

MINUTES
REGULAR CITY COUNCIL MEETING
CITY COUNCIL OF THE CITY OF YUMA, ARIZONA
CITY COUNCIL CHAMBERS, YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
FEBRUARY 1, 2017
5:30 p.m.

CALL TO ORDER

Mayor Nicholls called the City Council meeting to order at 5:31 p.m.

INVOCATION/PLEDGE

Pastor Vince Harman, Christ Lutheran Church, gave the invocation. **Jay Simonton**, Director of Utilities, led the City Council in the Pledge of Allegiance.

ROLL CALL

Councilmembers Present:	Shelton, Wright, Miller, Knight, Thomas, Craft, and Mayor Nicholls
Councilmembers Absent:	None
Staffmembers Present:	City Administrator, Gregory K. Wilkinson Director of Engineering, Josh Scott Director of Community Development, Laurie Lineberry 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 from members of the audience.

PRESENTATIONS – There were no presentations scheduled at this time.

I. MOTION CONSENT AGENDA

Motion (Knight/Craft): To approve the Motion Consent Agenda as recommended. Voice vote: **approved** 7-0.

A. Approval of minutes of the following City Council meeting(s):

Regular City Council Meeting	July 6, 2016
Regular City Council Meeting	July 20, 2016
Regular City Council Meeting	August 17, 2016

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 Series #6 Bar/Person Transfer Liquor License Application submitted by Trisha Diane Thompson, agent for 8th Street Tavern located at 1300 W. 8th Street. (LL17-01) (Admin/Clerk)
3. Authorize Storm Water Lift Station Repair Services by utilizing the cooperative agreement for Job Order Contract (JOC) originated by the Yuma Educational Materials Management Consortium with the following contractor: Yuma Valley Contractors, Inc., Yuma, Arizona. (PW/Streets)
4. Authorize the City Administrator to execute the necessary documents with the Arizona Companion Animal Spay and Neuter Committee (ACASNC) to obtain grant funds to support community programs offering spay and neuter surgeries. (Police/Admin)
5. Approve the final plat for the Pro-Med Subdivision, located at the northwest corner of 24th Street and Ridgeview Drive, Yuma, AZ. (DCD/Planning)

II. RESOLUTION CONSENT AGENDA – There were no resolutions scheduled for adoption at this time.

III. ADOPTION OF ORDINANCES CONSENT AGENDA

Motion (Knight/Miller): To adopt the Ordinance Consent Agenda as recommended.

At the Mayor's request, **Bushong** displayed the following title:

Ordinance O2017-001

An ordinance of the City Council of the City of Yuma, Arizona, amending Ordinance O2014-02 to updated the required right-of-way dedications, remove condition 9 of O2014-02 and to extend the time for compliance with conditions for the rezoning of certain properties from Agriculture (AG) District to the Low Density Residential/Planned Unit Development Overlay (R-1-6/PUD) District and the Medium Density Residential/Planned Unit Development Overlay (R-2/PUD) District, and amending the zoning map to conform thereto (property located at the northwest corner of 40th Street and Avenue 7 ½ E) (DCD/Planning)

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

Mayor Nicholls noted that there were some questions on Motion Consent Agenda Item B.5, which were not addressed at the time of its approval.

Motion Consent Agenda Item B.5 – Final Plat: Pro-Med Subdivision (approve final plat for Pro-Med Subdivision on northwest corner of 24th Street and Ridgeview Drive) (DCD/Planning)

Knight asked if the Director of Engineering could address the study that was done on Ridgeview Drive. **Scott** explained that in December the City was contacted by a resident who was concerned about speeding vehicles through the neighborhood on Ridgeview Drive. Based on one of the dates during which information was collected the 85th percentile speeds were about 30 miles per hour with average speeds of 26 miles per hour. On a 25 mile per hour road this is not necessarily cause for immediate alarm, but perhaps makes it a candidate for future traffic calming measures such as a speed table. Traffic volumes during the morning peak hour maxed out in the mid-30s, so it does not appear to be a very high volume street. **Knight** asked if additional construction in the Pro-Med Subdivision would have an effect on traffic through the area. **Scott** stated that the study was focused on speed in the neighborhood. However, additional development in the Pro-Med Subdivision may add some volume. More data can be collected once additional development is completed to determine if speed levels have picked up.

IV. INTRODUCTION OF ORDINANCES

Bushong displayed the following titles:

Ordinance O2017-002

An ordinance of the City Council of the City of Yuma, Arizona, abandoning a Utility Easement and accepting a new Utility Easement (generally located at the northwest corner of 16th Street and 4th Avenue) (Eng)

Ordinance O2017-003

An ordinance of the City Council of the City of Yuma, Arizona, vacating described right-of-way, declaring as surplus the vacated right-of-way and certain other City-owned real property, hereafter described, and authorizing the sale of the surplus real property through an amendment to the Real Property Sale and Economic Development Agreement approved by Resolution R2016-041 (approximately 28,010 square feet located at the northwest corner of Avenue 4 ½ E and 36th Street) (Admin)

Ordinance O2017-004

An ordinance of the City Council of the City of Yuma, Arizona, reserving a necessary utilities easement, declaring surplus a portion of East 21st Street and associated rights of way, hereafter described, vacating that portion of East 21st Street between blocks 11 and 12 of the Mesa Heights Unit 3 Subdivision as a City street with title to the surplus/vacated property vesting in the abutting property owner upon recording of a quitclaim deed from the City (property to be used by the Housing Authority of the City of Yuma to construct affordable rental housing) (DCD)

V. PUBLIC HEARINGS

Public Hearing on Ordinance O2017-005 – Statutory Compliance Hearing/Amendment: Ordinance O2007-15, 32nd Street and Avenue 7 ½ E (determine compliance with conditions of approval for rezoning and extend time to comply with rezoning conditions) (DCD/Planning)

Mayor Nicholls opened the public hearing at 5:38 p.m.

Lineberry explained that a public hearing is required when a rezone has expired and the applicant wishes to bring it back to life. The applicant in this case has already met all of the conditions of approval.

Motion (Thomas/Miller): To close the public hearing. Voice vote: **approved** 7-0; public hearing closed at 5:45 p.m.

Bushong displayed the following title:

Ordinance O2017-005

An ordinance of the City Council of the City of Yuma, Arizona, amending Ordinance O2007-15 to extend the time for compliance with conditions from two years to April 20, 2017, for the rezoning of certain properties from Agriculture (AG) District to the General Commercial (B-2) District, and amending the zoning map to conform thereto (property located at 32nd Street near 7 ½ E) (DCD/Planning)

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.

VI. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Motion (Craft/Knight): To appoint William J. Moody to the Design and Historic Review Commission with a term expiration of December 31, 2021. Voice vote: **approved** 7-0.

Motion (Miller/Shelton): To appoint Lorna Brooks and Michael Wicks to the Water and Sewer Commission with term expirations of December 31, 2021. Voice vote: **approved** 7-0.

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

VII. SUMMARY OF CURRENT EVENTS

Wilkinson reported the following events:

- February 3rd – Yuma Prayer Breakfast at the Civic Center
- February 4th – Yuma's Largest Ever Yard Sale at the Deyo Athletic Complex

- February 4th – Fantastic February Canoe Trip at Gateway Park
- February 4th – Redondo Days Dinner and Auction at the Sanguinetti House Museum
- February 9th – World Adventure Film Series at the Civic Center
- February 12th – Art in the Park at Gateway Park
- February 18th – Boogie, Brews and Blues Festival at Gateway Park

VIII. CALL TO THE PUBLIC

Rusty Tyndall, 5604 E. View Parkway, former principal of Gila Vista Junior High School, urged City Council to reconsider the plan to close Kennedy Pool. Tyndall has lived in this area for 25 years and his children participated in programs at Kennedy Pool and utilized the Kennedy Park complex. Closing the pool – one of the cornerstones of the community – seems contrary to the work being done to revitalize the Mesa Heights Neighborhood.

Wilkinson noted that he will be looking into this issue again at the request of City Council.

Thad Dugan, 10637 S. Calle Raquel, current principal of Gila Vista Junior High School, spoke on behalf of his students in asking that the City take into consideration the needs of the community when making this difficult decision. The pool is a major resource to the students and families in the Mesa Heights neighborhood who are often unable to access any of the other City pools due to a lack of transportation. A survey of over 600 students and their families revealed a desire for the City to keep the pool open, with several students responding that Kennedy Pool is the only safe place they have to go during the summer.

IX. EXECUTIVE SESSION/ADJOURNMENT

There being no further business, **Mayor Nicholls** adjourned the meeting at 6:20 p.m. No Executive Session was held.

Lynda L. Bushong, City Clerk

APPROVED:

Douglas J. Nicholls, Mayor