



City of Yuma City Council Meeting Summary

Wednesday, May 1, 2024

5:30 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.

City Council Chambers will be open with public access in addition to participation through Zoom

Those wishing to speak on any applicable agenda item and choose to participate via Zoom, must submit an email request to publiccomment@yumaaz.gov no later than 60 minutes prior to the start of the scheduled meeting. Further instructions will be given at that time.

Members of the public are encouraged to view the meeting through either of the following two venues:

- 1) Zoom: Residents will need to connect through the following website: <https://cityofyuma.zoom.us/>. Click on "Calendar" then select the City meeting and click "Join".
- 2) City of Yuma live stream: Use the Video and TV Stream quick link at www.yumaaz.gov and search for Yuma Live Playlist 73. Watch live on TV cable channel 73.

A recording of the meeting will be available on the City's website after the meeting.

CALL TO ORDER

5:32 PM

INVOCATION

HON. WYNNIE ORTEGA, COCOPAH TRIBAL COUNCILMEMBER.

PLEDGE OF ALLEGIANCE

COL. JARED K. STONE, MCAS-YUMA

ROLL CALL

- Present:** 6 - Mayor Douglas J. Nicholls, Deputy Mayor Chris Morris, Councilmember Arturo Morales, Councilmember Michael Shelton, Councilmember Ema Lea Shoop and Councilmember Carol Smith
- Absent:** 1 - Councilmember Gary Knight

FINAL CALL

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

PRESENTATIONS

PRESENTATIONS MADE

- Economic Development Week Proclamation
- Community Development Block Grant and HOME Annual Action Plan Briefing

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 may be taken separately.

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

Approval of the Consent Agenda

A motion was made by Councilmember Smith, seconded by Councilmember Morales, to APPROVE the Motion Consent Agenda. The motion carried by the following vote:

Aye: 6 - Mayor Nicholls, Deputy Mayor Morris, Councilmember Morales, Councilmember Shelton, Councilmember Shoop, and Councilmember Smith

Absent: 1 - Councilmember Knight

1. [MC 2024-051](#) Special Worksession/City Council Retreat Draft Minutes March 26, 2024

Attachments: [2024 03 26 SWS Retreat Minutes](#)

APPROVED

2. [MC 2024-052](#) Special Worksession/City Council Retreat Draft Minutes March 27, 2024

Attachments: [2024 03 27 SWS Retreat Minutes](#)

APPROVED

3. [MC 2024-053](#) Regular Council Meeting Draft Minutes April 17, 2024

Attachments: [2024 04 17 RCM Minutes](#)

APPROVED

B. 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)

C. Approval of staff recommendations:

1. [MC 2024-045](#) **Liquor License: La Bodega Entertainment & Hospitality, LLC**

Approve a Series #12: Restaurant Liquor License application submitted by Ruben Walshe, agent for La Bodega Entertainment & Hospitality, LLC located at 1221 W. 16th Street. (LL24-04) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. MAP Liquor License: La Bodega Entertainment & Hospitality LLC](#)

APPROVED
2. [MC 2024-046](#) **Bid Rejection: Concert Production Services**

Pursuant to Yuma City Code § 36-36, reject the bid received for concert production services, which exceeded the allocated amount for these services. (Administration RFB-24-173) (Jen Miller/Robin R. Wilson)

APPROVED
3. [MC 2024-047](#) **Cooperative Purchase Agreement: G2 Fire Station Alerting System**

Authorize the purchase and installation of a G2 Fire Station Alerting System utilizing the cooperative purchase agreement originated by NPPgov at a cost of \$718,637.45 to: US Digital Designs, Inc., Tempe, Arizona. (Fire Department CPA-24-280) (Dusty Fields/Robin R. Wilson)

APPROVED
4. [MC 2024-048](#) **Agreement: Arizona Department of Homeland Security - Overtime-Mileage**

Authorize the City Administrator to execute an agreement with the Arizona Department of Homeland Security to reimburse the City for funds expended for overtime, employee related expenses, and mileage being utilized in support of Operation Stonegarden. (Police/Patrol) (Thomas Garrity)

- Attachments:**
- [1. AWARD LTR Arizona Department of Homeland Security](#)
 - [2. AGMT Arizona Department of Homeland Security](#)
 - [3. LTR A Arizona Department of Homeland Security](#)
 - [4. SUPP DOC Arizona Department of Homeland Security](#)

APPROVED

5. [MC 2024-049](#) **Agreement: Arizona Department of Homeland Security - Overtime-Mileage**

Authorize the City Administrator to execute an agreement with the Arizona Department of Homeland Security to reimburse the City for funds expended for overtime, employee related expenses, and mileage being utilized in support of Operation Stonegarden. (Police/Patrol) (Thomas Garrity)

- Attachments:**
- [1. AWARD LTR Arizona Department of Homeland Security](#)
 - [2. AGMT Arizona Department of Homeland Security](#)
 - [3. LTR A Arizona Department of Homeland Security](#)
 - [4. SUPP DOC Arizona Department of Homeland Security](#)

APPROVED

6. [MC 2024-050](#) **Agreement: Arizona Department of Homeland Security - Equipment**

Authorize the City Administrator to execute an agreement with the Arizona Department of Homeland Security to reimburse the City for funds expended for equipment utilized in support of Operation Stonegarden. (Police/Patrol) (Thomas Garrity)

- Attachments:**
- [1. AWARD LTR Arizona Department of Homeland Security](#)
 - [2. AGMT Arizona Department of Homeland Security](#)
 - [3. LTR A Arizona Department of Homeland Security](#)
 - [4. SUPP DOC Arizona Department of Homeland Security](#)

APPROVED

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 may be taken separately.

1. [R2024-012](#) **Intergovernmental Agreement: Marine Corps Air Station-Yuma**

Approve an intergovernmental agreement with Marine Corps Air Station-Yuma (MCAS-Yuma) for the use of the City of Yuma Public Safety Training Facility. (Police/Support Services) (Thomas Garrity)

Attachments: [1. RES IGA with MCAS for the Public Safety Training Facility](#)
[2. AGMT IGA with MCAS for the Public Safety Training Facility](#)

A motion was made by Deputy Mayor Morris, seconded by Councilmember Shelton, to ADOPT the Resolution Consent Agenda. The motion carried by the following vote:

Aye: 6 - Mayor Nicholls, Deputy Mayor Morris, Councilmember Morales, Councilmember Shelton, Councilmember Shoop, and Councilmember Smith

Absent: 1 - Councilmember Knight

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 may be removed from the Ordinance Consent Agenda and the vote or action will be taken separately.

1. [O2024-014](#) **Text Amendment: Short-Term Rentals (Vacation Rentals)**

Amend Title 7 of the Yuma City Code to add a new Chapter 77: Short-Term Rentals (STRs) to provide for regulations consistent with Arizona Revised Statutes, Titles 9 and 42 (Finance) (Doug Allen/Rodney Short)

Attachments: [1. ORD Text Amendment: Short Term Rentals](#)
[2. EXH A Text Amendment: Short Term Rentals](#)

A motion was made by Councilmember Smith, seconded by Councilmember Morales, to ADOPT the Ordinance Consent Agenda. The motion carried by the following vote:

Aye: 6 - Mayor Nicholls, Deputy Mayor Morris, Councilmember Morales, Councilmember Shelton, Councilmember Shoop, and Councilmember Smith

Absent: 1 - Councilmember Knight

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. [O2024-013](#) **Compensation and Benefits for Municipal Judge**

Establish compensation and benefits for the office of Municipal Judge from and after January 1, 2025. (Municipal Court) (Del Miller)

Attachments: [1. ORD Compensation and Benefits for Municipal Judge](#)

INTRODUCED

2. [O2024-015](#) **Grant of Easement: Yuma County Water Users' Association**

Authorize the grant of an easement to Yuma County Water Users' Association (YCWUA) along the south side of 28th Street, between Avenue C and 33rd Drive, for the relocation of a portion of the United States Bureau of Reclamation's (USBR) Thacker Lateral. (Engineering) (David Wostenberg)

Attachments: [1. ORD Grant of Easement to YCWUA – 28th Street, between Avenue C and 33rd Drive](#)
[2. EXH B AGMT Grant of Easement to YCWUA - 28th Street, between Avenue C and 33rd Drive](#)

INTRODUCED

3. [O2024-016](#) **Rezoning of Property: 958 S. 3rd Avenue**

Approve the rezoning of an approximately 7,000 square foot lot from the General Commercial/Infill Overlay (B-2/IO) District to the Transitional/Infill Overlay (TR/IO) District, for the property located at 958 S. 3rd Avenue, Yuma, AZ. (ZONE-42266-2024) (Planning and Neighborhood Services/Community Planning) (Alyssa Linville)

Attachments: [1. P&Z RPT Rezone 958 S. 3rd Avenue](#)
[2. ORD Rezone 958 S. 3rd Avenue](#)

INTRODUCED

4. [O2024-017](#) **Rezoning of Property: Southeast Corner of Avenue 6E and 48th Street**

Rezone approximately 77 acres from the Agriculture (AG) District to the Low Density Residential (R-1-6, R-1-8, and R-1-12) Districts for the properties located at the southeast corner of Avenue 6E and 48th Street. (Planning and Neighborhood Services/Community Planning) (Alyssa Linville)

Attachments: [1. P&Z REPORT Rezoning: Southeast corner of Avenue 6E and 48th Street](#)
[2. ORD Rezoning: Southeast corner of Avenue 6E and 48th Street](#)

INTRODUCED

V. POTENTIAL CHARTER AMENDMENTS

DISCUSSED

Motion (Morris/Morales): to place an item on the November General Election ballot relating to Council Compensation. Voice Vote: approved (6-0).

Discussion and possible action regarding potential Charter amendments to Article IV. Elections and Article VI. City Officials.

VI. BUDGET DISCUSSION

NO DISCUSSION HELD

Discussion and questions by City Council relating to the proposed FY2025 Budget.

VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. Appointments:
2. Announcements:

REPORTED

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 April 16, 2024 through May 1, 2024. 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.

VIII. SUMMARY OF CURRENT EVENTS

REPORTED

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.

IX. EXECUTIVE SESSION

EXECUTIVE SESSION HELD

Motion (Smith/Morales): to adjourn to Executive Session. Voice Vote: approved (6-0).

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, and/or direction to legal counsel regarding different aspects of A.R.S. § 38-431 et seq. (A.R.S.38-431.03 A(3) and A(9)).
- B. Discussion, consultation, and or direction to legal counsel regarding Article VI. City Officials, of the Yuma City Charter. (A.R.S. 38-431.03 A(1), (3) and A(4)).

ADJOURNMENT

6:45 PM

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.