

**MINUTES**  
**REGULAR CITY COUNCIL MEETING**  
CITY COUNCIL OF THE CITY OF YUMA, ARIZONA  
CITY COUNCIL CHAMBERS, YUMA CITY HALL  
ONE CITY PLAZA, YUMA, ARIZONA  
**DECEMBER 6, 2017**  
**5:30 p.m.**

**CALL TO ORDER**

**Mayor Nicholls** called the City Council meeting to order at 5:30 p.m.

**INVOCATION/PLEDGE**

**Pastor Phillip Hayman**, Valley Baptist Church, gave the invocation. **Monica Welch**, Human Resources Director, led the City Council in the Pledge of Allegiance.

**ROLL CALL**

Councilmembers Present:	Shelton, Wright, Miller, Knight, Thomas, Craft, and Mayor Nicholls
Councilmembers Absent:	None
Staffmembers Present:	City Administrator, Gregory K. Wilkinson Director of Parks and Recreation, Debbie Wendt Arts & Culture Program Manager, Lindsay Benacka Various Department Heads or their representative City Attorney, Richard W. Files City Clerk, Lynda L. Bushong

**FINAL CALL**

**Mayor Nicholls** made a final call for the submission of Speaker Request Forms for agenda related items from members of the audience.

**PRESENTATIONS**

Proposed Art Center MOMO Mural

**Wendt** introduced Lindsay Benacka, Arts & Culture Program Manager, and Maria McKivergan, member of the Ad-Hoc Public Art Committee, who will personally sponsor the project along with her husband Michael.

**Benacka** stated that MOMO is a contemporary conceptual artist who specializes in large-scale works of public art. He is interested in using practical geometry and engineering to create his work. She explained that MOMO will spend the entire month of February 2018 in Yuma installing the mural on the back wall of the Yuma Art Center and getting to know the community, participating in educational opportunities in area classrooms with Yuma's youth, and partnering with local artists to help him complete the project. The ultimate goal is to create a contemporary statement work of art to encapsulate the personality of the Yuma Art Center and the architecture of the space. She noted that this project was unanimously approved by the Parks, Arts, and Recreation Commission as well as the Design and Historic Review Commission. Both groups are very excited about the project because of the rejuvenation it will bring to the downtown district.

**McKivergan** thanked the City for supporting her and her husband's creative ideas. As art lovers and collectors, they hope to bring a little more art to Yuma. In terms of art tourism, their goal is to make Yuma 'cool' and enjoyable for people of all generations.

**Thomas** asked if MOMO is an acronym or if it is actually the artist's name. **McKivergan** stated that it is a shortened version of his last name. **Thomas** noted that Benacka mentioned when MOMO is in Yuma he will be partnering with local artists and asked if he does that when he goes to other cities. **McKivergan** stated that he uses both artists that travel with him and local artists to assist him. **Thomas** asked what the proposed rendering is supposed to be. **McKivergan** stated that as abstract art it is anything the viewer wants it to be.

**Shelton** urged City staff to reach out to local elementary, junior high, and high schools to participate in the educational opportunities during MOMO's stay.

## **I. MOTION CONSENT AGENDA**

**Motion** (Knight/Thomas): To approve the Motion Consent Agenda with the exception of item A.2, the Council Citizen's Forum Draft Minutes of October 16, 2017, as they were previously approved at the November 15, 2017, Regular City Council Meeting. Voice vote: **approved** 7-0.

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

Regular Council Worksession	October 3, 2017
Council Citizen's Forum	October 16, 2017 [see notation above]
Council Citizen's Forum	October 31, 2017
Regular Council Worksession	October 31, 2017
Council Citizen's Forum	November 14, 2017

### **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). (City Atty)
2. Approve a Series #11 Hotel/Motel Liquor License Application submitted by John Prock, agent for Hot Rods & Beer – Shilo Inn located at 1530 S. Castle Dome Avenue (LL17-15) (Admin/Clerk)
3. Approve a Class A Bingo License Application submitted by Bonnie Peckenschneider on behalf of Desert Lakes Social Committee located at 825 W. Desert View Lane (BL17-01) (Admin/Clerk)
4. Authorize the purchase of Ground and Turf Maintenance Equipment utilizing the Mohave Education Services cooperative purchase agreement, at an estimated total cost of \$355,726.94 for Ground and Turf Equipment for Fiscal Year 2018 to: Bingham Equipment Company, Yuma Arizona - \$33,649.84; Jacobsen, Tempe Arizona - \$18,842.25; Simpson Norton Corporation, Goodyear Arizona - \$303,234.85 (Parks & Rec – Bid #2018-20000034)

5. Authorize the purchase of a Generator Maintenance and Services agreement initiated by the National Intergovernmental Purchasing Alliance (NIPA) for a period of one year with the option to renew for four additional one-year periods, depending on the appropriation of funds and satisfactory performance, for an estimated annual expenditure of \$50,000 to: Empire Southwest, LLC, Yuma, Arizona (Facilities – Bid #2018-20000033)
6. Authorize the City Administrator to execute a Memorandum of Understanding – Funding Agreement with Firehouse Subs Public Safety Foundation, Inc. in the amount of \$19,103.50 (Police/Admin)
7. Renew a Sole Source contract for Supervisory Control and Data Acquisition (SCADA) for one year, with the option to renew for four additional one-year periods, at an estimated annual cost of approximately \$150,000.00 to: OneSource Distributors, Yuma, Arizona (Utilities – Bid #2018-20000084)
8. Authorize a Sole Source contract for Flygt submersible pumps and submersible mixers for one year, with the option to renew for four additional one-year periods, at an estimated annual cost of \$200,000.00 to: James, Cooke and Hobson Inc., Phoenix, Arizona (Utilities/Public Works – Bid #2018-20000085)
9. Grant an additional time extension to record the final plat of Tuscany Medical and Professional Plaza, Phase 2 from October 21, 2017 to November 7, 2017 and ratify City staff's acceptance and recording of the final plat for Tuscany 2 on November 7, 2017. The property is located at the southwest corner of 28<sup>th</sup> Street and 21<sup>st</sup> Drive. The applicant is Tuscany Holdings Phase II, LLC (TIMEX-11036-2015) (DCD/Planning)

**II. RESOLUTION CONSENT AGENDA** – There were no resolutions scheduled for adoption at this time.

**III. ADOPTION OF ORDINANCES CONSENT AGENDA**

**Motion** (Knight/Thomas): To adopt Ordinance O2017-046 as recommended.

**Bushong** displayed the following title:

**Ordinance O2017-046**

**An ordinance of the City Council of the City of Yuma, Arizona declaring certain right-of-way, hereafter described, surplus for use by the City and authorizing the vacating of right-of-way to be tied to adjacent property owned by the City of Yuma for the new Fleet Shop Facility (7,269 square-feet of property located on the northeast corner of 13<sup>th</sup> Street and 1<sup>st</sup> Avenue) (Engineering/CIP)**

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

**Mayor Nicholls** declared a potential conflict of interest with regard to the adoption of Ordinance O2017-047. He turned the meeting over to Deputy Mayor Knight and exited the room.

**Motion** (Craft/Thomas): To adopt Ordinance O2017-047 as recommended.

**Bushong** displayed the following title:

**Ordinance O2017-047**

**An ordinance of the City Council of the City of Yuma, Arizona, declaring certain City-owned real property located at the northeast corner of 16<sup>th</sup> Street and 4<sup>th</sup> Avenue surplus for City use and available for sale or exchange with the reservation of an aesthetic easement** (431 square-feet of property reserved as an aesthetic easement for the monument wall) (City Attorney)

Roll call vote: **adopted** 6-0-1, Mayor Nicholls abstaining due to conflict of interest.

**Mayor Nicholls** returned to the dais.

**IV. INTRODUCTION OF ORDINANCES** - There were no ordinances scheduled for introduction at this time.

**V. PUBLIC HEARINGS** – There were no public hearings scheduled at this time.

**FINAL CALL**

**Mayor Nicholls** made a final call for the submission of Speaker Request Forms from members of the audience interested in speaking at the Call to the Public.

**VI. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING**

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

**VII. SUMMARY OF CURRENT EVENTS**

**Wilkinson** reported the following events:

- December 7<sup>th</sup> – Thursday at the Theater at the Historic Yuma Theater
- December 9<sup>th</sup> and 10<sup>th</sup> – Men's Wooden Bat Tournament at the PAAC
- December 9<sup>th</sup> – Holiday Art Bazaar at the Yuma Art Center
- December 9<sup>th</sup> – Dorothy Young Memorial Electric Light Parade
- December 10<sup>th</sup> – An Irish Christmas at the Historic Yuma Theater
- December 12<sup>th</sup> – Christmas with the Rat Pack at the Historic Yuma Theater

**VIII. CALL TO THE PUBLIC**

**Mary Ann Easterday**, 3359 S. 15<sup>th</sup> Avenue, thanked the public for coming out and supporting the Yuma County Association for Family & Community Education (FCE) 47<sup>th</sup> Annual Community Bazaar on November 18th at the Yuma Civic Center. It is because of the support of the community that FCE is able to provide scholarships for higher education. **Easterday** stated the Civic Center is such a valuable structure to Yuma, and FCE could not have had the event anywhere else. The staff is easy to work with and they are very much appreciated. She recommended the Civic Center as a venue to anyone in the community planning an event. Additionally, she complimented the City on the 16<sup>th</sup> Street and 4<sup>th</sup> Avenue intersection, stating that it is a fantastic addition to Yuma.

**IX. EXECUTIVE SESSION/ADJOURNMENT**

There being no further business, **Mayor Nicholls** adjourned the meeting at 6:00 p.m. No Executive Session was held.

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Lynda L. Bushong, City Clerk

APPROVED:

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Douglas J. Nicholls, Mayor