

June 14, 2023

MEMORANDUM TO: Honorable Mayor and City Council

THRU: Charles P. Potucek, City Manager
Victoria Yarbrough, Assistant City Manager

FROM: Laura Wilson, Director
Parks, Recreation & Library

SUBJECT: REQUEST FOR AGENDA ITEM PLACEMENT
RESOLUTION 2023-050, Chapters 94 City Ordinance
Park Hours Edit

RECOMMENDATION:

The Director of Parks, Recreation and Library recommends approval.
The Parks and Recreation Commission recommends approval.

INITIATED BY:

Parks and Recreation Commission

BACKGROUND:

The Park and Recreation Commission is recommending an edit to Chapter 94 of the City Ordinance to better serve the public and for safety concerns.

The edit recommended to Chapter 94 includes designated hours of operation for specific parks and sports facilities. Specifically defining the purposes, uses, and restrictions of athletic fields is particularly important given their increased usage demand and specific upkeep and maintenance requirements as compared to other public park facilities.

The Commission discussed this topic and listened to, and considered, other opinions and opposing viewpoints during prior month's meetings before making their recommendation.

This is a request to begin a 30-day public comment period. After that has concluded, we will return the item to the Mayor and Council for consideration.

BUDGET APPROPRIATION:

Not applicable.

RESOLUTION 2023-050

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA, COCHISE COUNTY, ARIZONA; DECLARING AS PUBLIC RECORD AMENDMENTS TO CHAPTER 94 SECTION 94.03, PARK HOURS, OF THE "CODE OF ORDINANCES OF THE CITY OF SIERRA VISTA," AUTHORIZING AND DIRECTING THE CITY MANAGER, CITY CLERK, CITY ATTORNEY OR THEIR DULY AUTHORIZED OFFICERS AND AGENTS TO TAKE ALL STEPS NECESSARY TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION.

WHEREAS; the City of Sierra Vista periodically enacts laws to help govern the municipality and provide for the orderly operations, maintenance, and development of the City; and

WHEREAS; periodically changes need to be made to clarify an existing ordinance to preserve the rights of the public; and

WHEREAS; it is the policy of the City to ensure free access to public spaces continue to enhance the quality of life of the residents of the Greater Sierra Vista area; and

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VSITA, ARIZONA AS FOLLOWS:

SECTION 1

The policy of the City of Sierra Vista relating to declaring a public record for purposes of making changes to the City Code of Ordinances, be, and hereby is, reaffirmed.

SECTION 2

Chapter 94, Section 94.03, of the Code of Ordinances for the City of Sierra Vista shall be amended as set forth in Exhibit A and is hereby declared to be a public record.

SECTION 3

The City Manager, City Clerk, City Attorney, or their duly authorized officers and agents are hereby authorized and directed to take all steps necessary to carry out the purposes and intent of this Resolution.

PASSED AND ADOTPED BY THE MAYOR AND CITY COUNCIL OF THE CITY
OF SIERRA VISTA, ARIZONA, THIS 22ND DAY OF JUNE 2023.

CLEA McCAA II
Mayor

APPROVED AS TO FORM:

ATTEST:

NATHAN WILLIAMS
City Attorney

JILL ADAMS
City Clerk

PREPARED BY:
Laura Wilson, Director
Parks, Recreation & Library

§ 94.03 PARK HOURS.

(A) *Park hours of operation.* It shall be unlawful for any person or organization to schedule activities, participate in activities, congregate, or be present in any municipal park area, except during designated hours of operation, without obtaining written permission from authorized city authorities at least one week prior to the event.

(B) Veterans Memorial Park, Hubert Tompkins Park, and Len Roberts Park shall be closed between the hours of 11:00 p.m. and 5:00 a.m. Individual Fields in Cyr Sports Complex, Veteran's Memorial Sports Complex, and Tacoma Sports Complex, and their adjoining parking lots, shall be closed at Dusk or One hour after the last reservation.

(C) No person shall trespass or otherwise be upon the grounds of any other park, as designated in the Sierra Vista General Plan, without obtaining written permission from the Director of Leisure & Library Services or their designee between the hours of 10:00 p.m. and 5:00 a.m. These Hours also apply to the Pickleball Courts and Tennis Courts.