

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 19, 2020
5:30 p.m.

CALL TO ORDER

Deputy Mayor Watts called the City Council meeting to order at 5:35 p.m.

INVOCATION/PLEDGE

Pastor Lezlie Gomez, Stone Ridge Church, gave the invocation. **Fire Chief Tim Soule**, Rural Metro Fire Department, led the City Council in the Pledge of Allegiance.

ROLL CALL

Councilmembers Present:	Shelton, Morris, Knight, McClendon, Shoop, and Deputy Mayor Watts
Councilmembers Absent:	Mayor Nicholls
Staffmembers Present:	City Administrator, Philip A. Rodriguez Deputy City Administrator, Jay Simonton Principal Planner, Jennifer Albers Various Department Heads or their representative City Attorney, Richard W. Files City Clerk, Lynda L. Bushong

FINAL CALL

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

PRESENTATIONS - No presentations were scheduled at this time.

I. MOTION CONSENT AGENDA

Motion (Shoop/McClendon): To approve Motion Consent Agenda Items A.1 through A.6 as recommended.
Voice vote: **approved** 6-0.

Motion (Knight/Morris): To approve Motion Consent Agenda Items B.1 through B.6 as recommended.
Voice vote: **approved** 6-0.

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

Regular Council Meeting	June 19, 2019
Council Citizen's Forum	October 15, 2019
Regular Council Meeting	December 18, 2019
Regular Council Meeting	January 15, 2020
Council Citizen's Forum	February 4, 2020

Regular Council Worksession

February 4, 2020

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 Special Event Liquor License application submitted by Nerissa Freeman on behalf of St. Francis of Assisi School for the 'Benefit for the Children' event. The event will take place at St. Francis of Assisi School, 700 W. 18th Street, on Saturday, April 25, 2020, from 5:00 p.m. to 12:01 a.m. (SP20-10) (Admin/Clk)
3. Award to the lowest responsive/responsible bidders, a one-year contract for Traffic Control Services, 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 \$86,000.00, to the following vendors: Quail Construction; Yuma, AZ; Trafficade Service, Inc.; Phoenix, AZ (Bid #2020-20000035) (Eng)
4. Authorize an increase in the Carrier and Broadband Provider Services to increase bandwidth for City-wide Internet access for a five-year period at a total cost of \$132,000.00 to: CenturyLink Communications, LLC Denver, CO (Bid #2017-20000001) (ITS)
5. Authorize the use of the cooperative purchase agreement initiated by City of Peoria for the purchase of Trojan Ultraviolet System Parts for an estimated annual expenditure of \$100,000.00, depending on the appropriation of funds and satisfactory performance, as needed to the following: D C Frost Associates, Inc., Walnut Creek, California (Bid #2020-20000092 (Utl)
6. Authorize the City Administrator to execute a change order to the approved job order with CEMEX Construction Materials South LLC (CEMEX), in the amount not to exceed \$318,592.00 for capital improvements to 16th Street from Avenue B to Avenue C (Eng)

II. RESOLUTION CONSENT AGENDA

Motion (Shoop/Shelton): To adopt the Resolution Consent Agenda as recommended.

Bushong displayed the following title:

Resolution R2020-004

A resolution of the City Council of the City of Yuma, Arizona, authorizing the City of Yuma to enter into a Mutual Aid Agreement with Rural Metro Fire Department, Inc. (for cooperative fire protection and emergency medical services) (Fire)

Roll call vote: **adopted** 6-0.

III. ADOPTION OF ORDINANCES CONSENT AGENDA – There were no ordinances scheduled for adoption at this time.

IV. INTRODUCTION OF ORDINANCES

Ordinance O2020-005 – Rezoning of Property: East of the Southeast Corner of S. Avenue 8-½ E and E. 40th Street (rezone 19.3 acres of property from the Agriculture District to the Low Density Residential District) (ZONE-28098-2019) (DCD)

Knight asked if the 50-foot half width on 40th Street would be sufficient to include a bicycle lane.

Simonton responded that it would be sufficient to accommodate a bicycle lane or multi-use path as stated in the City's Bicycle Facilities Master Plan.

Ordinance O2020-006 – Rezoning of Property: North of the Intersection of E. 8th Street and S. Castle Dome Avenue (rezone approximately 14.9 acres of property from the General Commercial District to the High Density Residential District) (DCD)

Kerry Schimpf of Commercial Properties Group explained that this rezoning encompasses almost 15 acres of the 25-acre, seven lot subdivision that makes up this project, which will consist of a 100-103 room extended stay and select service hotel. Currently infrastructure extension is being completed, and in the coming months Castle Dome Avenue will be extended into the project as required by the redevelopment agreement with the City. **Schimpf** thanked the City for being a great partner in this project.

Bushong displayed the following titles:

Ordinance O2020-004

An ordinance of the City Council of the City of Yuma, Arizona, authorizing and approving the granting of a utility easement to Arizona Public Service along a portion of Tract "A" of Ponderosa Valley Estates Unit 1 Subdivision (City-owned property in the vicinity of 26th Street and 31st Avenue) (Eng)

Ordinance O2020-005

An ordinance of the City Council of the City of Yuma, Arizona, amending Chapter 154 of the Yuma City Code, rezoning certain property located in the Agriculture (AG) District to the Low Density Residential (R-1-6) District and amending the zoning map to conform with the rezoning (approximately 19.3 acres of property located east of the southeast corner of Avenue 8 ½ E and 40th Street) (DCD)

Ordinance O2020-006

An ordinance of the City Council of the City of Yuma, Arizona, amending Chapter 154 of the Yuma City Code, rezoning certain property located in the General Commercial (B-2) District to the High Density Residential (R-3) District, and amending the zoning map to conform with the rezoning (approximately 14.9 acres of property located north of the intersection of E. 8th Street and S. Castle Dome Avenue) (DCD)

V. PUBLIC HEARING AND RELATED ITEMS

Resolution R2020-002 – General Plan Amendment: Susan Lee Battaile Trust (change the land use designation from Medium Density Residential to Commercial for the property located at 7600 E. 32nd Street) (DCD)

Deputy Mayor Watts opened the Public Hearing at 5:50 p.m.

Albers presented the following information:

- This request is to change the land use designation for approximately 2.82 acres located on 32nd Street west of the A Canal.
- The intent of the applicant is to rezone the property from Agricultural to General Commercial in order to continue the recreational vehicle sales operation that has historically operated at this site.
- City staff has received no public comments on this request.
- On January 27, 2020, the Planning and Zoning Commission recommended approval of the request.

Motion (Knight/McClendon): To close the Public Hearing. Voice vote: **approved** 6-0; the Public Hearing closed at 5:51 p.m.

Motion (Knight/Morris): To adopt Resolution R2020-002 as recommended.

Bushong displayed the following title:

Resolution R2020-002

A resolution of the City Council of the City of Yuma, Arizona, amending Resolution R2012-29, the City of Yuma 2012 General Plan, to change the land use designation from Medium Density Residential to Commercial for the property located at 7600 E. 32nd Street (approximately 2.82 acres of property) (DCD)

Roll call vote: **approved** 6-0.

FINAL CALL

Deputy Mayor Watts 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

Appointments – There were no appointments scheduled at this time.

Announcements

Knight, Shelton, and Deputy Mayor Watts reported on events and meetings they have attended during the last two weeks and upcoming events of note.

Scheduling

Shoop requested an item on a future Worksession agenda regarding tourism in Yuma. **Rodriguez** replied that a discussion on tourism would be added to a future agenda.

VII. SUMMARY OF CURRENT EVENTS

Rodriguez reported the following events:

- February 20-22 - Yuma Symposium in Historic Downtown Yuma
- February 21 – Mardi Gras on Main in Historic Downtown Yuma
- February 21 – Boogie, Brews and Blues Festival at Gateway Park
- February 25 – Special City Council Worksession/Retreat in City Hall Room #142
- February 27 – Harvest Dinner at the Colorado River State Historic Park
- February 28-29 – BBQ and Brew Festival in Historic Downtown Yuma
- February 29 – 2nd Annual Tour de Fields starting at Gateway Park
- February 29 – Main Street Water Plant Open House at 175 N. Main Street

VIII. CALL TO THE PUBLIC

Fred Brown, City resident, spoke in opposition of establishing Yuma as a Second Amendment sanctuary city as the Second Amendment is already protected by the United States Constitution.

Elisabeth Haskell, City resident, expressed concern regarding efforts to declare Yuma a Second Amendment sanctuary city due to increasing gun violence in America.

Bryon Rasmussen, City resident, stated that as a gun owner he is opposed to Yuma becoming a Second Amendment sanctuary city and opined that it is more important to focus on increasing gun safety.

Phil Clark, non-resident, suggested that City Council consider revisiting Resolution R2012-24, which issued a formal censure to former Mayor Alan Krieger.

IX. EXECUTIVE SESSION/ADJOURNMENT

There being no further business, **Deputy Mayor Watts** adjourned the meeting at 6:22 p.m. No Executive Session was held.

APPROVED:

Lynda L. Bushong, City Clerk

Douglas J. Nicholls, Mayor