand Opening".

Councilmember Garner said that the current language creates a loop-hole that technically allows businesses that have been open for more than year, to be able to display a "Now Open" sign. He would like this language cleaned up so that any new given business would be able to display the banners but not allow them to display them every year.

MOTION: A motion was made by Councilmember Garner and seconded by Vice Mayor Snider to direct staff to change the banner provisions for new business by removing language "per year" and adding "new business".

MOTION carried, 7-0.

Councilmember Garner said that the current Code language allows two flag poles in both residential and commercial areas but he would like this language changed so that one flag pole would be permitted for each residential property.

MOTION: A motion was made by Councilmember Solomon and seconded by Vice Mayor Snider to have Construction/Development Signs item (d) read, "Height: Not to exceed ten (10) feet from grade".

MOTION failed, 2-5 with Mayor Hiremath and Councilmembers Garner, Gillaspie, Hornat, and Waters opposed.

MOTION: A motion was made by Councilmember Gillaspie and seconded by Councilmember Garner to change section (5)(c) regarding Real Estate, Lease, Rent and For Sale Signs to allow a maximum sign area of sixteen (16) feet.

Economic Development Director Amanda Jacobs said that the Sign Code Task Force recommended changing the maximum sign area to thirty-two (32) square feet due to visibility issues and to create better opportunities for tenets.

MOTION carried, 7-0.

MOTION: A motion was made by Councilmember Gillaspie and seconded by Councilmember Garner to table regular agenda item number (2b) until regular agenda items three (3) and four (4) have been discussed.

MOTION carried, 6-1 with Councilmember Hornat opposed.

3. AMENDMENTS TO THE ZONING CODE - SECTION 27.3, PUBLIC ARTWORK PROVISIONS

a. RESOLUTION NO. (R)11-15 DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT ENTITLED CHAPTER 27, GENERAL DEVELOPMENT STANDARDS, SECTION 27.3, PUBLIC ARTWORK PROVISIONS, ATTACHED HERETO AS EXHIBIT "A" AND FILED WITH THE TOWN CLERK

MOTION: A motion was made by Vice Mayor Snider and seconded by Councilmember Waters to adopt Resolution No. (R)11-15 declaring as a public record that certain document entitled Chapter 27, General Development Standards, Section 27.3, Public Artwork Provisions, attached hereto as exhibit

"A" and filed with the Town Clerk.

MOTION carried, 7-0.

- b. PUBLIC HEARING - ORDINANCE NO. (O)11-06 AMENDING THE ORO VALLEY ZONING CODE REVISED, BY AMENDING CHAPTER 27, GENERAL DEVELOPMENT STANDARDS, SECTION 27.3, PUBLIC ARTWORK PROVISIONS; REPEALING ALL RESOLUTIONS, ORDINANCES AND RULES OF THE TOWN OR ORO VALLEY IN CONFLICT THEREWITH; PRESERVING THE RIGHTS AND DUTIES THAT HAVE ALREADY MATURED AND PROCEEDINGS THAT HAVE ALREADY BEGUN THEREUNDER**

Planning Manager David Williams gave an overview of Ordinance No. (O)11-06. Mr. Williams stated that the proposed ordinance deals with four main issues which include:

- 1) Expand/revise fee in lieu
- 2) Maintenance of Town-owned art
- 3) Remote Locations
- 4) Replacement

Mr. Williams stated that if the required budget is less than \$10,000, they would be allowed to select the in-lieu option now. The previous threshold was set at \$2,500.

Mr. Williams stated that the maintenance of Town-owned art is important and that the proposed changes would allow the in-lieu fee fund to be used for maintenance of Town-owned art.

Artwork in remote locations with limited access or poor visibility may now utilize the fee in-lieu option.

The proposed ordinance would exempt property owners from replacing missing or damaged artwork if the art was properly maintained.

Staff recommends retaining the provision that responsibility for maintaining artwork transfers from owner to owner.

The Planning and Zoning Commission recommended unanimous approval on January 13th and staff recommends approval of the updated public art provisions.

Discussion ensued regarding who would be responsible for private and public artwork that is damaged and the threshold for the fee in-lieu option.

Mayor Hiremath opened the public hearing.

No comments were received.

Mayor Hiremath closed the public hearing.

MOTION: A motion was made by Councilmember Waters and seconded by Councilmember Gillaspie to adopt Ordinance No. (O)11-06 amending the Oro Valley Zoning Code Revised, by amending Chapter 27, General Development Standards, Section 27.3, Public Artwork Provisions as shown in Exhibit "A".

Councilmember Solomon made a friendly amendment to have staff modify section E-11 to clarify that the in-lieu fee may apply to part or all of the 1% regardless of the top limit, accepted by Councilmember Waters and Councilmember Gillaspie.

MOTION carried, 7-0.

4. DISCUSSION AND POSSIBLE ACTION REGARDING THE EXISTING NARANJA PARK MASTER PLAN AND POTENTIAL ALTERNATIVE USES

Councilmember Solomon clarified that when this item was requested to be placed on an agenda, it was to discuss new possibilities, not to approve or deny the existing master plan.

MOTION: A motion was made by Vice Mayor Snider and seconded by Councilmember Garner to table item four (4) and return with a discussion for alternative uses for the Naranja Townsite.

Oro Valley resident Mr. Jerry Perry said that he has had several meetings with Town staff and was asked to explore and find funding for creating an archery range at the Naranja Townsite. He secured commitments for up to \$30,000 for backstops and signage and also received additional commitments for funding from the Arizona Game and Fish Department. The Archery Trade Association committed to provide additional funding and the Pusch Ridge Archers has committed additional funds as well. An archery designer looked at the site and provided an estimate of 35 acres of space would be needed in order to create the range. Many residents and students support the archery range at the Naranja Townsite.

Oro Valley resident Mr. Ed Davis, Commander of the Oro Valley American Legion Post, said that they currently have 145 members and anticipate that they will have over 400 members over the next five years. The Post would like to have a home in Oro Valley. The American Legion Post has many fundraising options including state authorized lottery games. Mr. Davis stated that he would

like to be given consideration as a future partner of the Town as the ultimate developer of the Naranja Townsite.

Oro Valley resident Mr. Ben Baker said that the American Legion can raise money by bonding in order to develop the Naranja Townsite and he would like it to be the center of a very vibrant community.

Oro Valley resident Mr. Harold Adair said that with the grant money from the Arizona Game and Fish Department and with private funding that has been raised, improvements could be made to the Naranja Townsite somewhere between sixty to eighty thousand dollars. This would include composting toilets and shade structures.

Oro Valley resident Mr. Bill Adler preferred that the park space be developed the way the citizens and the Council originally adopted it. He encouraged Council to engage in talks about economic development options at the Naranja Park Site that would occupy the space and make money for the Town. Mr. Adler recommended that a solar farm be built at the townsite. He is not in favor of developing temporary uses especially if people have to invest substantial sums of money in making the temporary use viable.

MOTION carried, 6-1 to table item four (4) with Councilmember Hornat opposed.

Mayor Hiremath called for a recess at 9:46 p.m.

Councilmember Garner left the meeting at 9:52 p.m.

MOTION: A motion was made by Councilmember Solomon and seconded by Councilmember Hornat to adjourn the meeting at 9:53 p.m.

MOTION carried, 5-1 with Mayor Hiremath opposed.

5. *DISCUSSION AND POSSIBLE ACTION ON ANY CODES, POLICY, RESOLUTIONS OR DIRECTIVES THAT PROVIDE THAT THE CHIEF OF POLICE REPORTS TO ANYONE OTHER THAN COUNCIL AS A WHOLE (This item was tabled)

6. *DISCUSSION AND POSSIBLE ACTION AUTHORIZING COUNCIL TO APPOINT ONE OR TWO MEMBERS OF COUNCIL TO BE PRESENT AT AND PRIVY TO ANY AND ALL COMMUNIQUE'S, DISCUSSIONS OR MEETINGS INVOLVING NEGOTIATIONS OR MEMORANDUMS OF UNDERSTANDING FOR PUBLIC SAFETY EMPLOYEES AND ANY EXISTING POLICIES, DIRECTIVES, RESOLUTIONS OR CODES TO THE CONTRARY SHOULD BE BROUGHT FORWARD FOR DISCUSSION

AND ACTION (This item was tabled)

7. *DISCUSSION AND POSSIBLE ACTION TO PROVIDE THAT "FUNDED" BUT "UNFILLED" POSITIONS NOT BE FILLED UNTIL APPROVED BY TOWN COUNCIL (This item was tabled)
8. *DISCUSSION REGARDING 2% UTILITY TAX INCREASE (This item was tabled)

FUTURE AGENDA ITEMS

There were no future agenda item requests.

CALL TO AUDIENCE

No comments were received.

ADJOURNMENT

The meeting was adjourned at 9:53 p.m.

Prepared by:

Michael Standish, CMC
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 2nd day of March 2011. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this ____ day of _____, 2011.

Julie K. Bower, MMC
Town Clerk