

REVISED

PUBLIC NOTICE REGULAR MEETING FOR THE COMMON COUNCIL OF YOUNGTOWN, ARIZONA

The Town of Youngtown provides notice that it will conduct its Town Council meeting on **November 17**, **2022** through *in-person and technological* means. Council members may attend the Council meeting in-person or via video/telephone conference, as authorized by A.R.S. Section 38-431(4).

The in-person meeting will occur at 12030 N. Clubhouse Square, Youngtown AZ 85363, in the Town Council Chambers. The public may also listen to the Town Council meeting by calling in telephonically using the conference call and meeting identification number provided below. Please state your name when you call in, then mute your telephone for the remainder of the call to ensure the Town Council can conduct its meeting without interference.

If appearing remotely, you may provide comments by muting and unmuting your phone when recognized by the Mayor during public comment portions of the agenda. Chat is not available. You may also submit a public comment form to Town Clerk Nicole Smart, nsmart@youngtownaz.org, at least one hour before the meeting to submit a written comment. All comments must be submitted in writing before the meeting or verbally made during the meeting by either coming up to the podium to speak or unmuting your phone when recognized.

DATE: November 17, 2022

TIME: 5:30 p.m.

PLACE: Join the Regular Meeting by phone: 1-346-248-7799

Meeting ID: 886 1250 1159

Password: 118899

Link to the zoom meeting:

https://us02web.zoom.us/j/88612501159?pwd=Kzl0WXM4MIZWR2l3Tnoya1NmYVZkdz09

- 1. Call to Order
- 2. Roll Call
- 3. Pledge of Allegiance and Invocation
- 4. Recognition of Councilmember Miller
 - A. Comments by Councilmember Miller regarding service on Council and advice for new members (Miller)
 - B. Reception in recognition of Councilmember Miller in honor of her service.
- 5. Administration of the Oath of Office to New Councilmembers
 - A. Michael LeVault will be sworn in as the Mayor for a term expiring in November 2026.

- B. Margaret Chittenden, Karen Haney-Duncan and Mike Francis will be sworn in as Town Councilmembers for a term expiring in November, 2026, and Jim Starke will be sworn in as Town Councilmember for a term expiring in November, 2024.
- C. Selection of the Vice Mayor (Mayor LeVault)
- 6. <u>Summary of Current Events</u>: Brief Summary of Current Events pursuant to ARS § 38-431.02(K). Council may not propose, discuss, or take legal action on the current event updates.
 - A. Summary of Current Events from Mayor and Council.
 - B. Summary of Current Events from Town Manager.
- 7. <u>Staff Reports:</u> Staff may provide reports to Council on the following subjects which may include discussion with Council. Council will not take legal action.
 - **A. Library:** The Library Manager may report to Council on library operations, monthly activities, book club events, and upcoming author visits.
 - **B. Public Works:** The Public Works Manager may report to Council regarding maintenance of Town facilities, recreational facilities, streets, parks, and schedules for work in the Town.
 - C. Community Development: The Community Development Manager and/or Community Development Coordinator may report to Council regarding business outreach, economic development projects, and code enforcement operations and activity reports.
 - **D.** Finance: The Finance Manager may report to Council regarding the Town's budget and monthly expenditures.
 - **E. Town Clerk:** The Town Clerk may report to Council regarding Town events, activities, meetings, and promotion of the Town on its website and social media sites.
 - F. Municipal Court: The Court Administrator may report to Council regarding activities of the Municipal Court, citations, hearings and schedules.

8. Response to Call to the Community

9. <u>Citizens Comments/Appearances from the Floor:</u> Please complete a speaker request form for the Town Clerk, listing the subject you would like to discuss. Each speaker is limited to five (5) minutes. Before you begin to speak, identify yourself clearly by stating for the record your name and address. Non-Agenda items: This is the time for citizens who would like to address the Town Council on any non-agenda item. The Council will listen to comments, and may take one of the following: 1) Respond to criticism; 2) Request that staff investigate and report on the matter; or 3) Request that the matter be scheduled on a future agenda.

10. Consent

A. Approval of the following Meeting Minutes:

Regular Council Meeting from October 20, 2022 Mayor's Town Hall Meeting from October 22, 2022 Special Town Hall Meeting from October 31, 2022

11. Business

- **A.** Discussion and/or Action Re: Approval of a Proclamation for June Miller for her service to the Town of Youngtown (LeVault).
- **B. Presentation and/or Discussion Re:** Sun City Fire and Medical District (SCFD) Report, which may include discussion of inspections, fire prevention, staffing levels, response times, community needs, and ambulance services (Fire Marshal Jim Fox)
- C. Presentation and/or Discussion Re: Maricopa County Sheriff's Office (MCSO) Report, which may include discussion of crime statistics, specific crimes including traffic violations, thefts,

violent crimes, trespass and issues with homelessness, crime prevention, MCSO staffing levels, community needs, and response times (Captain Stutsman)

- **D. Presentation, Discussion and/or Action Re:** Amendment to the Apostolic Faith Center agreement with the Town of Youngtown (Blackman)
- **E.** Presentation, Discussion and / or Action Re: Ongoing efforts to address criminal activity, nuisances, and homelessness in the Town (Mayor)
- 12. <u>Call to Executive Session:</u> Convene Executive Session pursuant to ARS § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding any above agenda items, as needed.

13. Future Agenda & Meetings

- A. There may be discussion of whether to place an item on a future agenda and the date, but not the merits of the item.
- **B.** Announcement of the next Regular Council Meeting:

Next Regular Council Meeting will be Thursday, December 1, 2022 at 5:30 p.m.

Adjournment

*NOTE: Persons with special accessibility needs, including large print materials or interpreter, should contact the Town Clerk's office at (623) 933-8286 or TDD (623) 974-3665 no later than 24 hours in advance of regular scheduled meeting times. Citizens may appear before the Council to present their views on any subject concerning Town Government. The Council, however, may not discuss, consider or decide items NOT on the Agenda (ARS § 38-431.02 (H)) The Council will, if necessary, follow up at a later date. Due to limitation of time, citizens' comments are requested not to exceed five (5) minutes.

POSTING CERTIFICATION OF THIS NOTICE

The undersigned hereby certified that a copy of the attached notice and agenda were duly posted by 5:00 p.m. on **November 10, 2022** in the Town's designated posting locations pursuant to Resolution No. 06-04 and on the Town's website.

Nicole Smart, Town Clerk

STAFF REPORT TO COUNCIL

DEPARTMENT: General Government	DEPARTMENT REPORT SUBMITTED BY: Town Manager, Jeanne Blackman
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- Attended the ribbon cutting ceremony for the new ambulance for Station 133 here in Youngtown
- Met with Ulysses Development Group on potential new development in Youngtown
- Attended special Council meeting regarding new ordinances approved by Council
- Great turnout for our annual G.A.I.N. (Getting Arizona Involved in Neighborhoods) Trunk or Treat event – thank you to staff, MCSO and Sun City Fire & Medical District for their support as well as our sponsors
- Met with Marty Mosbrucker, Grant Anderson Town Engineer and representatives from the County on next steps in options to mitigate the flooding issues in Youngtown
- Attended the monthly MAG (Maricopa Association of Governments) Managers' meeting
- Preparations continue for the Youngtown Winter Miracle
- Mayor LeVault and I had a telephone conference with Circle K regarding issues within the Town



STAFF REPORT TO COUNCIL

DEPARTMENT:	DEPARTMENT REPORT SUBMITTED BY:
LIBRARY	MARY VASS

The Library held its First Annual Harvest Festival on Wednesday, October 26. Instead of our usual storytime, the youngsters played yard games such as giant tic-tac-toe, ring toss, and lawn bowling, ate snacks, and decorated wooden pumpkin plaques. We all had a great time playing and socializing. An important component of school readiness.

The Library participated in the annual G.A.I.N. event with pumpkin decorating, a family reading basket raffle, and library card drive. Each child received a foam pumpkin and jack-o-lantern stickers for decorating. A total of 200 pumpkins were given away. Everyone got a chance to win the gift basket filled with books, puzzles, and much more! All who attended the G.A.I.N. event received a bookmark they could redeem for a prize by opening a Youngtown Library card. Over 475 people visited the Library booth during the event.

Mary Vass met with Nikki Watz, the library para-pro at Country Meadows School to collaborate on how the library and school can work together to promote reading.

Mary Vass attended the Electronic Resource User Group (ERUG) meeting. ERUG consists of librarians from library systems across the Valley meeting to discuss the ever-changing electronic resources that libraries provide to their patrons from e-book platforms to electronic databases for research and learning.

Storytime with Miss Mary continues weekly with stories, songs, and rhymes.

Upcoming events:

11/8 – Peoria Family Resource Center Storytime Outreach

11/10 - Friends of the Youngtown Library meeting at 9am

11/10 - Rather Be Reading Book Club meeting at 10am

11/10 - NW Valley American Association of University Women visit and tour

11/11 - Veteran's Day - Library Closed

11/16 – Gratitude Storytime with Miss Mary at 10:30am

11/23 - No Storytime

11/24 - Thanksgiving Day - Library Closed

11/25 - Thanksgiving Holiday - Library Closed

Services we offer:

- FREE WI-FI: Mon-Thur from 10:00 AM 4:00 PM
- FREE Public Access Computers
- FREE Fax Service (10-page limit)
- FREE Tax Forms
- E-books
- Copies/Printing \$.15 a page

AGENDA DATE: 11/17/2022



STAFF REPORT TO COUNCIL

DEPARTMENT:	DEPARTMENT REPORT SUBMITTED BY:
Public Works	Marty Mosbrucker, Public Works Manager
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- Ridgeview Home subdivision street asphalt completed.
- · Library and Clubhouse fire alarm systems upgrade completed.
- Met with contractor(s): Town Hall flooring.
- Repaired storm water grate at Maricopa Lake parking lot.
- Refurbished Greer Park ramada: paint, steel supports, counter tops.
- Citizens' Dog Park sod project in progress.
- Installed push to cross signs at pedestrian crosswalk on Agua Fria Ranch Parkway.
- Landscape trimming performed on 111th Ave.
- Installing wood chips at Schleifer and Caliche Parks playground areas.
- Irrigation repairs at Uribe, Maricopa, Caliche and Citizens' Dog park completed.

AGENDA DATE: 11/17/2022



STAFF REPORT TO COUNCIL

DEPARTMENT: Community Development	DEPARTMENT REPORT SUBMITTED BY:
Manager	Gregory Arrington, Community Development
	Manager

- Arizona Association of Economic Development
 - o Government Affairs Committee
- Maricopa Association of Governments
 - o Economic Development Committee
- Maricopa Association of Governments
 - o Building Codes Committee
- Code Enforcement League of Arizona
 - o Annual Business Meeting

AGENDA DATE: 11/17/2022



STAFF REPORT TO COUNCIL

DEPARTMENT: Town Clerk/Community
Development Coordinator

DEPARTMENT REPORT SUBMITTED BY:
Nicole Smart

- The monthly Business License Report for October is attached for your review.
- Attended the Local Government Liquor Law and Licensing Training.
- Working on the fleet auction for January 2023
- Contacted Maricopa County Emergency Management in regards to purchasing a Motorola radio to be in contact in case of a disaster.
- Waiting on the approval to be a passport agent.
- Working on the Winter Miracle Event, and staff holiday party.
- Updating Standard Operating Procedures manual for Town Hall.
- Reviewing the Policy and Administration Guidelines Manual.
- Reviewing the Town General Plan 2025 for updates, and bring forth to Council for approval.
- Working on the Business Directory.
- Help Town Manager with retention in the finance office, and reorganized the finance files.
- Requesting the no trespass form, and emergency contact form from commercial businesses in town.
- Working on requesting updated business license application information.
- Working on a map identifying the location of the local businesses and propriety owners.
- Will be doing a mass mailing to rental property owners for a call to action in keeping their property in good order in accordance with Town Codes.

۰	Mailed out the	Business	Licenses	invoices	to all	current	businesses.
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0	I would encourage all staff and Council to "like" the Town's page and submit pictures an	ıd
	stories, www.facebook.com/townofyoungtownaz.	



Town of Youngtown

October 2022 Business License Report

New Business Licenses

- Transient
- Commercial
- Home Based

Renewals Business License

- Transient
- Commercial
- Home Based

New Business Licenses		Renewals Business License	
Transient	\$300.00	Transient	
Commercial		Commercial	
Home Based		Home Based	
TOTALS	\$300.00	TOTALS	\$0.00

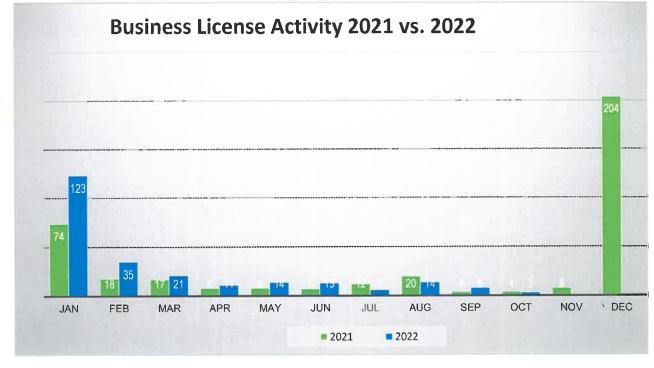
3

Total Revenue for October 2022 = \$300.00

There were no new Commercial Businesses for the Month of October.

There were no new Home Based Businesses for the Month Of October.

	2021	2022
Jan	74	123
Feb	18	35
Mar	17	21
Apr	8	11
May	8	14
Jun	7	13
Jul	12	6
Aug	20	14
Sep	4	8
Oct	4	3
Nov	8	
Dec	204	
Total	384	





STAFF REPORT TO COUNCIL

DEPARTMENT: Youngtown Municipal Court

DEPARTMENT REPORT SUBMITTED BY:

Court Clerk - Patricia Castro

REPORT:

No formal presentation will be given on the following items:

Citation Activity for October 2022:

Citations filed by MCSO: 12

Citations Filed by Code: 1

Long Forms Filed by Prosecutor: 0 (IPMC's for Code Enforcement)

Court Activity for October 2022:

13 walk-ins and arraignments

0 Order to Show Cause

19 warrants issued for criminal failure to pay/failure to appear

6 plea agreements entered

13 In-Custody

0 continuances filed by the prosecutor

0 diversion/deferred prosecutions entered

0 case transferred

0 vacated case

The Youngtown Municipal Court daily operations include:

Handling general inquires, payments in person and by phone, collection contact for past due cases, sentencing of cases and processing warrants for failure to appear/non-compliance on classes, jail or probation. Assisting citizens to refer to correct court for handling cases, providing contact information for law enforcement, animal control, directions to other Town services and local businesses.



MAYOR'S TOWN HALL MEETING COMMON COUNCIL OF YOUNGTOWN, ARIZONA 12700 N. 113th AVENUE, RIVERBEND 2 – CLUBHOUSE (BEHIND SPANISH GARDEN) October 22, 2022 at 10:00 A.M.

- 1. Call to Order: Mayor LeVault called the meeting to order at 10:00 a.m.
- Roll Call: Council present: Mayor Michael LeVault, Vice Mayor Chuck Vickers, Council Members June Miller, Karen Haney Duncan and Margaret Chittenden. Not in attendance Councilmember Francis and Councilmember Hout.

Staff present: Town Manager Jeanne Blackman

3. Business:

A quorum was present, no action was taken at this meeting.

Mayor LeVault discussed the following, including homelessness, public safety, code compliance issues, public safety, ongoing projects in Town, sidewalks, businesses.

The Mayor provided an updated on new homes being built in the Ridgeview and Enclave developments as well as the multi-housing project underway on 113th Avenue.

The Mayor spoke about the financial position of the Town – that the Town is in excellent shape and there is no primary property tax.

The Town's infrastructure is well maintained and we continue to add sidewalks through the Town with the assistance of grant funding.

Mayor LeVault spoked in regards to patrol services, Maricopa County Sheriff's Offices staffing levels, policing needs, and other areas of concerns. We have added approximately 43 LPR cameras (License Plate Readers) which have aided in the recovery of several stolen vehicles. Our security teams are on the street – seven days a week – with Affinium Security and Law Enforcement Specialists. The Mayor discussed the additional ordinances that are going before Council for approval, to assist the Town and MCSO to address ongoing activities that are negatively impacting our town.

Captain Brian Stutsman echoed the success of the FLOCK camera system (LPR cameras) in Youngtown and it has turned out to be a great tool for the Town and for MCSO.

ournment Meeting Adjourned 12:00 p.m.	
	Michael LeVault, Mayor
.ttest:	

Minutes approved at the November 17, 2022 regular meeting

suspicious activity.

Captain Stutsman continued to speak about engagement with our citizens through neighborhood watch programs and to be the eyes and ears for law enforcement and to report



MINUTES OF THE SPECIAL MEETING COMMON COUNCIL OF YOUNGTOWN, AZ 12033 N. CLUBHOUSE SQUARE, TOWN COUNCIL CHAMBERS MONDAY, OCTOBER 31, 2022 at 11:00 A.M.

- 1. Call to Order: Mayor LeVault called the meeting to order at 11:02 a.m.
- 2. <u>Roll Call:</u> Council present telephonically: Mayor Michael LeVault, Vice Mayor Chuck Vickers, Council Members Margaret Chittenden, Susan Hout, June Miller, and Karen Haney Duncan. Councilmember Francis was absent.

Mayor Michael LeVault noted that a quorum is established for transacting business.

Staff present telephonically: Town Manager Jeanne Blackman, Town Clerk Nicole Smart, and Town Attorney Trish Stuhan.

3. <u>Pledge of Allegiance and Invocation:</u> Councilmember Chittenden led the Pledge and Town Manager Blackman gave the Invocation.

4. Summary of Current Events:

Mayor LeVault mentioned he requested this special meeting to review the packet of ordinances that we discussed last Thursday during the Council meeting. We need to continue to be aggressive in terms of way that we can push back with what we are seeing on not just our streets here in Youngtown, but across the valley. We want to continue to provide the latest and most effective tools that we can provide to our police officers and our security people.

Councilmember Chittenden thanked Mayor LeVault, and the judges at the Halloween walk around the lake on Saturday and the turnout was very good! We also had a great turnout for the G.A.I.N. event.

Councilmember Haney Duncan mentioned the Maricopa County Sheriff's Office came through with flying colors last night, as everyone was impressed with the K-9 demonstration, and all the equipment and vehicles that the Sheriff's office brought for the event.

- 5. Response to Call to the Community: No response to Call to the Community.
- 6. Citizens Comments/Appearances from the Floor: No comments from the Floor

7. Business

A. Presentation, Discussion and/or Action Re: Ordinance 2022-06 Transit – Bus Stop Regulations, related to prohibitions of disruptive conduct impacting public transit.

Town Attorney Stuhan mentioned the intent of ordinance 2022-06 is to tighten up the town's rules regarding conduct near our bus stops, and our transportation areas. So, we have some rules. But realistically, if Maricopa County Sherriff's Office is out there, and they see a problem, they are trying to make a quick decision deciding on state law or is it town code that governs transit. So, one of the things that we are looking at doing, unlike some neighboring jurisdictions, is put our public transportation rules in our code.

Town Manager Blackman and I have been working with Maricopa County Sherriff's Office to help them with a cheat sheet of our Town with the codes we have in place. So, the idea here would be to put our public transportation rules in one place, so that there is no littering on transit property, no dumping hazardous waste, automotive fluids, no spitting, defecating or urinating, and we don't want flammable liquids in those spaces. We don't want people consuming alcoholic beverages, or doing other types of conduct that could impede the flow of traffic so that people can go to a bus stop, they can wait, they can get on, they can get off, we want to make sure we have a flow of traffic that allows our citizens to use public transportation.

So, no throwing objects at the transit vehicles or falsely claiming to be a transit operator or that they are lying down, on our benches, seats, tables, because basically, if people are taking naps there that is supposed to be a transitory place for you sit. We are trying to keep people from sleeping there and which prevents bus riders from using it. We are also looking at limiting hours of operation so that no one can occupy that space between 11:30 p.m. and 3:30 a.m. as we do not actually have any services. So, there is simply no need for people to be using those spots.

At first, MCSO or our security teams are going to talk to people about moving it along. You cannot block traffic; we need to get people on the bus. But if somebody refused to leave or would not comply, this does provide some teeth for your law enforcement. But clearly the idea would be to make sure you have the tools on the books. So, we have repeat people always breaking the rules, at some point Maricopa County Sherriff's Office would have the ability to cite that into our local court to process the violation.

Councilmember Chittenden asked what happens if they are laying on the sidewalk?

Town Attorney Stuhan stated that sidewalks are always going to be a little difficult. The police are always going to do an individualized assessment, they need to go out there and they need to see what is happening.

The intent of this would be there is a part of it that says that it is illegal to impede the operation of transit vehicles, the flow of traffic, hinder or prevent access to vehicles which interfere with the provisions of the use of public transit. So, for example, if the police officer sees somebody sleeping on a sidewalk, and that stops, ADA access, where wheelchairs cannot get through, that is the time they can say, you need to move it along. It is not that you can't be anywhere in the town, or you're kicked out of the jurisdiction, but you can't actually block people from getting on and off the bus. You cannot block pedestrians from using the sidewalk. So that is going to be case by case.

Town Manager Blackman mentioned they will be having a meeting with Maricopa County Sheriff's Office, Law Enforcement Specialists, and Affinium to discuss the new ordinances, and make sure everybody is on the same page and has the same understanding across the board.

Approval of Ordinance 2022-06 Transit – Bus Stop Regulations, related to prohibitions of disruptive conduct impacting public transit on an emergency basis.

Councilmember Haney Duncan

Second -Vice Mayor Vickers

Motion passed unanimously on a telephonic voice vote with all Councilmembers in attendance voting yes.

B. Presentation, Discussion and/or Action Re: Ordinance 2022-07 Pedestrians in Roadway-Median, related to public safety regulations for pedestrians.

Mayor LeVault mentioned Youngtown has only one street that has a median, and that is in the Agua Fria Ranch Parkway. However, the most congested and heavily used intersection, where pedestrians appear to be interfering with the flow of traffic is the intersection of Grand and 113th Avenue, where QuikTrip is located.

Mayor LeVault stated he is recommending to council we table this item, and have the Town Attorney and Town Manager to come up with an ordinance that would better fit our unique situation here in Youngtown. Councilmembers agreed to table until further notice.

C. Presentation, Discussion and/or Action Re: Ordinance 2022-08 Disruptive Properties Regulations, related to neighborhoods affected by chronic unlawful or nuisance activity.

Town Attorney Stuhan mentioned the intent of Ordinance 2022-08. The Town for the most part has a good nuisance rule, and we have been able to use them against properties that have had problems. For example, you have a dilapidated building, and you need to go out and to make certain that it gets cleaned up through compliancy.

You want to work with residents, businesses, but ultimately, we do have in our code, some citation ability and that can go through a municipal court, and we can also do nuisance abatement when people just refuse to comply. So, for several years, the town has been working on trying to focus on key residential and commercial areas that have problems. One thing that the town has looked at is that there are sometimes situations

where you have one or two properties that continue to be disruptive, and violation after violation occurs. So, some cities when they are looking at these types of repeat offenders have worked on a process for having a disruptive property designation. So, you have a property that continues to have nuisance calls, for example, depositing waste, trash, it's continuing to have vandalism, and we're having lots of calls and complaints, there would be a processing code, to at some point, label them a disruptive property.

For example, crimes of domestic violence are not considered a disruptive activity, that is important that we understand that people are, for example, calling out for law enforcement assistance, that those property owners who need protection if there's danger at the home that Maricopa County Sheriff's Office comes out and serves them.

Town Attorney Stuhan stated that you want to adopt this ordinance, the idea is to make sure we do not have a disincentive for using Maricopa County Sheriff's Office. But we also need to make sure we hold owners accountable. So, they are using a disproportionate amount of law enforcement services, rather than cleaning up their weeds, trash and debris, and that there is some mechanism for addressing that disruptive activity.

The code amendment would go on to provide a notice. If they are getting to this threshold, where they are becoming disruptive, that owner knows that they're provided an opportunity to review during that process, that they have an appeal to counsel so that if they disagree, and there's an extenuating circumstance, they have an opportunity to tell you and we want to make sure that there is a process that involves both the town and law enforcement, and we can work on a plan together.

If there is a specific property in town that has, a lot of repetitive calls for service, we can work with them to come up with an abatement plan to solve the problem going forward. But at some point, if a property owner just refuses to take responsibility, this is a tool where you would say, they are labeled a disruptive property. And then after that first time, we are not going to charge you a fee. But the second disruptive activity is going to be \$500. The third disruptive activity is going to be \$1000. The fourth and subsequent will be \$1500, with the idea that there is a monetary penalty attached to properties that continue to violate town code, to try to provide a deterrent to these types of repetitive activities that are harming public safety within the town of Youngtown.

Mayor LeVault reminded Council this is being considered as a direct result of a handful of businesses at the north end of town. Those businesses we were reaching out to them to try and get them to work with us, and to cooperate with us resolve the problem that is happening in that area. Town Manager Blackman and Mayor LeVault spoke with Century Link and Circle K last week in regards to some issues in that area.

Councilmember Chittenden asked if Denny's will be putting a fence around the building to avoid people hanging around here.

Town Clerk Smart mentioned that Dunkin Donuts will be applying shortly for a demolition permit and they will be fencing the property when they do that. I will have the Community Development Manager reach out to them as to when the fence will be put up.

Councilmember Hout asked if these people are loitering in the businesses, or are the businesses allowing them to hang out. You would think that the businesses would welcome and appreciate the town helping them.

Mayor LeVault mentioned that some businesses are notorious for allowing this kind of activity to occur on their property. Mayor LeVault mentioned he personally witnessed drug deals, loitering, and other unacceptable activity on these properties. What we are looking for is a way to deal with those businesses that are allowing that to happen on their property.

Approval of Ordinance 2022-08 Disruptive Properties Regulations, related to neighborhoods/businesses affected by chronic unlawful or nuisance activity on an emergency basis.

Councilmember Chittenden

Second -Vice Mayor Vickers

Motion passed unanimously on a telephonic voice vote with all Councilmembers in attendance voting yes.

D. Presentation, Discussion and/or Action Re: Ordinance 2022-09 Aggressive & Prohibited Forms of Solicitation, related to updating the Town's regulations governing aggressive forms of solicitation, protecting pedestrians, and deterring dangerous behaviors in roadways.

Mayor LeVault mentioned we adopted an ordinance some time ago, which was recommended by the League of Arizona Cities and Towns. So, we already have some laws on the books. However, we need to tweak them a little bit in terms of tightening it up.

Town Attorney Stuhan mentioned the intent of Ordinance 2022-09. The Town had asked that we review our codes to see if we can learn from our sister cities if there are any best practices or tools that could be used. Youngtown had already adopted an aggressive solicitation ordinance several years ago based on the League of Arizona cities and towns model ordinance.

So, a lot of the stuff that Glendale did, the town already had in its code. Town Attorney Stuhan added a prohibition which is similar to theirs, which is it is unlawful for any person or group to solicit money or anything of value, or solicit goods or services from an operator of a motor vehicle that is in traffic on a public street, or stopped for a traffic control device or stop sign on a public street.

Regardless of whether in exchange for cleaning the vehicles windows or for blocking, occupying, or reserving a public parking space or directing the occupant to a public parking space. Or even if no services are received in exchange for responding to the solicitation provided, however, if there is an exemption, it is not going to apply to services rendered in connection with an emergency repair. So, if you have an operator or passenger having an emergency situation, they can certainly be stopped at the median for temporary periods of time. There would ultimately be a civil violation possible if someone refused to comply. So that is something that would be added to the rules that are already in place

So substantively, the Town Attorney struck out some language in code as more of a legal cleanup. But the key change would be adding that prohibition, realistically dealing with operators of motor vehicles, in traffic on a street or stopped at a traffic control device.

Town Attorney Stuhan did separately provide Council an opinion on all these memorandums. If Council has any questions, we can, of course go into an Executive Session for legal advice. But otherwise, you have the full ordinance and my opinion in front of you.

Councilmember Miller mentioned she would like to leave and not strike out the continuing to solicit withing five feet of a person.

Town Attorney Stuhan stated that is a policy decision for the Town.

Vice Mayor Vickers stated if they are within five (5) feet or closer, they are within striking distance. Vice Mayor Vickers would like eight (8) or ten (10) feet instead of five.

Town Attorney Stuhan stated before she gives an opinion like that, she always like to take a second and ask if we would like to go into an executive session where she can confidentially tell them that opinion, or if they like her to say it in public. There are all kinds of reasons she can recommend something from a legal perspective or not. And if counsel wants an ordinance, she wants you to have that ordinance, she is going to defend that ordinance.

She does not want to bind this town or have anyone think that her legal opinions are correct. Other attorneys may disagree. So, she will not put her legal opinion on the record unless council wants her to. Because if there is ever a challenge, then you might have to live a little bit with what she said, and other attorneys can disagree. Do you want me to provide an opinion on this ordinance on the record? Or do you want to go on executive session?

Approval of Ordinance 2022-09 Aggressive & Prohibited Forms of Solicitation, related to updating the Town's regulations governing aggressive forms of solicitation, protecting pedestrians, and deterring dangerous behaviors in roadways on an emergency basis. And remove the strikeout on continuing to solicit withing five feet of the person being solicited after the person has made a negative response to such solicitation.

Councilmember Miller

Second - Councilmember Haney Duncan

Motion passed unanimously on a telephonic voice vote with all Councilmembers in attendance voting yes.

E. Presentation, Discussion and I or Action Re: Ongoing efforts to address criminal activity, nuisances, and homelessness in the Town.

No discussion on this item.

8.	<u>Call to Executive Session:</u> Convene Executive Session pursuant to ARS § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding any above agenda items, as needed.
	No discussion to be made.
9.	Future Agenda & Meetings

B. Next Regular Council Meeting will be Thursday, November 17, 2022 at 5:30 p.m.

Adjournment

Motion to Adjourn – Councilmember Miller Second – Vice Mayor Hout Meeting Adjourned 12:06 p.m.

A. Future Agenda Items – None

Meeting Adjourned 12:06 p.m.	
	Michael LeVault, Mayor
Attest:	
Nicole Smart, Town Clerk	
Minutes approved at the November 17, 2022 C	ouncil meeting

PROVIDED AT COUNCIL MEETING

SUN CITY FIRE DISTRICT YOUNGTOWN MONTHLY REPORT OCTOBER, 2022

INCIDENT RESPONSE SUMMARY					
Incident Type	OCT 2022	YTD	OCT 2021	YTD	
FIRE	7	29	3	41	
RESCUE & EMS INCIDENT	107	1,260	113	1,328	
HAZARDOUS CONDITION (NO FIRE)	3	4	1	6	
SERVICE CALL	2	19	5	16	
GOOD INTENT CALL	2	17	2	18	
FALSE ALARM & FALSE CALL	1	29	2	15	
INCIDENT TOTAL	122	1,358	126	1,424	

PREVENTION II	ISPECTIO	N SUMMAR	Y	
Property Use	Number of Initial	Number of Reinspects	Total Inspections	Total Violations
ASSEMBLY	4	0	4	2
EDUCATIONAL	0	0	0	0
HEALTH CARE, DETENTION, & CORRECTION	4	0	4	0
RESIDENTIAL	3	0	3	0
MERCANTILE & BUSINESS	43	4	47	3
STORAGE	6	0	6	2
SPECIAL PROPERTY & OTHER	0	0	0	0
TOTAL INSPECTIONS	60	4	64	7



Maricopa County Sheriff's Office

Annual Report for Youngtown

This report reflects a year to year comparison of calls for service and on view based on the primary deputy's call sign.

Data Sources and Knowledge Stores

The Maricopa County Sheriff's Office (MCSO) utilizes Intergraph's Computer-Aided Dispatch (I/CAD), that went live within the MCSO on September 24th, 2013.

Definitions

Calls for Service (CFS) – occurs when a resident contacts the Office, typically by phone, and a deputy is dispatched to handle the call (Wilson & Weiss, 2009). They include calls to "911" for emergency assistance along with to non-emergency numbers (Police Data Initiative, n.d.).

Deputy Initiated Activities (On View/OV) – occurs when a deputy initiates the dispatch by conducting a traffic stop or other proactive policing event.

Unknown Origin – this occurs when the I/CAD is unable to determine the origin of the event. This is rare but does happen.

Additional Information

An asterisk (*) indicates subcodes were grouped under the main event category. For example, speeding and no seatbelt, etc., are grouped under the main event category Traffic Violation*.

References

Police Data Initiative. (n.d.). Calls for Service. Retrieved June 13, 2018, from Police Data Initiative: https://www.policedatainitiative.org/datasets/calls-for-service/

Wilson, J., & Weiss, A. (2009). A performance-based approach to police staffing and allocation. Washington, DC: Office of Community Oriented Policing Services.

Top 20 Calls For Service

Event Category	2020	2021	2022
WELFARE CHECK	591	657	552
TRESPASSING	272	316	222
SUSPICIOUS PERSON	181	197	131
LOUD NEIGHBORS	102	150	82
DISTURBING			
FALSE BURGLAR ALARM*	112	83	102
CIVIL ACTION	86	141	66
UNWANTED GUEST	124	103	62
SUSPICIOUS ACTIVITY	97	121	60
SUSPICIOUS PERSON AND	85	92	61
VEHICLE			
CITIZEN/MOTORIST ASSIST	77	90	65
FOLLOW UP	82	78	63
THEFT	79	65	26
CRIMINAL DAMAGE	53	41	44
INJURED/SICK PERSON	50	35	33
LOITERING	29	62	27
CIVIL MATTER/STANDBY	42	26	36
VEHICLE CRASH (NO	29	24	42
INJURIES)*			
ASSIST OTHER AGENCY	33	31	25
FIGHT/MUTUAL COMBAT (DV)	40	29	20
PATROL/VACATION WATCH	27	41	19
Total	2191	2382	1738

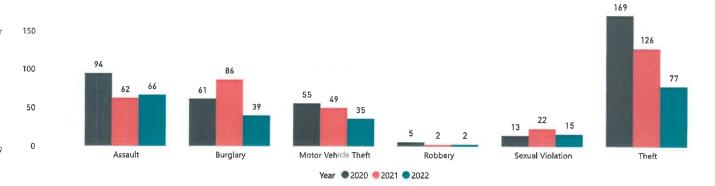
Top 20 On View

Event Category	2020	2021	2022
PATROL/VACATION WATCH	854	448	163
FOLLOW UP	270	252	186
TRAFFIC VIOLATION*	295	109	167
TRESPASSING	67	73	45
WELFARE CHECK	71	37	56
CITIZEN/MOTORIST ASSIST	58	48	50
SUSPICIOUS PERSON	71	42	24
SUSPICIOUS PERSON AND	59	44	31
VEHICLE			
COMMUNITY POLICING*	54	39	7
SUSPICIOUS VEHICLE	42	24	5
SPECIAL DETAIL	15	27	22
ORDERS OF PROT - HARASS -	14	36	11
CIVIL USE ONLY			
TRAFFIC CONTROL	22	4	22
CIVIL SUMMONS -CIVIL USE ONLY	13	10	11
SUSPICIOUS ACTIVITY	9	13	12
ASSIST OTHER AGENCY	11	12	5
WARRANT ARREST	7	13	8
WARRANT ARREST ATTEMPT	12	9	5
NARCOTICS/OTHER DRUGS	7	11	7
WARRANT ARREST -	7	10	4
MISDEMEANOR WARRANTS			
Total	1958	1261	841

Top 20 Calls for Service with Incident Reports

		•	
Event Category	2020	2021	2022
THEFT	60	52	21
CRIMINAL DAMAGE	45	35	40
WELFARE CHECK	66	23	27
TRESPASSING	40	25	18
DEAD BODY	19	27	25
VEHICLE CRASH (NO INJURIES)*	21	16	34
BURGLARY FROM VEHICLE	22	35	9
THEFT FROM VEHICLE	17	19	16
STOLEN VEHICLE	21	12	15
ASSAULT D/V	19	14	11
Total	330	258	216

Major Crime Indicators





Maricopa County Sheriff's Office

Annual Report for Youngtown

October, 2022

T	20	C-II-	F	C	
IOD	20	Calls	FOF	2er	vice

•	
Event Category	2022
WELFARE CHECK	70
TRESPASSING	25
SUSPICIOUS PERSON	18
FOLLOW UP	10
CIVIL ACTION	9
CIVIL MATTER/STANDBY	8
CRIMINAL DAMAGE	8
FALSE BURGLAR ALARM*	8
UNWANTED GUEST	7
CITIZEN/MOTORIST ASSIST	6
LOUD NEIGHBORS DISTURBING	6
CRIMINAL DAMAGE - DV	5
SUSPICIOUS ACTIVITY	5
SUSPICIOUS PERSON AND VEHICLE	5
THEFT	5
VEHICLE CRASH (NO INJURIES)*	5
VIOLATION OF COURT ORDER	5
Total	205

Top 10 On View

Event Category	2022	Event Category	2022
PATROL/VACATION WATCH	16	ASSAULT ON DEPUTY	2
TRAFFIC VIOLATION*	14	STOLEN AUTOMOBILE RECOVERY FOR	2
FOLLOW UP	13	OTHER AGENCY	
CITIZEN/MOTORIST ASSIST	11	TRAFFIC VIOLATION*	2
TRESPASSING	8	WARRANT ARREST	2
WELFARE CHECK	7	WARRANT ARREST - FELONY WARRANT	2
COMMUNITY POLICING*	3	CRIMINAL DAMAGE	1
SUSPICIOUS PERSON AND	3	DUI	1
VEHICLE		FOUND PROPERTY	1
SUSPICIOUS VEHICLE	3	IDENTITY THEFT	1
Total	78	NARCOTICS/OTHER DRUGS	1
		Total	15

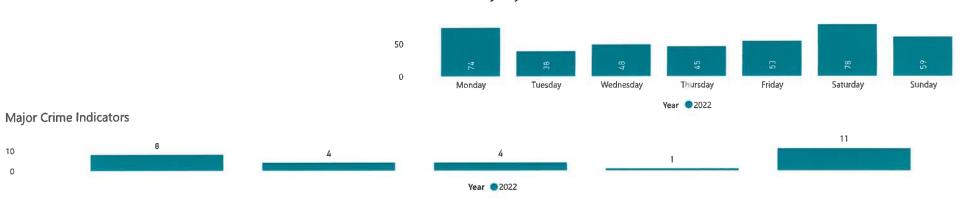
Areas of Special Interest

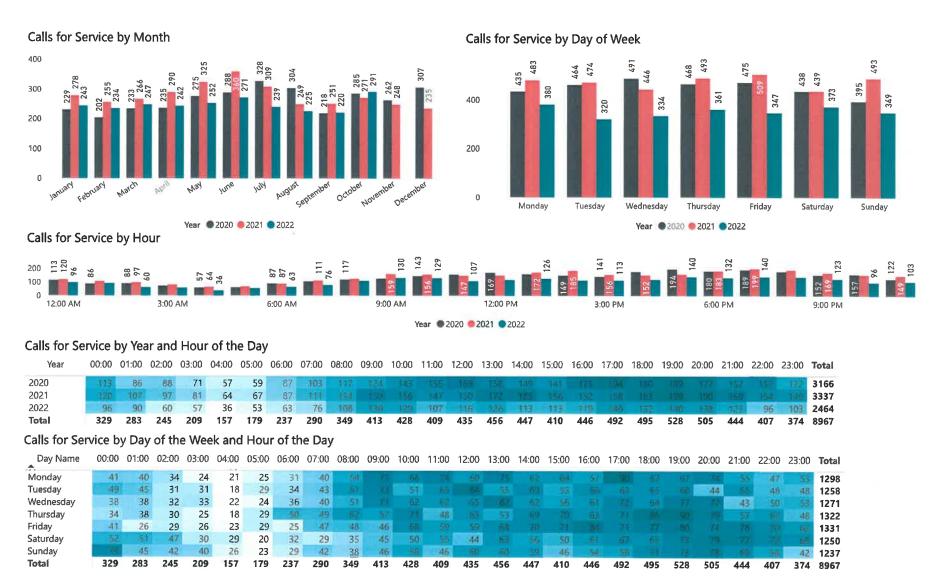
Event Category	2022	Call Source	2022
DUI	1	Calls for Service (CFS)	291
NARCOTICS/OTHER DRUGS	2	Deputy Initiated Activities (On	106
SEXUAL ASSAULT - MINOR VICTIM	1	View/OV)	
Total	4	Total	395

Events by Call Source

Calls for Service by Day of Week

Top 10 Calls for Service with Reports



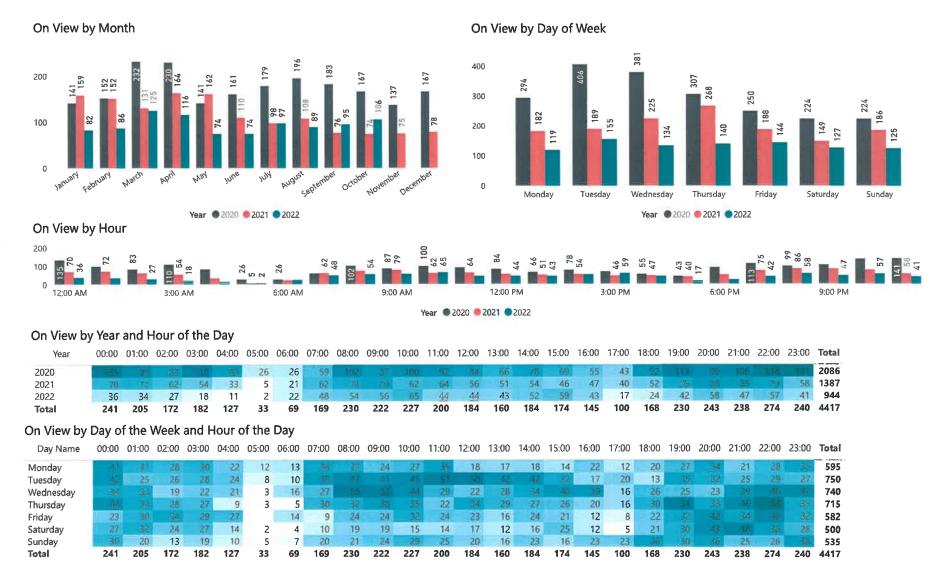


Sunday

Total



176 3279



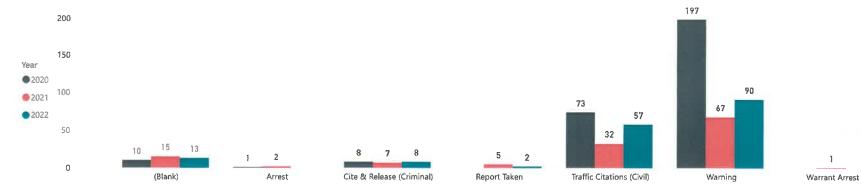
This report reflects the traffic stop activity based on call types for traffic violations (910) and reckless/overly aggressive driving (693/693R) along with DUI and aggravated DUI (692 and 692F) for all call sources (calls for service and on view). Canceled calls have been removed.

Trotty, carreered constrained been removed.			
DESCRIPTION	2020	2021	2022
WARRANT ARREST - IR GENERATED (NO NEW CHARGES FILED)		1	
WARNING ISSUED	197	67	90
UNABLE TO LOCATE / UNABLE TO CONTACT FOR SERVICE		4	
UNABLE TO CONTACT VIA PHONE		1	
TOW TRUCK REQUEST OR CIVIL CITATION WITH VEHICLE TOW/IMPOUND			1
SUPERVISOR DUTIES	4	13	9
POLICE SERVICE REPORT SUPPLEMENT		4	
OFFENSE REPORT WITH CITE & RELEASE - NON TRAFFIC		1	
OFFENSE REPORT WITH BOOKING - INCLUDES TRAFFIC / NON-TRAFFIC	1	2	
OFFENSE REPORT SUPPLEMENT	3	12	1
OFFENSE REPORT NO ARREST - NON TRAFFIC		5	2
NON TRAFFIC CONTACT FORM COMPLETED-NO IR	19	3	14
INCIDENTAL CONTACT	1	4	1
DETAIL COMPLETED VIA PHONE	1		1
DETAIL COMPLETED AS PRIMARY UNIT	3	1	3
DETAIL COMPLETED AS ASSISTING UNIT	64	80	52
CRIMINAL TRAFFIC CITE & RELEASE NO PROPERTY IMPOUNDED	6	1	5
CRIMINAL TRAFFIC CITE & RELEASE *PROPERTY IMPOUNDED	2	5	3
CIVIL CITATION *PROPERTY IMPOUNDED - IR GENERATED	6		1
CIVIL CITATION - NO IR	67	32	55
Total	374	236	238

Call Types by Year

Description	2020	2021	2022
TRAFFIC VIOLATION - SPEEDING	129	21	41
TRAFFIC VIOLATION - STOP SIGN - RED LIGHT	65	48	55
TRAFFIC VIOLATION - NON-MOVING OTHER	35	9	21
TRAFFIC VIOLATION - MOVING OTHER	17	11	23
BICYCLE STOP	25	8	15
DUI	5	7	4
TRAFFIC VIOLATION - SUSPENDED DRIVERS LICENSE	8	4	2
RECKLESS DRIVING	2	5	4
TRAFFIC VIOLATION	8	1	2
PROOF OF INSURANCE/MANDATORY INSURANCE	1	4	3
SUSPENSION			
TRAFFIC VIOLATION - EXPIRED PLATES	2	1	1
TRAFFIC VIOLATION - FAILURE TO SIGNAL	1	1	2
TRAFFIC VIOLATION - INVALID REGISTRATION	3	1	
DUI - AGG. DUI		2	
CRIMINAL 28 (NON-SPEED)			1
OVERLY AGGRESSIVE DRIVER			1
TRAFFIC VIOLATION - CRIMINAL SPEED			1
TRAFFIC VIOLATION - SUSPENDED REGISTRATION	1		
Total	302	123	176

Disposition Categories by Year



Saturday

Sunday

Total



Total	October	September	August	July	June	May	April	March	February	January	Priority
40	3	3	7	4	3	3	5	6	5	1	1.00
803	103	70	86	84	87	76	77	79	60	81	2.00
2556	287	242	219	247	255	247	276	284	256	243	3.00
3	2								1		4.00
3402	395	315	312	335	345	326	358	369	322	325	Total

Youngtown Burglaries, Thefts, Criminal Damage, Stolen Vehicle, Trespassing Numbers

MINI-IDE III MINI I TIMINAL LIMINAL LIMINAL II AMBRON TITALIN Vehicle Prespassing





INCOMERS Theres, Criminal Dama le Storius victicia Trassillarina

ESZCity	January	February	March	April	May	June	July	August	September	October	Total
Youngtown	50	40	49	53	50	55	46	37	54	67	501
Total	50	40	49	53	50	55	46	37	54	67	501

021 Burglaries Their Chemical D. Rome Stoller College Trespose Ing

ESZCity	January	February	March	April	May	June	July	August	September	October	November	December	Total
Youngtown	66	52	57	50	98	111	85	69	63	54	49	29	783
Total	66	52	57	50	98	111	85	69	63	54	49	29	783

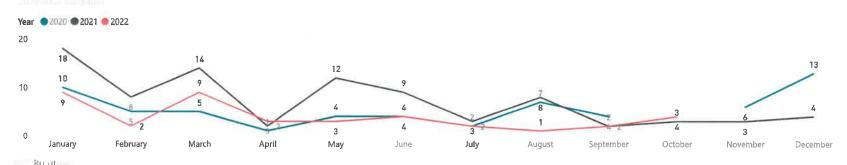
DAN Republicus, Thatte Criminal Damane Stalan Vehicle Tourissions

ESZCity	January	February	March	April	May	June	July	August	September	October	November	December	Total
Youngtown	54	34	43	36	61	84	81	92	39	61	52	78	715
Total	54	34	43	36	61	84	81	92	39	61	52	78	715

Data Note: Radio Codes Represented on This Page

Type Code
16 458, 4598, 4598U, 459C, 459CU,
459CV, 459CZ, 459G, 459M, 459P, 459R
459RU, 459U, 459V, 459W, 459WU, 459Z 459ZB, 459ZBU, 459Z, 459ZR, 459ZRU,
459ZU, 487, 487B, 487BU, 487C, 487CU,
487CV, 487CZ, 487E, 487G, 487L, 487M,
487M, 487M, 487W, 487WU, 487Z,
487ZU, 507, 507T, 507TU, 507TV, 507V,
509, 509B, 509B, 509B, 509C, 509C,
509L, 509C, 509C, 509C, 509W,
509X, 509XW, 509Z, 71Z, 71ZB, 71ZBU,
71ZU, 71ZR, 71ZRU, 71ZS, 71ZU,
71ZV, or 509ZU

Youngtown Burglaries



50 di													
ESZCity	January	February	March	April	May	June	July	August	September	October	Total		
Youngtown	9	2	9	3	3	4	2	1	2	4	39		
Total	a	2	0	2	2	A	2	1	2		20		

.021 Burg rie

ESZCity	January	February	March	April	May	June	July	August	September	October	November	December	Total
Youngtown	18	8	14	2	12	9	3	8	2	3	3	4	86
Total	18	8	14	2	12	9	3	8	2	3	3	4	86

ESZCity	January	February	March	April	May	June	July	August	September	November	December	Total
Youngtown	10	5	5	1	4	4	2	7	4	6	13	61
Total	10	5	5	1	4	4	2	7	4	6	13	61

Data Note: Filters on this page are Major Crime Indicator is Burglary from Youngtown

INSERT WILL BE EMAILED TO YOU AND HARD COPY WILL BE AVAILABLE AT COUNCIL MEETING

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