

**MINUTES**  
**REGULAR CITY COUNCIL MEETING**  
CITY COUNCIL OF THE CITY OF YUMA, ARIZONA  
CITY COUNCIL CHAMBERS, YUMA CITY HALL  
ONE CITY PLAZA, YUMA, ARIZONA  
**JANUARY 16, 2019**  
**5:30 p.m.**

**CALL TO ORDER**

**Mayor Nicholls** called the City Council meeting to order at 5:35 p.m.

**INVOCATION/PLEDGE**

**Pastor Erik Rangel**, Legacy Church, gave the invocation. **Richard Files**, City Attorney, led the City Council in the Pledge of Allegiance.

**ROLL CALL**

Councilmembers Present: Shelton, Watts, Thomas, Knight, McClendon, Miller, and Mayor Nicholls  
Councilmembers Absent: None  
Staffmembers Present: City Administrator, Gregory K. Wilkinson  
City Engineer, Jeff Kramer  
Various Department Heads or their representative  
City Attorney, Richard W. Files  
City Clerk, Lynda L. Bushong

**FINAL CALL**

**Mayor Nicholls** made a final call for the submission of Speaker Request Forms for agenda related items from members of the audience.

**PRESENTATIONS**

Legislative Update

**Ron Hamm**, President of Hamm Consulting Group, provided a summary of legislative activity in 2018 and discussed the 116<sup>th</sup> Congress and key issues for Yuma in 2019 as follows:

- Federal Agenda and Advocacy Objectives
  - Federal Strategy – Compile a project narrative that includes a list of goals and policy issues, create a list of Executive and Legislative Branch key decision makers, and arrange meetings in Washington D.C.
  - Funding – Alert the City to grants and the availability of other discretionary funding that would be relevant to local projects and will assist with grant draft review and edit, federal agency interaction and securing congressional delegation support
  - Accountability – keep in regular contact with City staff, provide updates on all activities through visits, scheduled telephone calls, and written reports

- 2018 Federal Advocacy Recap
  - Presentation of 2018 federal agenda to congressional delegation and federal agencies
  - Federal advocacy with Mayor Nicholls, City Administrator Wilkinson and former Yuma Crossing National Heritage Area (YCNHA) Executive Director Flynn
  - February, March, June, and November federal advocacy meetings
  - Worked with the City on its efforts and strategy to secure federal transportation grant funding to support the Yuma Multimodal Center project
- 2018 City of Yuma Advocacy Outcomes
  - Legislative Successes
    - Continued annual funding for the YCNHA
    - Released delayed FY 2019 National Heritage Area Program funding
    - 2018 funding for new Yuma Veterans Administration Facility
    - Secured support of additional members of the Arizona congressional delegation for U.S. Department of Transportation BUILD (Better Utilizing Investments to Leverage Development) grant for Yuma Multimodal Transportation Center and National Heritage Area program legislation
- 116<sup>th</sup> Congress Highlights
  - House: 235 Democrats to 199 Republicans
    - Representatives Paul Gosar and Raul Grijalva
  - Senate: 51 Republicans to 47 Democrats
    - Senators Martha McSally and Kyrsten Sinema
- Key Issues for Yuma in 2019
  - Infrastructure
    - Yuma Multimodal Transportation Center
    - Roads
    - San Luis Port of Entry
    - West Wetlands Park and Trial System
  - anyCOMM Smart City Initiative
  - Yuma Multiversity
  - National Heritage Area Program Legislation and Annual Funding
  - FY 2020 appropriations for federal programs that support cities – housing, economic and community development, public safety, transportation, natural resources, and defense
- Federal Agenda Process Timeline
  - January
    - Introduce process, collect feedback and solicit concepts/ideas from the City
  - February
    - Review concepts/ideas with Hamm Consulting to match with viable federal agency funding priorities
    - Review with relevant departments
    - Receive input from City Administrator
    - Report back to City Administrator and team for additional discussion, revision, and final recommendations
  - February/March
    - Review, finalize, and present federal agenda to Yuma congressional delegation

- Engage and Advocate
  - Define priorities and objectives
  - Develop federal agenda and action plan
  - Implement and execute
  - Congress, federal agencies, and White House

**Mayor Nicholls** thanked Hamm for all of his hard work, for being so accessible, and for getting the City in to all of the right meetings.

## I. MOTION CONSENT AGENDA

Motion Consent Agenda Item B.7 – Job Order Contract: Landscaping, Parks & Grounds (execute a three-year Job Order Contract with the option to renew for two additional one-year periods to the following contractors: JSA Company, Yuma, Arizona; SWP Contracting & Paving, Yuma, Arizona (RFP #2019-20000057) (Engineering)

**Mayor Nicholls** declared a conflict of interest with regard to Motion Consent Agenda Item B.7, turned the meeting over to Deputy Mayor Knight, and left the dais.

**McClendon** asked for an overview of Job Order Contracting (JOC) and how it applies to this particular item. **Kramer** explained that JOC is one of four project delivery methods that municipalities are authorized to use in Arizona pursuant to Arizona Revised Statutes (A.R.S.) Title 34. JOC allows the City to establish qualified contractors who will be available and under contract to quickly perform construction services on minor, routine, repetitive, or standardized construction or specialty work. One of the benefits of JOC is price certainty, which is established using a specific version of RSMMeans – the most widely used unit price book in the country. The JOC includes a robust procedures manual which spells out definitions, duties of City staff and the contractor's staff, proposal development and evaluation criteria, pricing evaluation criteria, and reporting requirements. The contract used by the City is based on one that has been used for over ten years by other municipalities and was modified to meet Yuma's specific needs. There is no project being awarded at this point, so in order for the contractors to complete any work the City needs to issue a Job Order. In the Job Order the City negotiates the scope of work and the schedule, and the contractor puts together their price proposal based on the established pricing structure. Each Job Order must have a funding source; in this case it's the Capital Improvement Program which is approved by City Council during the annual budget process. Currently this particular contract is expected to be used to xeriscape retention basins, but the array of potential projects was left broad enough that it could be utilized if the City received a grant for playground equipment or to upgrade athletic field lighting, for example. Another benefit of JOC is that it can save the City anywhere from three to four months' time compared to bidding an individual project.

**McClendon** asked for clarification as to why if the current value of the contract is zero the Request for City Council Action (RFCCA) states the contract will not exceed \$2 million. She opined that City Council should be aware of contracts being awarded of that size. **Kramer** replied that Job Orders are authorized up to \$1 million pursuant to A.R.S. Title 34, however this cap can be adjusted by approval of a local governing body upon the award of the contract. The reason that an increase to \$2 million is being requested is so that in the event of a large grant award or a larger project, the JOC can be used when appropriate. In terms of the actual award of the projects, City Council has already reviewed and approved any projects that would utilize the JOC during the CIP approval process. This allows the City to complete projects more quickly rather than

having to come back to City Council for a second approval for the same project. **McClendon** inquired as to why the increase from \$1 million to \$2 million is necessary. **Kramer** explained that based on the Master Agreement it is unlikely any one project would exceed the \$1 million limit. However, it is possible that the City could receive funding for a project that surpasses \$1 million and in that event the project would have to be bid, costing the City a three month or more delay plus the cost of advertising and staff time. Additionally, because JOC is a collaborative delivery method where the contractor commits to a guaranteed maximum price to deliver a project there is limitation of risk to the City and limitation of preconstruction design costs. **McClendon** stated that she would be more comfortable with leaving the cap at \$1 million and having the opportunity to do a second review of larger projects.

**Miller** noted that with his previous employer he was involved with JOC and anything over \$100,000 came back to City Council for approval. He asked why that is not the case with this contract. **Kramer** stated that the vast majority of the projects would exceed the \$100,000 mark and the City would not gain the benefits that JOC is intended to provide. **Miller** asked who does the designs for the Job Orders. **Kramer** responded that it depends on the specific assignment. Some very routine projects may be able to be completed without a design, while others may be done by the City's in-house design team or a consultant from the on-call design services list.

**Thomas** stated his belief that the main concern is making sure there is a system of checks and balances in place. He asked if a project is over the \$1 million limit if it must go through the entire bid process gain, including designs and everything else. **Kramer** clarified that for the vast majority of projects it is strictly the construction component that would need to go to bid. Occasionally there may be a small detail that needs to be designed that the City may ask the contractor to have a designer provide rather than going out for a separate design contract. **Thomas** asked if all sources of funding would be included within the \$1 million limit or if grants would be considered separately. **Kramer** confirmed that the limit is per project, regardless of the funding source. **Thomas** asked how City Council would be made aware if a Job Order exceeds \$100,000. **Kramer** stated that he sends a bi-weekly project status report to the City Administrator that captures all of the currently active projects and provides a brief status as to whether they are on track for budget, schedule, and scope, as well as some other comments. Additionally, the recently approved Projectmates construction management software has very robust reporting capabilities which can be automated to provide reports individualized to each councilmember based on the information they would like to see. **Thomas** asked if it was anticipated that any projects within the next budget year would exceed \$2 million. **Kramer** replied that he did not anticipate any projects in remainder of this fiscal year or the following fiscal year to exceed \$ 1 million, much less \$2 million. However, the JOC has the potential to span a five-year period during which there is the possibility that grant funding or other monies may be received that could allow for the completion of a larger project.

**Watts** asked if the purpose of raising the limit to \$2 million was to save the City money. **Kramer** stated that the JOC program is being expanded to cover more potential ground with six categories of master agreements, and the idea behind raising the limit to \$2 million was for consistency across the disciplines. **Watts** asked if it would also result in a time savings. **Kramer** confirmed that it would, noting it would reduce work on preparing bid and contract documents and the cost of advertising as well as the contracting community's time in preparing bid estimates. **Watts** asked if this is a general practice for other cities. **Kramer** confirmed that it is in cities all over the state. Phoenix has a very robust program, along with Gilbert, Goodyear, Avondale, Surprise, and every larger city in Arizona as well as many smaller cities. He added that other agencies are already contacting the Purchasing Department to ask for permission to use the City's contracts to do JOC work in their communities because the program is so well put together.

**Shelton** asked if the cost savings resulting from JOC has anything to do with the ceiling, whether it is \$1 million or \$2 million. **Kramer** stated it does not. **Shelton** stated that he has not heard a specific justification for raising the ceiling and therefore would be more comfortable with keeping it at \$1 million.

**Knight** stated that this is simply a way to save the City time and money on projects that have already been approved in the CIP. Whether the limit is \$2 million or \$1 million, these contracts are not new expenditures but rather a more efficient method to carry out what has already been approved by City Council. **McClendon** countered that it is best for the community and for City Council to keep the information flowing. Regardless of what might be in the CIP, there is the possibility for changes to take place. There is no reason that projects that exceed \$100,000 cannot come back to City Council. **McClendon** asked if it would be possible to revert back to the original amount. **Wilkinson** suggested that City Council keep the \$2 million per Job Order threshold in place but require that any project over an agreed upon amount come back to City Council for approval. This will allow City Council to exercise oversight while still taking advantage of the time and cost savings offered by JOC. **Knight, Miller, and Shelton** agreed that this is an acceptable compromise.

**Will Katz**, P.O. Box 643, stated that the questions being asked and the discussion being held regarding this issue are very much appreciated. He expressed his understanding that the Yuma City Charter only allows the City Administrator to authorize contracts up to \$25,000, and consequently what is being asked for in the RFCCA would be an improper delegation of authority. This is a revolutionary idea for our charter community and it deserves more discussion and more input from the community.

**Thomas** asked if the \$2 million limit is per discipline or per contract. **Kramer** clarified that the list of services mentioned in the RFCCA are the only items that can be done under this contract, with the exception of ancillary work that ties into the project. For example, if a light repair requires the removal of 10 feet of concrete curb to run the conduit, the contractor can replace that 10 feet of curb without the City needing to utilize the concrete JOC. In fact, statute prohibits breaking up projects into different disciplines in order to utilize different contracts to prevent the breaking up of a big project to stay under the cost limit. **Thomas** asked if JOC is implemented in the private sector. **Kramer** confirmed that it was, adding that in fact it was born in the private sector and then adapted for use by the military in the 1980s. It has been and continues to be used extensively by educational and healthcare institutions. **Thomas** pointed out that government is often criticized for not adapting or implementing private sector approaches to business, and this would be an opportunity to do so and help the City run more efficiently and effectively.

**Shelton** noted that the RFCCA states that work completed under the JOC will include pavement and transportation related projects including but not limited to a variety of types of work and suggested that the list may be too broad. **Kramer** replied that the reason for not stringently limiting the type of work that can be done is to allow a little bit of flexibility for very similar or closely related types of work without violating the contract.

**Knight** asked **Kramer** if he foresaw any issues with requiring City Council approval for a Job Orders under this JOC that exceed \$100,000. **Kramer** stated that in general this should not be a problem, however there are times due to the cancellation of City Council Meetings that it could delay a project four or five weeks. **Knight** pointed out that it is generally only once or twice a year that meetings are cancelled so this should not be a significant issue.

**Motion** (Miller/Thomas): To approve Motion Consent Agenda Item B.7. with the additional requirement that any contract over \$100,000 must come before City Council for approval. Voice vote: **approved** 5-1-1, McClendon voting nay and Mayor Nicholls abstaining due to conflict of interest.

**Mayor Nicholls** returned to the dais.

**Motion** (Knight/Thomas): To approve the Motion Consent Agenda as recommended with the exception of Item B.7. Voice vote: **approved** 7-0.

A. Approval of minutes of the following City Council meeting:

Regular Council Meeting	August 1, 2018
Regular Council Meeting	August 15, 2018
Regular Council Meeting	October 17, 2018
Council Citizen's Forum	December 18, 2018

B. Approval of Staff Recommendations:

1. Executive Sessions may be held at the next regularly scheduled Special Worksession, Regular Worksession and City Council Meeting for personnel, legal, litigation and real estate matters pursuant to A.R.S. § 38-431.03 Section A (1), (3), (4), and (7). (City Atty)
2. Approve a Special Event Liquor License application submitted by Oscar Chavez on behalf of Immaculate Conception Church for a Valentine Dinner. The event will take place at Immaculate Conception Church, 501 S. Avenue B, on Thursday, February 14, 2019 from 5:30 p.m. to 9:00 p.m. (SP18-46) (Admin/Clerk)
3. Approve a Special Event Liquor License application submitted by Bruce Gwynn on behalf of Yuma County Historical Society for Redondo Day. The event will take place at the Sanguinetti House Museum and Molina Block, 240 S. Madison Avenue, on Saturday, February 2, 2019 from 4:00 p.m. to 9:00 p.m. (SP18-47) (Admin/Clerk)
4. Approve a Special Event Liquor License application submitted by Deborah Wendt on behalf of the City of Yuma Parks and Recreation Department for the Boogie, Brews & Blues Festival. The event will take place at Gateway Park, 259 N. Gila Street, on Saturday, February 16, 2019, from 9:00 a.m. to 9:00 p.m. (SP18-48) (Admin/Clerk)
5. Approve a Special Event Liquor License application submitted by Fred Earle on behalf of Rotary Club of Yuma North End for the Medjool Date Festival. The event will take place at the 100-300 blocks of Main Street on Saturday, January 26, 2019 from 10:00 a.m. to 6:00 p.m. (SP18-49) (Admin/Clerk)
6. Approve a Temporary Extension of Premises/Patio Permit application submitted by Clifford Beesley, agent for Fat Harvey's located at 303 W. 26<sup>th</sup> Street, for a NFL Playoff Barbeque on Sunday, February 3, 2019 from 8:00 a.m. to 11:59 p.m. (EP19-01) (Admin/Clerk)
7. Pulled for separate consideration; see above.

8. Authorize the City Administrator to execute a one year contract with the option to renew for four additional one-year periods, one period at a time, depending on the appropriation of funds and satisfactory performance, with the following vendors: Bill Alexander Ford Lincoln, Purchase & Lease options, Yuma, Arizona; Enterprise Fleet Management, Lease only options, Chandler, Arizona; Findlay Auto Group, Purchase only options, Bullhead City, Arizona. (Bid #2019-20000016) (FIN)
9. Authorize the City Administrator to enter into an agreement to allow students from Northern Arizona University to participate in an educational experience with the City of Yuma police Department that may qualify for University academic credits (YPD)
10. Approve the amended final plat for the Terraces West Subdivision. The property is located west of The Terraces at The View Two Subdivision, Yuma, AZ (DCD)
11. Designation of an Acting City Administrator during the absence or disability of the City Administrator, pursuant to the Yuma City Charter, Article VIII, Section 3. (Admin)

## II. RESOLUTION CONSENT AGENDA

**Motion** (Knight/Watts): To adopt the Resolution Consent Agenda as recommended.

**Bushong** displayed the following title:

### **Resolution R2019-001**

**A resolution of the City Council of the City of Yuma, Arizona, declaring its intention to create Municipal Improvement District No. 107, serving Saguaro Units No. 3 and 4, to operate, maintain and repair landscaping improvements included within, near and adjacent to the retention and detention basins and parkings and parkways and related facilities together with appurtenant structures of Saguaro Units No. 3 and 4 (to provide a dedicated funding stream and create a direct decision-making role for residents regarding landscaping maintenance and improvements in their neighborhood) (DCD/Planning)**

Roll call vote: **adopted** 7-0.

## III. ADOPTION OF ORDINANCES CONSENT AGENDA

Adoption of Ordinance O2019-006 – Statutory Compliance Hearing/Amendment: Ordinance O2004-15 (extend the time to comply with rezoning conditions for the property located at 2553 W. 16<sup>th</sup> Street) (DCD/Planning)

**Mayor Nicholls** declared a conflict of interest with regard to Ordinance O2019-006, turned the meeting over to Deputy Mayor Knight, and left the dais.

**Motion** (Miller/Watts): To adopt Ordinance O2019-006.

**Bushong** displayed the following title:

**Ordinance O2019-006**

**An ordinance of the City Council of the City of Yuma, Arizona, amending Ordinance O2004-15 to extend the time for compliance with conditions for the rezoning of certain properties from the General Commercial (B-2) District to the Manufactured Housing Park (MHP) District, and amending the zoning map to conform thereto** (approximately 1.7 acres of property located at 2553 W. 16<sup>th</sup> Street) (DCD)

Roll call vote: **adopted** 6-0-1, Mayor Nicholls abstaining due to conflict of interest.

**Mayor Nicholls** returned to the dais.

**Motion** (Miller/McClendon): To adopt the Ordinances Consent Agenda as recommended with the exception of Ordinance O2019-006.

**Bushong** displayed the following titles:

**Ordinance O2019-001**

**An ordinance of the City Council of the City of Yuma, Arizona, amending Chapter 154 of the Yuma City Code, as amended, relating to zoning regulations, providing for changes to the zoning code to provide definitions related to composting and to add regulations regarding backyard composting, large composting and agricultural composting** (to address where and under what conditions composting activities can occur) (DCD)

**Ordinance O2019-002**

**An ordinance of the City Council of the City of Yuma, Arizona, amending Chapter 154 of the Yuma City Code, rezoning certain property located in the Agriculture (AG) District to the Medium Density Residential (R-2) District and amending the zoning map to conform with the rezoning** (approximately 0.9 acres of property located at 695, 697, 707, and 709 S. Clifford Way) (DCD)

**Ordinance O2019-003**

**An ordinance of the City Council of the City of Yuma, Arizona, amending Chapter 154 of the Yuma City Code, rezoning certain property located in Transitional (TR) District to the Limited Commercial (B-1) District and amending the zoning map to conform with the rezoning** (approximately 0.21 acres of property located at the northwest corner of S. 6<sup>th</sup> Avenue and W. 16<sup>th</sup> Street) (DCD)

**Ordinance O2019-004**

**An ordinance of the City Council of the City of Yuma, Arizona, amending Chapter 154 of the Yuma City Code, rezoning certain property located in Agriculture/Conditional Residential Estate (AG/RE-12) District to the Low Density Residential (R-1-6) District and amending the zoning map to conform with the rezoning** (approximately 16.7 acres of property located near the northwest corner of W. 40<sup>th</sup> Street and S. Avenue C) (DCD)

**Ordinance O2019-005**

**An ordinance of the City Council of the City of Yuma, Arizona, amending Chapter 154 of the Yuma City Code, rezoning certain property located in the Agriculture (AG) District to the Light Industrial**

**(L-I) District, while maintaining the Airport Overlay (AD) District, and amending the zoning map to conform with the rezoning** (approximately 14.97 acres of property located west of the intersection of S. Avenue 5E and E. 32<sup>nd</sup> Street) (DCD)

Roll call vote: **adopted** 7-0.

**IV. INTRODUCTION OF ORDINANCES**

**Bushong** displayed the following title:

**Ordinance O2019-007**

**An ordinance of the City Council of the City of Yuma, Arizona, adopting by reference an amended Yuma City Code Title 19, Chapter 191 Industrial Wastes and Other Wastewater Discharges and providing penalties for violations thereof** (to address Arizona Department of Environmental Quality deficiencies in the City’s current sewer use ordinance) (Utilities)

**V. CITY PAY PLANS**

**Mayor Nicholls** noted that he received quite a few emails from employees and others throughout the City regarding the proposed pay plans and expressed appreciation for their input.

**Bill Kereluk**, Local Chapter President of United Yuma Firefighters, thanked Mayor Nicholls and City Council, City Administrator Wilkinson, and the directors of Human Resources and Finance for their time and effort put into the pay plan.

**Maria Covarrubias**, 155 W. 5<sup>th</sup> Street Apartment K, asked City Council to consider providing higher pay and medical benefits to City employees with physically demanding jobs as they are more likely to suffer injury as a result of their work.

**Wilkinson** displayed the following table regarding the proposed Police Department and Fire Department pay plans:

New Police Officer/Sergeant Step Plan (3%/5% Hybrid)													
	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Step 10	Spread	Midpoint	
Police Officer	52,000	53,560	55,167	56,822	58,527	60,283	63,297	66,462	69,785	73,274	34.20%	60,893	
Police Sergeant	76,205	79,253	82,423	85,720	89,149	92,715					21.67%	84,460	
New Firefighter/Engineer/Captain Step Plan (3% Step)													
	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Step 10	Spread	Midpoint	
Firefighter	49,000	50,470	51,984	53,544	55,150	56,805	58,509	60,264	62,072	63,934	30.48%	56,467	
Fire Engineer	57,000	58,710	60,471	62,285	64,154	66,079	68,061	70,103	72,206		26.68%	64,603	
Fire Captain	72,000	74,160	76,385	78,677	81,037	83,468	85,972	88,551			22.99%	80,276	

**Wilkinson** stated that the results of a survey conducted at the Police Department show that 75% of those responding are in favor of the 3% - 5% Hybrid pay plan.

**Motion** (McClendon/Thomas): To include the implementation of the Hybrid Step Plan for the Yuma Police Department and the 3% Plan for the Yuma Fire Department and half of the increase recommended by the Labor Market Study for the remainder of the City employees in the Fiscal Year 2019-2020 Budget, to be effective July 1, 2019.

**Shelton** suggested that the City Administrator look into options that might reduce the impact of the cost of health insurance on City employees as well as the potential cost savings resulting from reducing the outflow of police officers.

**Thomas** explained that it was his intent to establish a pay plan for the City's public safety personnel and then use that pay plan as a model for the other departments. He went on to explain that the reason he pushed for public safety is because it is government's first duty to provide for the common defense of its citizens. He assured the rest of the City employees that he has not forgotten them, and is certain the rest of the councilmembers have not forgotten them either.

**McClendon** clarified that she is aware that the Police Department had discussed a 'step plus one' pay plan, adding that it is important to start somewhere to get the ball rolling. This is something that could still potentially be worked into the budget in the future. The work will now begin to come up with the \$2.1 million necessary to implement the new pay plans and the first half of the LMS increase effective July 1<sup>st</sup>.

**Knight** acknowledged that the 'step plus one' pay plan was considered, however it is extremely important to take care of all City employees as they provide support for Public Safety. It will take two years to implement the entire LMS recommendation, and the only way to accomplish that is with the pay plans in the motion made by Councilmember McClendon tonight.

**Thomas** noted regarding health insurance that at the direction of City Council the City Administrator is regularly looking into options that will better meet City employees' needs. Being in Yuma makes it a little bit difficult because of where the City is situated geographically, but that will not deter City Council from continuing to pursue better benefits.

**Shelton** stressed that the City should strive toward the 'step plus one' pay plan in order to achieve the goal of greater officer retention. Reducing the number of officers leaving will reduce overtime and dollars spent on recruitment, leading to monetary savings.

**Miller** reiterated that this pay plan has been a long time in the making and is a step in the right direction for the City.

**Mayor Nicholls** expressed appreciation for everyone's patience, decorum, and ability to work through the issues to come to a resolution.

Roll call vote: **approved** 7-0.

**VI. PUBLIC HEARING AND RELATED ITEMS** – There were no public hearings scheduled at this time.

## FINAL CALL

**Mayor Nicholls** made a final call for the submission of Speaker Request Forms from members of the audience interested in speaking at the Call to the Public.

## VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

### Appointments

**Motion** (Watts/Knight): To appoint Bill Craft, Randy Love, Leslie McClendon, and Cliff O'Neil to the Citizen Oversight Committee. Voice vote: **approved** 7-0.

**Motion** (Miller/McClendon): To reappoint Robert L. Campbell to the Building Advisory Board with a term expiration of December 31, 2023. Voice vote: **approved** 7-0.

**Motion** (Knight/Watts): To reappoint Linda Collins and Joanne Mowczko to the Clean and Beautiful Commission with term expirations of December 31, 2023. Voice vote: **approved** 7-0.

### Announcements

**Miller, Shelton, Thomas, McClendon, Knight,** and **Mayor Nicholls** reported on events and meetings they have attended during the last two weeks and upcoming events of note.

### Scheduling

**Motion** (Miller/Watts): To schedule a Special Worksession on Monday, February 11<sup>th</sup> at 1:00 p.m. and Tuesday, February 12<sup>th</sup> at 8:30 a.m. at Yuma Proving Grounds for the purpose of holding the City Council Retreat. Voice vote: **approved** 7-0.

**Thomas** requested a discussion be added to the agenda for the City Council Retreat regarding moving Call to the Public to the Citizen's Forum agenda.

**Wilkinson** notified City Council that on February 19<sup>th</sup> at 6:30 p.m. there is a meeting regarding the request to annex Mesa Del Sol and suggested that the Regular Council Worksession be rescheduled to 4:00 p.m. as many of the department heads will need to leave early to attend that meeting.

**Motion** (Knight/Watts): To reschedule the February 19<sup>th</sup> Regular Council Worksession to 4:00 p.m. Voice vote: **approved** 7-0.

## VIII. SUMMARY OF CURRENT EVENTS

**Wilkinson** reported the following events:

- January 18<sup>th</sup> and 19<sup>th</sup> – 14<sup>th</sup> Annual Wood Carving Expo
- January 25<sup>th</sup> – Scottish Burns Supper
- January 26<sup>th</sup> – Yuma Medjool Date Festival

## IX. CALL TO THE PUBLIC

**Norma Nelson**, 1734 Camino Cerro, President of the Yuma Chapter NAACP, extended an invitation to attend the annual Dr. Martin Luther King Jr. March & Commemorative Service on Monday, January 21<sup>st</sup>, at 10:00 a.m. starting at The Rose of Sharon Church of God in Christ. The march will proceed down Third Street to the Martin Luther King Jr. Neighborhood Center where additional activities will take place.

**Mary Ann Easterday**, 3559 S. 15<sup>th</sup> Avenue, thanked the community for attending the Yuma County Association for Family & Community Education (FCE) 48<sup>th</sup> Annual Community Bazaar at the Yuma Civic Center. The proceeds of the event will allow FCE to award eight college scholarships in the upcoming academic year. The Yuma Civic Center has excellent staff and event organizers should consider utilizing the Yuma Civic Center for their next event. **Easterday** displayed a 1.5-page advertisement in the latest issue of the American Automotive Association (AAA) magazine *Via* and recognized Visit Yuma for their hard work towards getting Yuma on the map and encouraging tourism. **Easterday** thanked the community for their support of the Household Hazardous Waste program, noting a great turnout at the event last Saturday. Lastly, **Easterday** mentioned that last Wednesday was Law Enforcement Appreciation Day and encouraged citizens to support local law enforcement by reporting any concerns.

**Harvey Campbell**, 4155 E. County 13½ Street, President of BetterYuma.org, began by pointing out that the current Infrastructure Improvement Plan (IIP) that was approved by City Council in March 2013 makes no mention of the Pacific Avenue Athletic Complex (PAAC), but instead refers to the East Mesa Park. The same IIP attributes 50% of the new residential growth in Yuma to the East Mesa area, and those homeowners paid development fees with the expectation of some sort of park or facility being constructed for their children to play in. **Campbell** asked that the City acknowledge it has used \$2.5 from Development Fees to pay for the PAAC and redirect Development Fees to construct a park in the East Mesa area.

**Henry Valenzuela**, 2000 W. Country Lane, congratulated City Council for implementing the pay plans for the Yuma Police Department, the Yuma Fire Department, and for taking a step towards improving compensation for all City employees. The next step will be to come up with some type of assurance for employees that this pay increase will actually take place so this difficult process will not have to be repeated year after year. He concluded by stating that there are still plenty of unanswered questions, including whether or not the City has spent Development Fee revenues appropriately.

**Isaac Russell**, 1913 S. 6<sup>th</sup> Avenue, congratulated City Council on moving forward with the pay plans and encouraged them to keep the rest of the City employees in mind when making the difficult decisions that lie ahead. He thanked City Council for their continued support of the arts in Yuma and thanked Mayor Nicholls for personally nominating Littlewood Fine Art and Community Co-Op for the Governor's Arts Award in the Community category. Finally, he encouraged citizens to attend the Arts Congress in Phoenix on Tuesday and urge Arizona's legislators to fund the Arizona Commission on the Arts, the only executive-level state board for the arts in Arizona.

**Will Katz**, P.O. Box 643, stated that the action taken today to reward Yuma's first responders is encouraging. It is also encouraging seeing the steps taken towards rewarding the other 78% of City staff. However, it should not take two years to bring the other 78% up to where they need to be. **Katz** expressed hope that everyone can come together to communicate and share ideas to address issues moving forward, and stated he believes that we can challenge one another to find compromise and improve our situation as a community here in Yuma.

**Phil Clark**, 4296 W. County 15<sup>th</sup> Street, asked City Council to look at Article VIII, Section 4, Paragraph (i) of the Yuma City Charter (Charter). Several times tonight it has been mentioned that contracts in excess of \$100,000 must come back to City Council for approval, however the figure that is mentioned in the previously referenced section of the Charter is \$25,000. Any desired changes to the Charter would need to be presented to the qualified voters of Yuma in the form of a recommended charter amendment.

**Eric Egan**, 1500 S. 1<sup>st</sup> Avenue, President of the Fraternal Order of Police Yuma Lodge, thanked Mayor Nicholls, City Council, City Administrator Wilkinson, and all of the City employees who have worked together to accomplish the new pay plan structure. There is still work to be done, however, as there are still issues that remain to be addressed. The 'step plus one plan' would help alleviate the pay discrepancy that still exists between equal ranks, for example an eight-year sergeant who under the new pay plan will fall into step one despite his years of experience. **Egan** encouraged the use of the meet and confer process, which results in an agreement between City Administration and employee groups, to secure the pay plans implemented tonight.

**X. EXECUTIVE SESSION/ADJOURNMENT**

There being no further business, **Mayor Nicholls** adjourned the meeting at 8:18 p.m. No Executive Session was held.

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Lynda L. Bushong, City Clerk

APPROVED:

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Douglas J. Nicholls, Mayor