



City of Yuma City Council Meeting Agenda

Wednesday, February 21, 2024

5:30 PM

Yuma City Hall Council Chambers
One City Plaza, Yuma

Notice is hereby given, pursuant to Resolution R2015-047 that one or more members of the Yuma City Council may participate in person or by telephonic, video or internet conferencing. Voting procedures will remain as required by the Yuma City Charter and other applicable laws.

City Council Chambers will be open with public access in addition to participation through Zoom

Those wishing to speak on any applicable agenda item or at Call to the Public and choose to participate via Zoom, must submit an email request to publiccomment@yumaaz.gov no later than 60 minutes prior to the start of the scheduled meeting. Further instructions will be given at that time.

Members of the public are encouraged to view the meeting through either of the following two venues:

- 1) Zoom: Residents will need to connect through the following website: <https://cityofyuma.zoom.us/>. Click on "Calendar" then select the City meeting and click "Join".
- 2) City of Yuma live stream: Use the Video and TV Stream quick link at www.yumaaz.gov and search for Yuma Live Playlist 73. Watch live on TV cable channel 73.

A recording of the meeting will be available on the City's website after the meeting.

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

FINAL CALL

Final call for submission of Speaker Request Forms for agenda related items.

PRESENTATIONS

- Presentation by the City's Auditors, Heinfeld, Meech & Co. PC, on the FY 2023 Annual Financial Statements and Audit Results
- Presentation by Nate Boulter regarding the AZ Anti-Trafficking Network (AATN)

I. MOTION CONSENT AGENDA

All items listed on the Motion Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a Councilmember so requests. In which event, the item will be removed from the Motion Consent Agenda and the vote or action may be taken separately.

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

1. [MC 2024-022](#) **Regular City Council Meeting Draft Minutes January 17, 2024**

Attachments: [2024 01 17 RCM Minutes](#)

B. Executive Sessions

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 Attorney)

C. Approval of staff recommendations:

1. [MC 2024-020](#) **Cooperative Purchase Agreement: YRCS Ethernet Backhaul Migration**

Authorize the purchase of Ethernet backhaul network technical services utilizing a Cooperative Purchase Agreement through the State of Arizona for a total amount of \$431,649.00 to Parsons Environment & Infrastructure Group, Inc., Tinton Falls, New Jersey (IT-24-001) (Jeremy W. Jeffcoat/ Robin R. Wilson)

2. [MC 2024-021](#) **Ratification: Pavement Replacement on Waterline Project**

Ratify and approve the purchase order increase for the Waterline Replacement, 24th Street to 25th Street between 5th and 6th Avenue project to Gutierrez Canales Engineering, Yuma, Arizona. The \$211,996.68 purchase order increase will bring the total cost of the project to \$878,613.06. (Engineering RFB-23-220) (David Wostenberg/ Robin Wilson)

II. RESOLUTION CONSENT AGENDA

All items listed on the Resolution Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a City Councilmember so requests or a Speaker Request Form has been submitted. In which event, the item will be removed from the Resolution Consent Agenda and the vote or action may be taken separately.

1. [R2024-005](#) **Intergovernmental Agreement: Arizona Department of Revenue**

Authorize an Intergovernmental Agreement with the Arizona Department of Revenue for the uniform administration, licensing, collection, and auditing of transaction privilege tax, use tax, severance tax, jet fuel excise and use tax, and rental occupancy taxes imposed by the State or cities or towns.
(Finance/Administration) (Douglas Allen)

Attachments:

- [1. RES IGA: Arizona Department of Revenue](#)
- [2. AGMT IGA: Arizona Department of Revenue](#)

2. [R2024-006](#) **Optional Supplemental Salary Deferral (457 Plans) with Nationwide Investment Services Corporation (Nationwide)**

Resolve to accept employee/employer participation in a Supplemental Salary Deferral 457 Plan with Nationwide as a deferred compensation option plan for City employees.
(Administration/Jay Simonton)

Attachments:

- [1. RES 457 Plans with Nationwide](#)

III. ADOPTION OF ORDINANCES CONSENT AGENDA

All items listed on the Ordinances Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a City Councilmember so requests or a Speaker Request Form has been submitted. In which event, the item may be removed from the Ordinance Consent Agenda and the vote or action will be taken separately.

1. [O2024-007](#) **Text Amendment: Cielo Verde Specific Plan**

Amend Title 15, Chapter 154, to update the list of uses within the Residential District of the Cielo Verde Specific Plan. (Planning and Neighborhood Services/Community Planning) (Alyssa Linville)

Attachments:

- [1. P&Z RPT Cielo Verde Text Amendment.pdf](#)
- [2. ORD Cielo Verde Text Amendment.docx](#)

2. [O2024-008](#) **Rezoning of Property: Located at 430 and 440 S. Magnolia Avenue**

Rezone approximately 1.17 acres from the Medium Density Residential (R-2) District to the High Density Residential (R-3) District, for the properties located at 430 and 440 S. Magnolia Avenue. (Planning and Neighborhood Services/Community Planning) (Alyssa Linville)

Attachments: [1. P&Z RPT Rezoning of Property: 430 Magnolia Avenue](#)
[2. ORD Rezoning of Property: 430 Magnolia Avenue](#)

IV. INTRODUCTION OF ORDINANCES

The following ordinance(s) is presented to the City Council for introduction. No vote or action by the City Council is necessary. However, the City Council may, at its option, vote or take action where appropriate. Ordinances given introduction are generally presented to the City Council for adoption at the next Regular City Council meeting.

1. [O2024-009](#) **Rezoning of Property: 1749 S. Arizona Avenue and the Northeast Corner of Riley Avenue and 18th Street**

Rezone approximately 2.82 acres from the General Commercial (B-2) District to the High Density Residential (R-3) District, while maintaining the existing Infill Overlay (IO) District, for the properties located at 1749 S. Arizona Avenue and the northeast corner of Riley Avenue and 18th Street. (Planning and Neighborhood Services / Community Planning) (Alyssa Linville)

Attachments: [1. P&Z RPT Rezoning of Property: 1749 S. Arizona Ave and NE Corner of Riley Ave and 18th St](#)
[2. ORD Rezoning of Property: 1749 S. Arizona Ave and the NE Corner of Riley Ave and 18th St.](#)

V. WATER AND WASTEWATER RELATED ITEMS

Discussion of the following items may result in the adoption of the below noted resolutions

1. [R2024-007](#) **Water and Wastewater Utility Rates and Fees**

Pursuant to Arizona Revised Statutes, Section 9-511.01, adopt water and wastewater utility rates and fees adjustments by resolution. (Utilities/Administration) (Jeremy McCall)

Attachments: [1. RES Water and Wastewater Utility Rates and Fees](#)

2. [R2024-008](#) **Water Resources Trust Fund Surcharge**

Pursuant to Arizona Revised Statutes § 9-511.01, reinstate the Water Resources Trust Fund Surcharge by resolution. (Utilities/Administration) (Jeremy McCall)

Attachments: [1. RES Water Resources Trust Fund](#)

VI. PUBLIC HEARING AND RELATED ITEMS

The public hearing and discussion of the following item may result in the adoption of Resolution R2024-003

1. [R2024-003](#) **Minor General Plan Amendment: Palm Avenue**

Following a public hearing, approve the request to amend the City of Yuma General Plan to change the land use designation from Low Density Residential to High Density Residential, for the property located approximately 305 feet north of the northwest corner of 12th Street and Palm Avenue. (GP-41820-2023) (Planning and Neighborhood Services/Community Planning) (Alyssa Linville)

Attachments: [1. P&Z RPT GP Amendment: Palm Avenue](#)
[2. RES GP Amendment: Palm Avenue](#)

FINAL CALL

Final call for submission of Speaker Request Forms for Call to the Public.

VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. Appointments:

- Americans With Disabilities Act Advisory Commission – one appointment
- Parks, Arts, and Recreation Commission – one appointment

2. Announcements:

City Council report on meetings/events attended – City Council report on issues discussed in meetings/events attended by a City Council representative in their official capacity as the City's representative during the period of February 8, 2024 through February 21, 2024. City Council questions regarding the update must be limited solely for clarification purposes. If further discussion is warranted, the issue will be added to a future agenda for a detailed briefing.

City Council report of upcoming meetings.

City Council request for agenda items to be placed on future agendas.

3. Scheduling:

Motion to schedule future City Council meetings pursuant to Arizona Revised Statutes Section 38-431.02 and the Yuma City Code, Chapter 30.

VIII. SUMMARY OF CURRENT EVENTS

This is the City Administrator's opportunity to give notice to the City Council of current events impacting the City. Comments are intended to be informational only and no discussion, deliberation or decision will occur on this item.

IX. CALL TO THE PUBLIC

Members of the public may address the City Council on matters that are not listed on the City Council agenda. The City Council cannot discuss or take legal action on any matter raised unless it is properly noticed for discussion and legal action. At the conclusion of the Call to the Public, individual members of the City Council may respond to criticism made by those who have addressed the City Council, may ask staff to review a matter or may ask that a matter be placed on a future agenda. All City Council meetings are recorded and videotaped.

X. EXECUTIVE SESSION

An Executive Session may be called during the public meeting for the purpose of receiving legal advice for items on this agenda pursuant to A.R.S. Section 38-431.03 A (1, 3, 4 and/or 7) and the following items:

A. Discussion or consideration of personnel issues. (A.R.S. § 38-431.03 A1)

ADJOURNMENT

In accordance with the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act of 1973, the City of Yuma does not discriminate on the basis of disability in the admission of or access to, or treatment or employment in, its programs, activities, or services. For information regarding rights and provisions of the ADA or Section 504, or to request reasonable accommodations for participation in City programs, activities, or services contact: ADA/Section 504 Coordinator, City of Yuma Human Resources Department, One City Plaza, Yuma, AZ 85364-1436; (928) 373-5125 or TTY (928) 373-5149.