



City of Yuma City Council Meeting Special Council Meeting Agenda

Thursday, November 21, 2024

5:00 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.

Those wishing to speak on an agenda item or during Call to the Public must complete a Speaker Request Form prior to the start of the meeting. Speaker Request Forms can be found on the City's website, in the Clerk's Office, as well as in the Council Chambers.

Speaker Request Forms should be submitted to City clerk staff prior to the start of each meeting. All speakers, whether speaking on an agenda item or during "Call to the Public" are provided 3 minutes, with no more than 5 speakers permitted per topic/issue.

City Council Worksessions and Regular City Council Meetings can be viewed through the following platforms:

- Cable – Meetings are broadcast live on Spectrum Cable Channel 73.
- Live Stream – Residents can watch meetings on their computer or mobile device at www.yumaaz.gov/telvue. Previous Council meetings are also available on-demand.
- Virtual – Residents can watch meetings via Teams on their computer or mobile device at www.yumaaz.gov/publicmeetings. Click on "Calendar" then select the City meeting and click "Join".

CALL TO ORDER

FINAL CALL

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

ROLL CALL

I. 2024 GENERAL ELECTION CANVASS

1. [R2024-063](#) **2024 City of Yuma General Election Canvass**

Adopt the results of the November 5, 2024, City of Yuma General Election through the official canvass. (Administration/Clerk) (Lynda L. Bushong)

Attachments: [1. RES 2024 General Election Canvass](#)
[2. EXH A 2024 General Election Canvass](#)

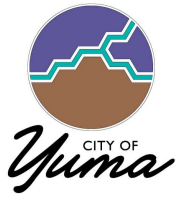
II. EXECUTIVE SESSION

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:

There are no additional Executive Session items scheduled at this time.

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.



City of Yuma

City Council Report

File #: R2024-063

Agenda Date: 11/21/2024

Agenda #: 1.

	STRATEGIC OUTCOMES	ACTION
DEPARTMENT: City Administration	<input type="checkbox"/> Safe & Prosperous <input type="checkbox"/> Active & Appealing <input checked="" type="checkbox"/> Respected & Responsible	<input type="checkbox"/> Motion <input checked="" type="checkbox"/> Resolution
DIVISION: Clerk's Office	<input checked="" type="checkbox"/> Connected & Engaged <input type="checkbox"/> Unique & Creative	<input type="checkbox"/> Ordinance - Introduction <input type="checkbox"/> Ordinance - Adoption <input type="checkbox"/> Public Hearing

TITLE:
2024 City of Yuma General Election Canvass

SUMMARY RECOMMENDATION:
Adopt the results of the November 5, 2024, City of Yuma General Election through the official canvass. (Administration/Clerk) (Lynda L. Bushong)

STRATEGIC OUTCOME:
Canvassing the election at a public meeting aligns with City Council's Respected and Responsible and Connected and Engaged strategic outcomes as it provides formal notification in a public setting and is required by statute and the City Charter.

REPORT:
The City of Yuma General Election was held on Tuesday, November 5, 2024, for the purpose of:

- Electing one candidate to fill an at-large seat for the office of City Councilmember;
 - Electing one at-large seat for Municipal Judge; and,
- referring the following question to the qualified electors:
- Proposition 425 - A proposed amendment to Article VI, Section 14(a) of the Charter of the City of Yuma, Arizona, relating to the compensation of City Officials

The results of the election are contained in the official canvass to be adopted by this resolution.

As required by the Yuma City Charter and Arizona Revised Statutes (A.R.S.) §16-642, the City Council shall declare by resolution the results of the election not less than six days nor more than 20 days following the election. A.R.S. §16-646 requires the official canvass to contain certain information that is included in the resolution with the exception of the rejected ballots, which will be brought forward at a future meeting.

The resolution declares that Mark Martinez is duly elected to the office of City Councilmember and Gregory W. Counts is duly elected as Municipal Judge for the full term of four years, beginning January 1, 2025. The resolution further declares that Proposition 425 failed.

FISCAL REQUIREMENTS:

CITY FUNDS:	\$ 0.00	BUDGETED:	\$ 0.00
STATE FUNDS:	\$ 0.00	AVAILABLE TO TRANSFER:	\$ 0.00
FEDERAL FUNDS:	\$ 0.00	IN CONTINGENCY:	\$ 0.00
OTHER SOURCES:	\$ 0.00	FUNDING: ACCOUNT/FUND #/CIP	
TOTAL \$ 0.00			
-			
To total; right click number & choose "Update Field"			

FISCAL IMPACT STATEMENT:

NONE

ADDITIONAL INFORMATION:

SUPPORTING DOCUMENTS NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT ARE ON FILE IN THE OFFICE OF THE CITY CLERK:

NONE

IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL?

- Department
- City Clerk's Office
- Document to be recorded
- Document to be codified

Acting City Administrator: John D. Simonton	Date: 11/20/2024
Reviewed by City Attorney: Richard W. Files	Date: 11/20/2024

RESOLUTION NO. R2024-063

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, DECLARING AND ADOPTING THE OFFICIAL CANVASS OF THE RESULTS OF THE GENERAL ELECTION HELD ON NOVEMBER 5, 2024

WHEREAS, a General Election was held and conducted in the City of Yuma, Arizona, on Tuesday, November 5, 2024, for the purpose of electing one candidate for the office of City Councilmember, one candidate for Municipal Judge, and referring one question to the qualified electors; and,

WHEREAS, notice of the election was duly and regularly given in the time, form and manner as provided by law; voting centers were properly established; election officers were appointed and in all respects the election was held and conducted and the votes were cast and received and the returns made and declared in the time, form and manner required by the provisions of state election law for the holding of elections in cities; and,

WHEREAS, Article IV, Section 9, of the Yuma City Charter and Arizona Revised Statutes §§ 16-642 and 16-646 require the City Council of the City of Yuma to canvass and declare by resolution the results of the General Election.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Yuma as follows:

SECTION 1: The number of votes cast at each precinct, the number of votes cast in the City of Yuma General Election for the candidate for City Councilmember and the candidate for Municipal Judge, and the votes cast in the City for and against Proposition 425 are listed in the attached Exhibit “A”, which is hereby declared and adopted as the Official Canvass of the City of Yuma November 5, 2024 election.

SECTION 2: The total number of ballots cast in the City of Yuma General Election was 33,261.

SECTION 3: The names of eligible candidates appearing on the ballot for the office of City Councilmember at the General Election are as follows:

- Garcia, Martin
- Martinez, Mark

SECTION 4: The City Council further determines and declares that Mark Martinez was duly elected to the office of City Councilmember for the City of Yuma for the full term of four years, beginning January 1, 2025.

SECTION 5: The name of the person voted for at the General Election as a write-in candidate for the office of Municipal Judge is as follows:

- Counts, Gregory

SECTION 6: The City Council further determines and declares that Gregory Counts was duly elected to the office of Municipal Judge for the full term of four years, beginning January 1, 2025.

SECTION 7: The votes cast as to Proposition 425, proposing to Amend Article VI, Section 14(a) of the Charter of the City of Yuma, Arizona, relating to the compensation of City Officials:

- 28,436 total votes cast
- 12,448 votes cast in support
- 15,988 votes cast in opposition

Therefore, Proposition 425 is hereby declared to have failed.

SECTION 8: The City Clerk shall enter on the records of the City of Yuma a statement, known and designated as the Official Canvass, which shall recite:

1. The number of ballots cast in each precinct
2. The number of ballots rejected in each precinct
3. The titles of offices voted for and the names of each person voted for to fill the offices
4. The number of votes by precinct received by each candidate
5. The number and a brief title of the measure(s)
6. The number of votes by precinct for and against the measures(s)

Adopted this ____ day of _____, 2024.

APPROVED:

Douglas J. Nicholls,
Mayor


ATTESTED:

APPROVED AS TO FORM:

Lynda L. Bushong
City Clerk

Richard W. Files
City Attorney

**Resolution R2024-063
Exhibit A**

		Precinct														
		001	002	003	004	006	007	008	009	010	011	012	013	014	015	016
	Registered Voters (Active)	100	249	3,241	2,612	468	2,714	2,094	1,230	2,800	2,854	2,445	2,583	2,196	714	1,259
	Ballots Cast	49	113	1,543	1,402	387	1,551	1,411	784	1,575	1,832	1,688	1,588	1,147	387	666
	Turnout Percentage	49.00%	45.38%	47.61%	53.68%	82.69%	57.15%	67.38%	63.74%	56.25%	64.19%	69.04%	61.48%	52.23%	54.20%	52.90%
		017	018	019	020	021	022	023	024	030	031	032	033	034	045	
	Registered Voters (Active)	2,239	3,251	2,615	2,009	2,275	2,278	3,982	481	2,375	2,525	1,016	0	1	1	
	Ballots Cast	1,412	1,907	1,931	1,311	1,592	1,768	2,812	380	1,577	1,634	808	4	2	0	
	Turnout Percentage	63.06%	58.66%	73.84%	65.26%	69.98%	77.61%	70.62%	79.00%	66.40%	64.71%	79.53%	0.00%	200.00%	0.00%	

	Registered Voters	Ballots Cast	Turnout Percentage
Total	52,607	33,261	63.23%

Councilmembers

Councilmembers	
	Votes Cast
Garcia, Martin	11,516
Martinez, Mark	12,736
Write-In: Not Assigned	241
Total	24,493

	Precinct														
	001	002	003	004	006	007	008	009	010	011	012	013	014	015	016
Garcia, Martin	21	42	692	473	81	621	408	315	602	670	518	630	389	159	252
Martinez, Mark	16	44	500	559	182	558	584	276	594	673	709	536	488	141	257
Write-In: Not Assigned	0	0	11	9	4	8	13	4	12	10	7	9	10	3	8
	017	018	019	020	021	022	023	024	030	031	032	033	034	045	
Garcia, Martin	545	660	676	364	572	399	1,004	75	613	433	299	2	1	0	
Martinez, Mark	502	808	699	591	536	733	1,026	165	535	767	255	2	0	0	
Write-In: Not Assigned	15	10	15	5	11	19	19	3	21	9	6	0	0	0	

Municipal Judge

Municipal Judge	
	Votes Cast
Write-In: Counts, Gregory W.	1,372
Write-In: Not Assigned	3,563
Total	4,935

	Precinct														
	001	002	003	004	006	007	008	009	010	011	012	013	014	015	016
Write-In: Counts, Gregory W.	1	3	46	43	24	59	60	34	70	99	54	72	45	12	22
Write-In: Not Assigned	11	12	232	169	34	178	132	76	182	168	215	161	149	53	80
	017	018	019	020	021	022	023	024	030	031	032	033	034	045	
Write-In: Counts, Gregory W.	65	71	135	46	96	57	112	13	44	47	42	0	0	0	
Write-In: Not Assigned	178	209	133	115	159	199	272	36	188	159	63	0	0	0	

Proposition 425

Proposition 425	
	Votes Cast
Yes	12,448
No	15,988
Total	28,436

	Precinct														
	001	002	003	004	006	007	008	009	010	011	012	013	014	015	016
Yes	24	51	572	511	200	571	571	318	592	684	581	648	409	135	228
No	22	45	721	651	145	768	641	344	759	875	838	739	553	201	339
	017	018	019	020	021	022	023	024	030	031	032	033	034	045	
Yes	521	666	750	483	593	721	1,045	133	571	561	305	3	1	0	
No	695	972	939	608	763	740	1,407	180	777	865	400	1	0	0	