



City of Yuma City Council Meeting Special Meeting Agenda

Tuesday, March 11, 2025

4:30 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.

CALL TO ORDER

ROLL CALL

I. DISCUSSION AND POSSIBLE ACTION ON THE FOLLOWING ITEMS:

A. Ratification of Filing of Verified Complaint

On Tuesday, March 4, 2025, the Arizona Court of Appeals issued a decision in Desert Mountain v. City of Flagstaff (1 CA-SA 24-0189) requiring a vote in open session by a public body before filing a lawsuit under Arizona's open meeting law. This action will ratify the filing of a December 13, 2024, complaint titled, City of Yuma v. Yuma County Flood Control District, Meridian Engineering Company, et al.

The City's legal counsel filed the complaint to preserve the statute of limitations while the parties attempted to resolve the matter. Prior to filing the complaint, City Council received attorney-client privileged legal memoranda on March 6, 2024, June 6, 2024, June 20, 2024, and attended executive sessions on June 25, 2024 and November 19, 2024.

A copy of the December 13, 2024, complaint is on file with the City Clerk. The complaint has not been served pending possible resolution prior to service.

B. Authorize Service of the December 13, 2024, Verified Complaint Titled, City of Yuma v. Yuma County Flood Control District, Meridian Engineering Company, et al.

This action will authorize service of the above-captioned complaint on each of the defendants.

C. Union Pacific Railroad's Application to Modify it's Existing At-Grade Crossing at Avenue 9E

This action will authorize the City of Yuma to officially comment and intervene in the matter of Arizona Corporation Commission Docket No. RR-03639A-25-0010.

II. 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, consultation with and/or instruction to legal counsel regarding City of Yuma v. Yuma County Flood Control District, Meridian Engineering Company, et al. (A.R.S. §38-431.03 A3, A4 & A7)

B. Discussion, consultation with and/or instruction to legal counsel regarding Union Pacific Railroad's Application to Modify it's Existing At-Grade Crossing at Avenue 9E. (A.R.S. §38-431.03 A3, A4 & A7)

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.