



City of Yuma City Council Meeting Agenda

Wednesday, February 1, 2017

5:30 PM

Yuma City Hall Council Chambers
One City Plaza, Yuma

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

There are no presentations scheduled at this time.

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 2017-020](#) Regular Council Meeting Draft Minutes July 6, 2016
Attachments: [1. 2016 07 06 RCM Minutes.docx](#)
2. [MC 2017-021](#) Regular Council Meeting Draft Minutes July 20, 2016
Attachments: [1. 2016 07 20 RCM Minutes.pdf](#)

3. [MC 2017-022](#) **Regular Council Meeting Draft Minutes August 17, 2016**

Attachments: [1. 2016_08_17_RCM_Minutes.docx](#)

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 2017-015](#) **Liquor License: 8th Street Tavern**

Approve a Series #6 Bar/Person Transfer Liquor License application submitted by Trisha Diane Thompson, agent for 8th Street Tavern located at 1300 W. 8th Street (LL17-01) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Liquor License: 8th Street Tavern.docx](#)

3. [MC 2017-017](#) **Cooperative Purchase Agreement: Storm Water Lift Station Repairs**

Authorize Storm Water Lift Station Repair services by utilizing the cooperative agreement for Job Order Contract (JOC) originated by the Yuma Educational Materials Management Consortium with the following contractor: Yuma Valley Contractors, Inc., Yuma, Arizona. (Public Works/Streets-Bid #2017-20000149) (Joel Olea/Robin R. Wilson)

Attachments: [1. RFCCA CPA: Stormwater Lift Station](#)

4. [MC 2017-018](#) **Grant Award: Arizona Companion Animal Spay and Neuter Committee**

Authorize the City Administrator to execute the necessary documents with the Arizona Companion Animal Spay and Neuter Committee (ACASNC) to obtain grant funds to support community programs offering spay and neuter surgeries. (Police/Administration) (John Lekan)

Attachments: [1. RFCCA 2016 ACS Spay and Neuter Grant](#)
[2. GRANT 2016 ACS Spay and Neuter Grant](#)

5. [MC 2017-019](#) **Final Plat: Pro-Med Subdivision**

Approve the final plat for the Pro-Med Subdivision, located at the northwest corner of 24th Street and Ridgeview Drive, Yuma, AZ. The applicant is Pro-Med of Yuma, LLC. (SUBD-16086-2016) (Community Development/Community Planning) (Laurie Lineberry)

Attachments: [1. RFCCA Final Plat: Pro-Med Subdivision](#)
[2. RPT Final Plat: Pro-Med Subdivision](#)

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.

There are no resolutions scheduled for adoption at this time.

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. [O2017-001](#) **Amendment: Ordinance O2014-02, Smoke Tree/Desert Sky PUD**

Adopt an ordinance to amend O2014-02 to extend the time to comply with the rezoning conditions. (Community Development/Community Planning) (Laurie Lineberry)

Attachments: [1. RFCCA Amendment: ORD O2014-02 Smoke Tree/Desert Sky PUD](#)
[2. P&Z Amendment: ORD O2014-02, Smoke Tree/Desert Sky PUD](#)
[3. ORD Amendment: ORD O2014-02 Smoke Tree/Desert Sky PUD](#)

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. [O2017-002](#) **Easement Exchange: Northwest Corner of 16th Street & 4th Avenue**

Accept a new utility easement and declare as surplus a certain easement right-of-way generally located at the Northwest corner of 16th Street & 4th Avenue. (Engineering/ Development Engineering) (Joshua Scott)

Attachments:

- [1. RFCCA Kenyons Market Utility Easement](#)
- [2. MAP Kenyons Market Utility Easement](#)
- [3. ORD Kenyons Market Utility Easement](#)
- [4. DEED Kenyons Market Utility Easement Quit Claim Deed](#)
- [5. EASEMENT Kenyons Market Utility Easement Grant of Easement](#)

2. [O2017-003](#) **Vacating of Right-of-Way, Surplus and Sale of Property and Amendment of Resolution R2016-041**

Vacate certain 4 ½ E right-of-way, declare as surplus two parcels of City-owned real property totalling approximately 28,009.564 square feet at the northwest corner of Avenue 4 ½ E and 36th Street, authorize the sale of the surplus real property, and amend Resolution No. R2016-041 to include the sale of the additional property to ST Partners, LLC (Almark Foods). (Administration) (Ricky Rinehart)

Attachments:

- [1. RFCCA 4-1/2 E and 36th Street](#)
- [2. MAP 4-1/2 E and 36th Street](#)
- [3. ORD 4-1/2 E and 36th Street](#)
- [4. EXHIBITS A-C 4-1/2 E and 36th Street](#)

3. [O2017-004](#) **Reserve Easement and Vacate Right-of-Way: East 21st Street at Arizona Avenue**

Reserve a utility easement then declare as surplus the described portion of 21st Street between Blocks 11 (APN 665-52-202) and 12 (APN 665-52-201) of Mesa Heights Unit 3 subdivision at Arizona Avenue and vacate the property to the abutting property owners. Under Ordinance O2016-002, the abutting properties were declared surplus and acquired by the Housing Authority of the City of Yuma ("HACY") to construct affordable rental housing. Title to the vacated property will vest with the abutting property owners in accordance with A.R.S. § 28-7205 upon the recording of a quit claim deed. (Community Development/Neighborhood Services) (Laurie Lineberry)

Attachments:

[1. RFCCA Vacate 21st Street RFCCA](#)

[2. MAP Vacate 21st Street](#)

[3. ORD Vacate 21st Street](#)

V. PUBLIC HEARING AND RELATED ITEMS

The following public hearing may result in the introduction of Ordinance O2017-005

1. [O2017-005](#) **Statutory Compliance Hearing/Amendment: Ordinance O2007-15, 32nd Street and Avenue 7 1/2 E**

Conduct a public hearing pursuant to Arizona Revised Statutes § 9-462.01 to determine compliance with the conditions of approval for rezoning property at 32nd Street near 7 ½ E, and amend Ordinance O2007-15 to extend the time to comply with the rezoning conditions. (Community Development/Community Planning) (Laurie Lineberry)

Attachments:

[1. RFCCA Statutory Compliance Hrg.: 32nd St. and Ave. 7 1/2 E](#)

[2. RPT Statutory Compliance Hrg.: 32nd St. and Ave. 7 1/2 E](#)

[3. ORD Statutory Compliance Hrg.: 32nd St. and Ave. 7 1/2 E](#)

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:

- *Design and Historic Review Commission: One appointment*
- *Water and Sewer Commission: Two appointments*

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 January 19, 2017 through February 1, 2017. 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 a contract termination. (A.R.S. 38-431.03 A3 & A4)

B. Discussion, consultation with and/or instruction to legal counsel, regarding the Ten Commandments monument. (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.