

**MINUTES**  
**REGULAR CITY COUNCIL MEETING**  
CITY COUNCIL OF THE CITY OF YUMA, ARIZONA  
CITY COUNCIL CHAMBERS, YUMA CITY HALL  
ONE CITY PLAZA, YUMA, ARIZONA  
**FEBRUARY 4, 2026**  
**5:30 p.m.**

**CALL TO ORDER**

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

**INVOCATION/PLEDGE**

**Pastor Ray Jesser**, Yuma First Church of Nazarene, gave the invocation. **Jennifer Albers**, Assistant Director of Planning, led the City Council in the Pledge of Allegiance.

**FINAL CALL**

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

**ROLL CALL**

Councilmembers Present: Martinez, Morris, McClendon, Smith, Morales, Watts, and Mayor Nicholls  
Councilmembers Absent: None  
Staffmembers Present: Acting City Administrator, John D. Simonton  
Senior Planner, Erika Peterson  
Various Department Heads or their representative  
City Attorney, Richard W. Files  
City Clerk, Lynda L. Bushong

**I. MOTION CONSENT AGENDA**

**Motion** (McClendon/Smith): To approve the Motion Consent Agenda as recommended. Voice vote: **approved** 7-0.

A. Approval of minutes of the following City Council meeting(s):

Regular Council Meeting Minutes	November 5, 2025
Regular Council Meeting Minutes	January 7, 2026

B. Executive Session

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)

C. Approval of Staff Recommendations

1. Award a construction services contract for Emergency Dispatch Backup Center to the lowest responsive and responsible bidder in the amount of \$805,201.81 to Yuma Valley Contractors Inc., Yuma, Arizona (RFB-26-149) (Eng/Purch)

2. Declare a surplus and award sale of firearms to the highest responsive and responsible offer for the Sale of Firearms (100) for a total of \$14,703.61 from the following vendors: ProForce Marketing, Inc. Prescott, AZ, \$13,613.61 and Sprague's Sports LLC, Yuma, AZ, \$1,090.00. (RFO-26-129) (YPD/Purch)
3. Authorize the use of a City of Mesa Cooperative purchase agreement for institutional custody services, one-year professional services contract, with the option to renew annually for up to four additional years. Renewals contingent upon funding appropriations and satisfactory performance to U.S. Bank National Association of Cincinnati, Ohio. (CPA-26-185) (Fin/Purch)
4. Authorize a one-year professional services contract for Investment Banking Services with the option to renew annually for up to four additional years through a Crane School District Cooperative Purchase Agreement. Renewals are contingent upon funding appropriations and satisfactory performance to Stifel, Nicolaus & Company, Inc. of Phoenix, Arizona. (CPA-26-177) (Fin/Purch)
5. Award a one-year contract with the option to renew for up to four additional years, one year at a time, depending on the appropriation of funds and satisfactory performance, for Professional Architectural Services on a Delivery Order basis to the following five firms: GH2 Architects LLC, Scottsdale, Arizona, GLHN Architects & Engineers, Tucson, Arizona, Nicklaus Engineering, Inc, Yuma, Arizona, Perlman Architects, Phoenix, Arizona, Thompson Design Architects, Yuma, Arizona. (RFQ-26-122) (Eng.Purch)
6. Authorize acceptance of a \$971,723.75 grant agreement (DPS Contract #2025-353) between the Arizona Department of Public Safety and the City of Yuma through the Police Department for equipment and software. (YPD/Admn)
7. Authorize acceptance of a \$11,500 grant agreement (DPS Contract #2025-306) between the Arizona Department of Public Safety and the City of Yuma through the Yuma Police Department for equipment and software. (YPD/Admn)
8. Authorize a donation of a surplus police motorcycle to the Sierra Vista Police Department. (Fin/YPD)
9. Ratify and approve a Purchase Order issued to Gutierrez Canales Engineering, PC – Yuma, Arizona in the amount of \$157,646.00 for the emergency pavement replacement on 1<sup>st</sup> Avenue. (RFQ-22-089) (Eng/Purch)

## II. INTRODUCTION OF ORDINANCES

**Bushong** displayed the following title(s):

### **Ordinance O2026-005**

**An ordinance of the City Council of the City of Yuma, Arizona, declaring a certain parcel of real property, hereafter described, surplus for use by the City, vacating the surplus 30 foot right-of-way easement to the abutting property owner upon the recording of a quitclaim deed, and authorizing an exchange of the surplus 30 foot right-of-way for the underlying fee title to the 40 foot right-of-way**

**described in this ordinance** (authorizing vacation of the north half-width of 42<sup>nd</sup> Street right-of-way in exchange for fee title to the west half of the Avenue 4½ E. right-of-way with Cha Cha, LLC) (Eng)

### **Ordinance O2026-006**

**An ordinance of the City Council of the City of Yuma, Arizona, approving certain transactions in connection with the acquisition, development and operation of an affordable housing apartment rental complex tentatively known as Vista Apartments** (by the Housing Authority of the City of Yuma for property located at 221 E. 26<sup>th</sup> Place) (Cmty Dev/Nbhd and Econ Dev)

### **III. LIVINGSTON RANCH WALL**

**Motion** (Smith/Morales): To adopt ordinance O2026-004 as recommended.

**Bushong** displayed the following title(s):

### **Ordinance O2026-004**

**An ordinance of the City Council of the City of Yuma, Arizona, vacating right-of-way and approving the sale of right-of-way to nineteen adjacent landowners in Livingston Ranch Phase I** (property vacated is 1,457 feet of 30-foot right-of-way north of Livingston Ranch Phase I so the homeowners can expand their backyards) (Cmty Dev)

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

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MC 2026-015 – Bid Award: Livingston Ranch Wall (Authorize a bid award for the construction of a block wall in the Livingston Ranch Subdivision, to the lowest responsive and responsible bidder in the amount of \$128,923.50 to Maya’s Construction, Yuma, Arizona) (RFQ-25-090) (Eng/Purch)

**Motion** (Morris/McClendon): To adopt motion consent item MC2026-015 as recommended. Voice vote: **approved** 7-0.

### **IV. PUBLIC HEARING AND RELATED ITEMS**

MC 2026-032 – Annexation Area No. Anex-44726-2025 Livingston Ranch Unit Nos. 5-7 (This is a public hearing to consider the annexation of property located at the northwest corner of 38<sup>th</sup> Street and Avenue C.) (Cmty Dev/Cmty Plng)

**Mayor Nicholls** opened the public hearing at 5:39 p.m.

**Peterson** presented the following information:

- This is a request to annex approximately 97.9 acres located at the northwest corner of 38<sup>th</sup> Street and the Avenue C intersection
  - The site has historically been used for agricultural purposes
- The annexation area contains one parcel
- The annexation request was received from Barkley Farms Limited Partnership, the owner.
- The intended use if for a future phased subdivision development
  - Livingston Ranch units 5-7
- The general plan land use designation is Low Density Residential
- The current County Zoning is Rural Area 40 (RA-40)

- The zoning designation upon annexation is Agriculture (AG)
- Connection to City utilities will be required for future development
- Pending receipt of signed annexation petitions, an ordinance introduction is scheduled for March 4, 2026, with an ordinance adoption scheduled for March 18, 2026

**Motion** (Morales/Watts): To close the Public Hearing. Voice vote: **approved** 7-0. The Public Hearing closed at 5:41 p.m.

## V. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

### Appointments

**Motion** (Smith/McClendon): To appoint Pat Riley Sr. to the Yuma County Board of Trustees, with a term expiration of June 30, 2026. Voice vote: **approved** 7-0

### Announcements

**Smith, Watts, Martinez, McClendon, and Mayor Nicholls** reported on the following meetings attended and upcoming events:

- Veteran Affairs (VA) Outpatient Clinic by Onvida Groundbreaking
- 2026 City of Yuma Ag Fest
- Yuma County Nurse Foundation Meeting
- Yuma Metropolitan Planning Organization Monthly Meeting
- 26<sup>th</sup> Annual Amberly's Dream Gala
- Community Development Block Grant (CDBG) Meetings
- Texas Roadhouse "Tip-A-Cop" Takeover
- National Association for the Advancement of Colored People (NAACP) Black History Month Fish Fry
- Yuma County Juvenile Justice Center Partnered with Bordertown Arts Project – Cooking for Success
- Extended Stay America Ribbon Cutting
- Proclamation for Yuma's Annual Mega Event #22 - Geocaching
- United States-Mexico-Canada Agreement (USMCA) Report on the Future of North American Trade Event
- Federal Regulatory Fairness Hearing - PM10 Moderate Nonattainment Area Designation
- Virtual Meeting Arizona Public Service

**Martinez** requested a future agenda item to discuss the Kennedy Pool renovation; **Mayor Nicholls** opined that it would be best to have those discussions during the upcoming CIP and budget discussions and called for a Council vote.

**Motion** (Martinez/Morales): To add Kennedy Pool renovation discussions to the next City Council meeting agenda. Voice Vote: **failed** 2-5 (Opposing votes: Morris, McClendon, Smith, Watts and Nicholls).

**VI. SUMMARY OF CURRENT EVENTS**

**Simonton** reported the following events:

- February 28 – 2026 BBQ & Brew Festival
- February 5-7 – Camp Inferno 2026
- February 20 – March 28 – Spark! Places of Innovation Exhibition

**Simonton** reminded everyone about the upcoming Yuma Salutes America’s 250 Year event. He noted that tickets are still available for the concert scheduled on April 18, 2026, and encouraged online purchases.

**VII. CALL TO THE PUBLIC**

The following people spoke in support of saving Kennedy Pool:

- City resident, **Henry Valenzuela**
- City resident, **Kristen Dostie**
- City resident, **Eleanor Hauck**
- City resident, **Piper Katz**
- City resident, **Avery Layton**

**VIII. Executive Session**

There being no further business, **Mayor Nicholls** adjourned the meeting at 6:10 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

Approved at the City Council Meeting of: _____ City Clerk: _____
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