

MINUTES
ORO VALLEY TOWN COUNCIL
REGULAR SESSION
September 20, 2017
ORO VALLEY COUNCIL CHAMBERS
11000 N. LA CANADA DRIVE

REGULAR SESSION AT OR AFTER 6:00 PM

CALL TO ORDER

Mayor Hiremath called the meeting to order at 6:00 p.m.

ROLL CALL

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

PLEDGE OF ALLEGIANCE

Mayor Hiremath led the audience in the Pledge of Allegiance.

UPCOMING MEETING ANNOUNCEMENTS

Communications Administrator Misti Nowak announced the upcoming Town meetings and events.

COUNCIL REPORTS

Vice Mayor Waters reported that he and Councilmember Snider attended an American Society of Safety Engineers (ASSE) meeting where Oro Valley was recognized for *Safety Leadership on Distracted Driving in our Community*.

Councilmember Snider presented a Public Service Announcement (PSA) on Distracted Driving. The PSA was produced by the Oro Valley Youth Advisory Council in partnership with the Oro Valley Police Department and will be shown starting late September 2017 at Century Theatres located at the Oro Valley Marketplace.

Councilmember Snider recognized Alexander Jacob Schafer "AJ", a fourth grade student from Wilson K-8 School, for being a community leader and advocate for juvenile diabetes.

DEPARTMENT REPORTS

Planning Manager Bayer Vella encouraged citizens to register for the 2017 Fall Community Academy at www.orovalleyaz.gov.

ORDER OF BUSINESS

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

INFORMATIONAL ITEMS

There were no informational items.

CALL TO AUDIENCE

No comments were received.

PRESENTATIONS

1. Proclamation - National Arts and Humanities Month

Mayor Hiremath proclaimed October 2017 as National Arts and Humanities Month.

Oro Valley Arts and Cultural Ambassadors JoAnn Carolla and Gail Munden along with Economic Development Manager Amanda Jacobs and Economic Development Specialist Margie Adler accepted the proclamation.

2. Presentation of a plaque of appreciation to Interim Town Manager Danny Sharp

Mayor Hiremath presented Daniel Sharp with a plaque of appreciation for his outstanding service to the Town of Oro Valley and for his time, expertise and dedication as Interim Town Manager from June 2, 2016 through September 5, 2017.

3. Presentation of a trophy to Mayor Hiremath regarding the Spirit of Tucson, Mayor's Cup Pinewood Derby Race

Mayor Hiremath was presented with a first place trophy for the Spirit of Tucson, Mayor's Cup Pinewood Derby Race from Doug Wright, Pinewood Derby head judge and President of Commercial Investors Realty, Inc., and Susan Hicks, Development Director for Catalina Council, Boy Scouts of America.

CONSENT AGENDA

- A. Minutes - September 6, 2017
- B. Appointment to the Historic Preservation Commission (HPC)
- C. Fiscal Year 2017/18 Financial Update through July 2017
- D. Resolution No. (R)17-38, adopting the Pima County Multi-Jurisdictional Hazard Mitigation Plan
- E. Request for approval of Conceptual Public Art for OneAZ Credit Union, located on the northeast corner of 1st Avenue and Oracle Road
- F. Request for approval of Conceptual Public Art for Tucson Cactus and Koi, located east of Oracle Rd., approximately a 1/4 mile south of Magee Road

MOTION: A motion was made by Councilmember Snider and seconded by Councilmember Rodman to approve Consent Agenda items (A - F).

MOTION carried, 7-0.

REGULAR AGENDA

1. **PUBLIC HEARING: DISCUSSION AND POSSIBLE ACTION REGARDING AN APPLICATION FOR A SERIES 7 (BEER AND WINE BAR) LIQUOR LICENSE FOR GROWLER USA, LOCATED AT 9630 N. ORACLE ROAD**

Town Clerk Mike Standish presented item #1.

Mayor Hiremath opened the public hearing.

No comments were received.

Mayor Hiremath closed the public hearing.

MOTION: A motion was made by Councilmember Snider and seconded by Councilmember Solomon to recommend approval of the issuance of a Series 7 Liquor License to the Arizona Department of Liquor Licenses and Control for Darrin Pierce for Growler USA, located at 9630 N. Oracle Rd.

MOTION carried, 7-0.

2. **DISCUSSION AND DIRECTION TO THE APPLICANT, MONTERRA HILLS HOMEOWNERS ASSOCIATION (HOA), AND STAFF REGARDING THE DEDICATION OF AN UNNAMED WASH (224-01-196C) FROM PRIVATE TO**

**PUBLIC THAT ALSO INCLUDES THE TRANSFER TO THE TOWN OF THE
COMMON AREA PARCEL (224-01-196C) WEST OF MUSETTE DRIVE**

Community Development and Public Works Director Paul Keesler gave an overview of item #2 that included the following;

- Area History
- Request

Discussion ensued amongst Council and staff regarding item #2.

MOTION: A motion was made by Councilmember Snider and seconded by Councilmember Rodman to direct the applicant, Monterra Hills Homeowners Association (HOA), and staff to satisfy the Conditions of Approval for the dedication of an unnamed wash (224-01-196c) from private to public, that also includes the transfer to the Town the common area parcel (224-01-196c) west of Musette Dr. and return the item for formal acceptance at a later Council meeting.

Conditions of Approval

1. For the wash dedication, the parcel definition of the portion of the existing Common Area C shall exclude all soil cement structures protecting the home sites and common areas of the Monterra Ridge Subdivision and Monterra Knolls subdivision and Tangerine Terrace subdivision. All said drainage structures shall remain under original ownership.
2. If during the acceptance processing, any unique situation arises, the Town Engineer reserves the right to address the situation and require the Monterra Hills HOA to provide necessary mitigation measures needed to render the proposed parcels acceptable for Town ownership.

The Monterra Hills HOA shall provide:

3. The current common area representing the land parcel containing unnamed wash shall be subdivided. The subdivision shall remove the drainage structures detailed in condition 1 above.

This subdivision shall be properly applied and filed through the Town's development review platting process and conform to current Town standards. The resulting parcel shall contain data necessary for land ownership transfer.

4. A public access easement for use by the Town shall be recorded so as to provide the Town acceptable access to the wash parcel.
5. Where easement, liens, other property rights, rights to any person, utility or corporation have been previously dedicated, granted or otherwise conveyed,

within the proposed parcels, a release must be obtained from each person, utility or corporation agreeing to the change in ownership. A comprehensive title report showing all property interests in the property sought to be considered for acceptance shall be furnished to the Town at the time of the application.

6. A marketable title subject only to necessary public utility easements, must be deeded to the Town. Proof that no liens or taxes are due on the property to be deeded must be provided to the Town. Further, a warranty deed subject only to necessary public utility easements shall be provided. Upon acceptance by the Town, a title insurance policy shall be furnished by the applicant showing the title is vested in the Town, subject only to necessary public utility easements.
7. An environmental audit shall be prepared by a qualified environmental professional certifying that no know or potential environmental hazards exist with respect to the property being considered for acceptance as public domain. Only that area for which an environmental audit certifies there are no known or potential environmental hazards on any of the property to be deeded or dedicated to the public may be considered for acceptance for maintenance by the Town.
8. A complete legal description of the area being proposed for acceptance must also be submitted with the map or plat.
9. The above requirements may be reduced or waived by the Town Council. The request for waiver or reduction shall be in writing and shall specify the reasons for the request. This request for waiver may be submitted prior to, or in conjunction with, the application. The request for waiver will be acted upon at a regularly scheduled Council meeting at which time the applicant, or the applicant's representative, shall be present to respond to any Council inquiries.

MOTION carried, 7-0.

FUTURE AGENDA ITEMS

No future agenda items were requested.

CALL TO AUDIENCE

No comments were received.

ADJOURNMENT

MOTION: A motion was made by Vice Mayor Waters and seconded by Councilmember Snider to adjourn the meeting at 6:47 p.m.

MOTION carried, 7-0.

Prepared by:

Michelle Stine

Michelle Stine, 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 20th day of September, 2017. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 23 day of October, 2017.

Michael Standish

Michael Standish, CMC

Town Clerk