



# City of Yuma City Council Meeting Agenda

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Wednesday, May 18, 2016

5:30 PM

Yuma City Hall Council Chambers  
One City Plaza, Yuma

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*Notice is hereby given, pursuant to Resolution R2008-55 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

## INVOCATION

## PLEDGE OF ALLEGIANCE

## ROLL CALL

## FINAL CALL

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

## PRESENTATIONS

- Check presentation by the Cocopah Indian Tribe
- Donation recognition from the Foundation of Yuma Regional Medical Center

## 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 will be taken separately.*

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

1. [MC 2016-115](#) Regular City Council Worksession Draft Minutes February 2, 2016  
Attachments: [1. 2016 02 02 RWS Minutes](#)
2. [MC 2016-116](#) Regular City Council Meeting Draft Minutes February 3, 2016  
Attachments: [1. 2016 02 03 RCM Minutes](#)

3. [MC 2016-117](#)      **City Council Citizen's Forum Draft Minutes February 16, 2016**  
    Attachments:      [1. 2016\\_02\\_16\\_CF\\_Minutes](#)
4. [MC 2016-118](#)      **City Council Citizen's Forum Draft Minutes March 1, 2016**  
    Attachments:      [1. 2016\\_03\\_01\\_CF\\_Minutes](#)
5. [MC 2016-119](#)      **Regular City Council Worksession Draft Minutes March 1, 2016**  
    Attachments:      [1. 2016\\_03\\_01\\_RWS\\_Minutes](#)

B. Approval of staff recommendations:

1. [MC 2015-000](#)      **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)

2. [MC 2016-108](#)      **Bid Award: Plumbing Services**

Award to the two lowest responsive and responsible bidders a one-year contract for Plumbing Services with the option to renew for four additional one-year periods, depending on the appropriation of funds and satisfactory performance, to: All Affordable Plumbing, LLC Yuma, Arizona (Primary) and American Eagle of AZ, LLC Yuma, Arizona (Secondary). (Citywide - Bid # 2016-20000131) (Robin R. Wilson)

Attachments:      [1. RFCCA Plumbing Services](#)  
                            [2. SPRDSHEET Plumbing Services](#)

3. [MC 2016-109](#)      **Cooperative Purchase Agreement: Yuma Civic Center Sunset Terrace Improvements**

Authorize the purchase by Job Order Contracting with Yuma Valley Contractors, Inc. for the Yuma Civic Center Sunset Terrace Improvements, utilizing the cooperative purchase agreement originated by the Yuma Educational Materials Management Consortium. (Engineering - #2016-20000185) (Joshua Scott)

Attachments:      [1. RFCCA Cooperative Purchase Agreement: YCC Sunset Terrace Improvements](#)

4. [MC 2016-110](#) **Contract: Fourth Avenue Gateway (Additional Design Services)**

Authorize the City Administrator to execute a contract with POINT Engineers in the amount not to exceed \$130,549.72 for additional design services to include a northbound right turn lane on Fourth Avenue. (Engineering RFQ 2013-20000098) (Joshua Scott)

**Attachments:**

[1. RFCCA Contract: Fourth Avenue Gateway.doc](#)

[2. LTR. Contract: 4th Ave Gateway.pdf](#)

5. [MC 2016-112](#) **Grant Award: Arizona Game and Fish**

Authorize the City Administrator to execute the necessary documents with the Arizona Game and Fish Department to accept a Heritage Grant for the purpose of proving funding to complete enhancements to the lower bench area at West Wetlands Park. (Parks & Recreation/Administration) (Debbie Wendt)

**Attachments:**

[1. RFCCA Grant Award: AZ Game and Fish](#)

[2. AGR Grant Award: AZ Game and Fish](#)

[3. APPL Grant Award: AZ Game and Fish](#)

6. [MC 2016-114](#) **Final Plat: Ellington Subdivision**

Approve the final plat of the Ellington Subdivision. The property is located located north of 12th Street between Avenue D to the west and county residences on Yavapai Lane to the east. The applicant is Dahl, Robins and Associates, on behalf of Ellington Land AZ, LLC. (SUBD-13207-2016). (Community Development/Community Planning) (Laurie Lineberry)

**Attachments:**

[1. RFCCA Final Plat: Ellington](#)

[2. P&Z Rpt. Final Plat: Ellington](#)

[3. MAP Final Plat: Ellington](#)

## 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 will be taken separately.*

1. [R2016-014](#)      **Intergovernmental Agreement: State of Arizona -  
Department of Transportation**

Authorize the City Administrator to execute an intergovernmental agreement (IGA) with the Arizona Department of Transportation (ADOT) to advertise, bid, award and administer the design and construction of a pedestrian hybrid beacon near the intersection of 8th Street and 21st Avenue. (Engineering) (Joshua Scott)

**Attachments:**

[1. RFCCA ADOT IGA 8th St & 21st Ave.doc](#)

[2. RES ADOT IGA 8th St & 21st Ave.doc](#)

[3. AGMT ADOT IGA 8th St & 21st Ave](#)

## 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 will be removed from the Ordinance Consent Agenda and the vote or action will be taken separately.*

1. [O2016-012](#)      **Establishment of a Workers' Compensation Trust and a  
Worker's Compensation Trust Board**

Adopt an Ordinance establishing a Workers' Compensation Trust and a Worker's Compensation Trust Board. (Human Resources) (Ron Corbin)

**Attachments:**

[1. RFCCA Workers Comp Trust and a Workers Comp Board](#)

[2. ORD Est. a Workers Comp Trust and a Workers Comp Board](#)

2. [O2016-013](#)      **Rezoning of Property: Approximately .15 acres located 170 feet south of the southwest corner of 5th Avenue and 16th Street, Yuma, AZ.**

Approve the rezone of .15 acres from the Transitional (TR) District to the General Commercial (B-2) District. The property is located 170 feet south of the southwest corner of 5th Avenue and 16th Street, Yuma, AZ (ZONE-13178-2016). (Community Development/Community Planning) (Laurie Lineberry)

**Attachments:**

- [1. RFCCA Rezoning: 5th Ave & 16th Street](#)
- [2. RPT. Rezoning: 5th Ave & 16th Street](#)
- [3. ORD Rezoning: 5th Ave & 16th Street](#)

3. [O2016-014](#)      **Rezoning of Property: 1101 & 1109 S. 3rd Avenue, Yuma, AZ.**

Rezone approximately 0.48 acres from the Light Industrial (L-I) District to the General Commercial (B-2) District and to the Medium Density Residential (R-2) District. The property is located at 1101 & 1109 S. 3rd Avenue (the southeast corner of 3rd Avenue and 11th Street) Yuma, AZ. (ZONE-13179-2016). (Community Development/Community Planning) (Laurie Lineberry)

**Attachments:**

- [1. RFCCA Rezoning of Property: 1101 & 1109 S. 3rd Ave.](#)
- [2. RPT. Rezoning of Property: 1101 & 1109 S. 3rd Ave.](#)
- [3. ORD Rezoning of Property: 1101 & 1109 S. 3rd Ave](#)

4. [O2016-015](#)      **Adopt the 2016-2017 Primary Property Tax Levy and Mall Maintenance District Property Tax Levy**

Adopt the 2016-2017 Primary Property Tax Levy and Mall Maintenance District Property Tax Levy.  
(Finance/Administration) (Pat Wicks)

**Attachments:**

- [1 RFCCA Adoption of 2016-2017 Tax Levy](#)
- [2 ORD Adoption of 2016-2017 Tax Levy](#)

#### 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. [O2016-011](#)      **Lease: Yuma Private Industry Council**

Authorize the City Administrator to execute a lease agreement with Yuma Private Industry Council for use of the Dr. Martin Luther King, Jr., Neighborhood Center. (Community Development/Neighborhood Services) (Laurie Lineberry).

**Attachments:**

[1. RFCCA MLK Center Lease](#)

[2. ORD MLK Center Lease](#)

[3. AGR MLK Center Lease](#)

2. [O2016-016](#)      **Rezoning of Property: Approximately 5.82 acres located at 5635 E. Gila Ridge Road**

Approve the rezone of 5.82 acres from the Agriculture (AG) District to the Light Industrial (L-I) District. The property is located at 5635 E. Gila Ridge Road (ZONE-13271-2016). (Community Development/Community Planning) (Laurie Lineberry)

**Attachments:**

[1. RFCCA Rezoning of Property: 5635 E. Gila Ridge Rd.](#)

[2. P&Z Rpt. Rezoning of Property: 5635 E. Gila Ridge Road](#)

[3. ORD Rezoning of Property: 5635 E. Gila Ridge Rd.](#)

#### V. PUBLIC HEARING AND RELATED ITEMS

##### FINAL CALL

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

## VI. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

*Discussion and possible action on the following items:*

### 1. Appointments:

*There are no appointments scheduled at this time.*

### 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 May 5, 2016 through May 18, 2016. 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.

## VII. 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.*

## VIII. 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.*

**IX. 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 the City of Yuma v. PMG Partnership, LLC. (A.R.S 38-431.03 A3 & A4)
- B. Discussion, consultation with and/or instruction to legal counsel regarding the City of Yuma v. Clark et al. (A.R.S. 38-431.03 A3 & A4)
- C. Discussion, consultation with and/or instruction to legal counsel, regarding Dyer v. City of Yuma. (A.R.S 38-431.03 A3 & A4)
- D. Discussion, consultation with and/or instruction to legal counsel, regarding the Yuma Mesa Land LLC et al v. City of Yuma et al. (A.R.S 38-431.03 A3 & A4)

**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.