



## City of Yuma City Council Meeting REVISED Agenda

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Wednesday, March 18, 2020

5:30 PM

Yuma City Hall Council Chambers  
One City Plaza, Yuma

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### REVISED AGENDA

Consistent with the March 13, 2020 Arizona Attorney General opinion Relating to Arizona's Open Meeting Law and COVID-19, in order to protect the public and reduce the chance of COVID-19 transmission, the March 17, 2020 Regular Work Session and March 18, 2020 Regular City Council meetings will be conducted remotely through technological means.

*REVISED*

**City Council Chambers will be closed to the public as there are no public hearings scheduled.**

Members of the public may view the meetings live streamed on the City of Yuma website and City Channels 73 and 72. Recordings of the meetings will be available on the City's website after the meeting.

Public comment regarding any agenda item shall be limited to those provided in written format to the City Clerk at email address [publiccomment@yumaaz.gov](mailto:publiccomment@yumaaz.gov) no later than 30 minutes prior to the start of the scheduled meeting.

Comments received timely will be read into the record when the referenced agenda item is discussed. The Call to the Public portion of the March 18, 2020 regular City Council Meeting is cancelled.

### **CALL TO ORDER**

### **INVOCATION**

### **PLEDGE OF ALLEGIANCE**

### **ROLL CALL**

### **FINAL CALL**

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

## PRESENTATIONS

- Wellness Committee presentation
- Juvenile Opioid Status by Judge Reeves

CANCELLED

## 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 2020-077](#)      **Regular Council Meeting Draft Minutes July 17, 2019**  
    Attachments:      [2019 07 17 RCM Minutes](#)
2. [MC 2020-078](#)      **Regular Council Meeting Draft Minutes October 16, 2019**  
    Attachments:      [2019 10 16 RCM Minutes](#)
3. [MC 2020-079](#)      **Regular Council Meeting Draft Minutes February 19, 2020**  
    Attachments:      [2020 02 19 RCM Minutes](#)
4. [MC 2020-080](#)      **Council Citizen's Forum Draft Minutes March 3, 2020**  
    Attachments:      [2020 03 03 CCF 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 2020-067](#)**Special Event Liquor License: Fort Yuma Rotary Club - Penitentiary Pint Fest**

Approve a Special Event Liquor License application submitted by Taryn Struck on behalf of Fort Yuma Rotary Club for Penitentiary Pint Fest. The event will take place at the Yuma Territorial Prison, 220 Prison Hill Rd., on Saturday, April 25, 2020, from 5:30 p.m. to 9:30 p.m. (SP20-17) (City Administration/City Clerk) (Lynda L. Bushong)

**Attachments:**[1. RFCCA Special Event Liquor License: Fort Yuma Rotary Club](#)[2. MAP Special Event Liquor License: Fort Yuma Rotary Club](#)3. [MC 2020-068](#)**Special Event Liquor License: Immaculate Conception Church - Mother's Day Dinner & Dance**

Approve a Special Event Liquor License application submitted by Oscar Chavez, on behalf of Immaculate Conception Church, for Mother's Day Dinner & Dance. The event will take place at Immaculate Conception Church St. Ann's Hall, 501 S. Avenue B, on Saturday, May 9, 2020, from 5:00 p.m. to 11:00 p.m. (SP20-21) (City Administration/City Clerk) (Lynda L. Bushong)

**Attachments:**[1. RFCCA Special Event Liquor License: Immaculate Conception Church](#)[2. MAP Special Event Liquor License: Immaculate Conception Church](#)4. [MC 2020-069](#)**Cooperative Purchase Agreement: Cardiac Monitors**

Authorize the purchase of 20 Zoll X Series Manual Monitor/Defibrillators utilizing a cooperative purchase agreement originated by the City of Tucson, for an estimated cost of \$776,819.14 to: Zoll Medical Corporation; Chelmsford, Massachusetts; (Fire Department-Bid #2020-20000076)(Steve Irr - Robin R. Wilson)

**Attachments:**[1 RFCCA CPA: Cardiac Monitors](#)

5. [MC 2020-071](#)**Agreement: Arizona Department of Homeland Security**

Authorize the City Administrator to execute two separate agreements with the Arizona Department of Homeland Security for reimbursement of funds expended for overtime, mileage, and equipment for activities in support of Operation Stonegarden. (Police/Patrol) (Susan Smith)

**Attachments:**

- [1. RFCCA AZ Dept. Homeland Security - Stonegarden](#)
- [2. Award Letter- AZ Dept. Homeland Security - Stonegarden](#)
- [3. Budget Detail-Dept. AZ Homeland Security - Stonegarden](#)
- [4. Subrecipient Agreement- AZ Dept. Homeland Security - Stonegarden](#)
- [5. Award Letter-AZ Dept. Homeland Security - Stonegarden](#)
- [6. Budget Detail-AZ Dept. Homeland Security - Stonegarden](#)
- [7. Subrecipient Agreement-AZ Dept. Homeland Security - Stonegarden](#)

6. [MC 2020-072](#)**Intergovernmental Agreement Amendment: Arizona Western Collge Law Enforcement Training Academy Facility**

Approve an amendment to the existing Intergovernmental Agreement with Arizona Western College (AWC) and the Yuma County Sheriff's Office for the regional Law Enforcement Training Academy facility. (Police/Support Services) (Susan Smith)

**Attachments:**

- [1. RFCCA IGA Amendment: AWC Law Enforcement Training Academy Facility](#)
- [2. AGMT IGA Amendment: AWC Law Enforcement Training Academy Facility](#)

7. [MC 2020-073](#)**Final Plat: Spirit Park Subdivision**

Approve the final plat for Spirit Park Subdivision located on the southeast corner of 38th Street and Avenue 3E, Yuma, AZ. (Community Development/Community Planning) (Jay Simonton)

**Attachments:**

- [1. RFCCA Final Plat: Spirit Park Subdivision](#)
- [2. P&Z RPT Final Plat: Spirit Park Subdivision](#)
- [3. SUPP DOC Final Plat: Spirit Park Subdivision](#)

8. [MC 2020-074](#) **Final Plat: Autumn Valley Subdivision**

Approve the final plat of the Autumn Valley Subdivision located at the southeast corner of W. 16th Street and S. 44th Avenue, Yuma, AZ. (Community Development/Community Planning) (Jay Simonton)

**Attachments:**

- [1. RFCCA Final Plat: Autumn Valley Subdivision](#)
- [2. P&Z RPT Final Plat: Autumn Valley Subdivision](#)
- [3. SUPP DOC Final Plat: Autumn Valley Subdivision](#)

9. [MC 2020-075](#) **Agreement Amendment: Caballeros de Yuma**

Authorize the City Administrator to execute a First Amendment to the agreement with Caballeros de Yuma in connection with the co-sponsorship of the City's 2020 Tunes and Tacos event. (Jay Simonton)

**Attachments:**

- [1. RFCCA First Amendment: Caballeros Agreement](#)
- [2. AGR First Amendment: Caballeros Agreement](#)

10. [MC 2020-076](#) **Intergovernmental Agreement: City of San Luis Engineering Support Services**

Authorize the City Administrator to execute an Intergovernmental Agreement (IGA) to provide engineering support services to the City of San Luis. (Engineering) (Jeffrey A. Kramer)

**Attachments:**

- [1. RFCCA IGA San Luis - Engineering Support](#)
- [2. AGR IGA San Luis - Engineering Support](#)

## 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. [R2020-010](#)

**Municipal Improvement District No. 112: Araby North  
Subdivision - Order Improvements**

Order Improvements for Municipal Improvement District (MID) No. 112 to serve Araby North Subdivision, to operate, maintain and repair landscaping improvements within, near and adjacent to the retention and detention basins and parkings and parkways and related facilities together with appurtenant structures (Landscape Improvements); declaring the Landscape Improvements to be of more than local or ordinary benefit, and that the costs of the Landscape Improvements for MID No. 112 shall be assessed upon the properties in MID No. 112; providing that the proposed Landscape Improvements shall be performed under Arizona Revised Statutes (A.R.S.) Title 48, Chapter 4, Article 2. (Community Development/Community Planning) (John Simonton)

**Attachments:**

- [1. RFCCA MID No. 112: Araby North - Order Improvements](#)
- [2. RES MID No. 112: Araby North - Order Improvements](#)
- [3. EXH A MID No. 112: Araby North - Order Improvements](#)

2. [R2020-011](#)

**Intent to Create Municipal Improvement District No. 113: Autumn  
Valley Subdivision**

Approve the creation of Municipal Improvement District No. 113 to serve Autumn Valley Subdivision. (Community Development/Community Planning) (Jay Simonton)

**Attachments:**

- [1. RFCCA Intent to Create MID No. 113: Autumn Valley Subdivision](#)
- [2. RES Intent to Create MID No. 113: Autumn Valley Subdivision](#)
- [3. PET Intent to Create MID No. 113: Autumn Valley Subdivision](#)
- [4. EXH A Intent to Create MID No. 113: Autumn Valley Subdivision](#)

3. [R2020-012](#) **Intent to Create Improvement District No. 114: 2nd Avenue between 10th Street and 12th Street**

Approve the creation of Improvement District No. 114 to serve 2nd Avenue between 10th and 12th Streets. (Engineering) (Jeff Kramer)

**Attachments:**

- [1. RFCCA Intent to Create Improvement District - 2nd Ave](#)
- [2. RES Intent to Create Improvement District -2nd Ave](#)
- [3. EXH 1 Intent to Create Improvement District - 2nd Ave](#)

4. [R2020-013](#) **Resolution Affirming the Yuma Citizen's Constitutional Rights and Liberties**

N/A

**Attachments:**

- [1. RFCCA Affirmation of Citizens Rights and Liberties](#)
- [2. RES Affirmation of Citizens Rights and Liberties](#)

### 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. [O2020-007](#) **Annexation Area No. ANEX-23670-2018: Trail Estates 1, 2 and 3**

Authorize annexation of properties generally located at the northwest corner of Avenue 9E and 40th Street. (ANEX-23670-2018). (Community Development/Community Planning) (Jay Simonton)

**Attachments:**

- [1. RFCCA ANEX-23670-2018: Trail Estates 1, 2 and 3](#)
- [2. PET ANEX-23670-2018: Trail Estates 1, 2 and 3](#)
- [3. ORD ANEX-23670-2018: Trail Estates 1, 2 and 3](#)

#### 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. [O2020-008](#)      **Rezoning of Property: 6544 E. 32nd Street**

Rezone a 2.28 acre parcel from Agriculture (AG) to General Commercial (B-2), for the property located at 6544 E. 32nd Street. (ZONE-28855-2019) (Community Development/ Community Planning) (Jay Simonton)

**Attachments:**

[1. RFCCA Rezoning of Property: 6544 E. 32nd Street](#)

[2. P&Z RPT Rezoning of Property: 6544 E. 32nd Street](#)

[3. ORD Rezoning of Property: 6544 E. 32nd Street](#)

#### V. PUBLIC HEARING AND RELATED ITEMS

*There are no public hearings scheduled at this time.*

#### 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:

- Building Advisory Board
- Clean and Beautiful Commission
- Design and Historic Review Commission
- Housing Authority of the City of Yuma (HACY)
- Library Board of Trustees Board
- Planning and Zoning Commission



- Parks, Arts and Recreation Commission
- Residential Advisory Board
- Water and Sewer Commission
- Workers' Compensation Trust Board
- Yuma Fire Public Safety Board
- Yuma Public Safety Police Board

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 March 5, 2020 through March 18, 2020. 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

*Cancelled*

*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 COVID19 legalities. (A.R.S. 38-431.03 A3 & A4)

*Addition*

B. Discussion, consultation with and/or instruction to legal counsel regarding potential annexation(s). (A.R.S. 38-431.03 A3 & A4)

C. Discussion, consultation with and/or instruction to legal counsel regarding potential purchase of utility. (A.R.S. 38-431.03 A3, A4 & A7)

D. Discussion, consultation with and/or instruction to legal counsel regarding election timing and proposed Charter amendments as they relate to state law and existing Charter language. (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.