

**MINUTES**  
**REGULAR CITY COUNCIL MEETING**  
CITY COUNCIL OF THE CITY OF YUMA, ARIZONA  
CITY COUNCIL CHAMBERS, YUMA CITY HALL  
ONE CITY PLAZA, YUMA, ARIZONA  
**MAY 18, 2016**  
**5:30 p.m.**

**CALL TO ORDER**

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

**INVOCATION/PLEDGE**

**Ryan Wood**, Pastor of Trinity Christian Church, gave the invocation. **Nikki Hoogendoorn**, Neighborhood Services Specialist, led the City Council in the Pledge of Allegiance.

**ROLL CALL**

Councilmembers Present: Thomas, Shelton, Knight, Craft, Miller (attending via teleconference), Wright, and Mayor Nicholls  
Councilmembers Absent: None  
Staffmembers Present: City Administrator, Gregory K. Wilkinson  
Various Department Heads or their representative  
City Attorney, Steven W. Moore  
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**

Check Presentation by the Cocopah Indian Tribe

**Rosa Long**, Tribal Councilwoman from Cocopah Indian Tribe, presented a check to **Mayor Nicholls** and the City of Yuma in the amount of \$10,000 for distribution to local non-profit organizations.

Donation Recognition from the Foundation of Yuma Regional Medical Center

**Louie Hearth**, President of the Foundation of Yuma Regional Medical Center, presented \$10,000 to **Mayor Nicholls** and the City of Yuma for the purchase of outdoor exercise equipment that will be installed at Smucker Park.

**I. MOTION CONSENT AGENDA**

**Mayor Nicholls** retracted his potential conflict of interest declared at the May 17, 2016 City Council Worksession related to Motion Consent Agenda item B.4.

In response to **Shelton** and **Wright's** request, **Mayor Nicholls** proceeded to take items B.3 and B.4 separately.

**B.3 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)

**Motion** (Craft/Knight) to approve Motion Consent Agenda Item B3. Voice vote: **approved** 4-2  
Shelton and Wright voting Nay.

**B.4 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)

**Motion** (Knight/Craft) to approve Motion Consent Agenda Item B4. Voice vote: **approved** 5-1 Wright  
voting Nay.

**Councilmember Miller joined the meeting via teleconference.**

**Motion** (Knight/Thomas) to approve the Motion Consent Agenda as presented with the exception of  
Item B.3 and B.4. Voice vote: **approved** 7-0.

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

Regular Council Worksession	February 2, 2016
Regular Council Meeting	February 3, 2016
Council Citizen's Forum	February 16, 2016
Council Citizen's Forum	March 1, 2016
Regular Council Worksession	March 1, 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). (Attny)
2. Award to the 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). (City wide – Bid # 2016-20000131)
3. Pulled for Separate consideration; see above.
4. Pulled for Separate consideration; see above.

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

## **II. RESOLUTION CONSENT AGENDA**

**Motion** (Craft/Knight) to adopt the Resolution R2016-014.

At the request of the **Mayor, Bushong** displayed the following title:

### **Resolution R2016-014**

**A resolution of the City Council of the City of Yuma, Arizona, Authorizing the Execution of an Intergovernmental Agreement with the State of Arizona for the Construction of a Pedestrian Hybrid Beacon near the Intersection of 8<sup>th</sup> Street and 21<sup>st</sup> Avenue** (To establish the construction of a pedestrian signalized crosswalk)

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

## **III. ADOPTION OF ORDINANCES CONSENT AGENDA**

**Motion** (Knight/Thomas) to adopt the Ordinance consent agenda as presented.

At the request of the **Mayor, Bushong** displayed the following titles:

### **Ordinance O2016-012**

**An ordinance of the City Council of the City of Yuma, Arizona, Amending Title 3 of the Yuma City Code, Chapter 34 *Personnel Policies*, by adding Section 06, related to establishing A Workers' Compensation Trust and Workers' Compensation Trust Board** (Establishment of a Workers' Compensation Trust Board)

### **Ordinance O2016-013**

**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 Transitional (TR) District to the General Commercial (B-2) District and amending the zoning map to conform with the rezoning** (Rezoning of .15 acres located at the southwest corner of 5<sup>th</sup> Avenue and 16<sup>th</sup> Street)

### **Ordinance O2016-014**

**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 Light Industrial (L-1) District to the General Commercial (B-2) District and the Medium Density Residential (R-2) District and**

**amending the zoning map to conform with the rezoning** (Rezoning of 0.48 acres located at the southeast corner of 3<sup>rd</sup> Avenue and 11<sup>th</sup> Street)

**Ordinance O2016-015**

**An ordinance of the City Council of the City of Yuma, Arizona, fixing, levying, and assessing primary property taxes upon property within the City of Yuma subject to taxation, each in a certain sum upon each one hundred dollars (\$100) of valuation, sufficient to raise the amount estimated to be required in the annual budget for the Fiscal Year 2016-2017 less the amounts estimated to be received from other sources of revenue and the unencumbered balances from the previous fiscal year, providing a general fund; and fixing, levying, and assessing upon property within the boundaries of the Main Street Mall and Offstreet Parking Maintenance District No. 1 subject to taxation, each in a certain sum upon each one hundred dollars of valuation, sufficient to raise the amount estimated to be required for the operation, maintenance, repair and improvement of the facilities of said District, all for the fiscal year ending June 30, 2017 (Adopt the 2016-2017 Primary Property Tax Levy and Mall Maintenance District Property Tax Levy)**

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

**IV. INTRODUCTION OF ORDINANCES**

**Motion** (Craft/Knight) that Ordinance O2016-011, the lease with Yuma Private Industry Council be amended in the final adoption clause to remove the language: "Attached as exhibit A and by this reference made a part of this Ordinance"; and as such, that Ordinance O2016-011 be introduced as amended. Voice vote: **approved 7-0**

At the request of **the Mayor, Bushong** displayed the following titles:

**Ordinance O2016-011**

**An ordinance of the City Council of the City of Yuma, Arizona, authorizing and directing the City Administrator to execute a Lease Agreement between the City of Yuma and Yuma Private Industry Council for use of the Dr. Martin Luther King Jr. Neighborhood Center for the purpose of serving the needs of the citizens, particularly youth, in the Carver Park Neighborhood and surrounding communities (Execute a Lease Agreement with YPIC for the MLK Center)**

**Ordinance O2016-016**

**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-1) District and amending the zoning map to conform with the rezoning (rezoning of 5.82 acres located at 5635 E. Gila Ridge Road)**

**V. PUBLIC HEARING AND RELATED ITEMS** - There are no public hearing items scheduled at this time.

**FINAL CALL**

**Mayor Nicholls** made the final call for those who wish to speak at the Call to the Public.

**VI. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING**

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

**Wright** requested that an overview of the Request For Proposal process (RFP) and the criteria used in the selection committee be placed on a future agenda. **Mayor Nicholls** noted that this was discussed at the last meeting and staff is in the process of putting the information together.

**Motion** (Shelton/Wright) to hold a future Worksession discussion on potential sales tax in lieu of the existing property tax increase. Voice vote: **failed** 2-5 Knight, Thomas, Miller, Craft, Nicholls voting Nay.

**VII. SUMMARY OF CURRENT EVENTS**

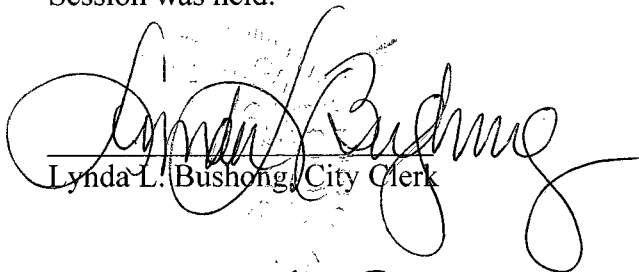
**Wilkinson** noted the following upcoming events:

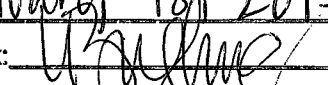
- May 24 – Children’s Painting for Creativity Session at the Art Center
- May 25 – Unveiling for the Miss City of Yuma at City Hall at 4:30 p.m.
- May 26 – Salsa 101 session II at 5:45 p.m.
- May 28-30 – 2016 Men’s Golf Championship at Desert Hills

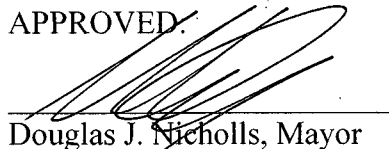
**VIII. CALL TO THE PUBLIC** – No speakers at this time.

**IX. EXECUTIVE SESSION/ADJOURNMENT**

There being no further business, **Mayor Nicholls** adjourned the meeting at 6:16 p.m. No Executive Session was held.

  
Lynda L. Bushong, City Clerk

Approved at the City Council Meeting of:
January 18, 2017
City Clerk: 

APPROVED:  
  
Douglas J. Nicholls, Mayor

WILLIAM CRAFT, MAYOR PRO TEM