



City of Yuma City Council Meeting REVISED Agenda

Wednesday, July 15, 2020

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.

Consistent with the March 13, 2020 Arizona Attorney General opinion Relating to Arizona's Open Meeting Law and COVID-19, in order to protect the public and reduce the chance of COVID-19 transmission, the July 15, 2020 Regular City Council meeting will be conducted remotely through technological means along with limited public, in-person access, consistent with social distancing requirements.

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

Those wishing to speak at the Public Hearing or on any agenda item that will be participating 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.

The Worksession and Citizen's Forum previously scheduled for July 14, 2020 are cancelled.

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL**FINAL CALL**

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

PRESENTATIONS*REVISED*

- Humane Society of Yuma: Overview of current structure and fees of the organization and potential changes
- Department of Community Development: Briefing on the subdivision process and potential changes

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 will be taken separately.

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

1. [MC 2020-134](#) **Special Worksession Draft Minutes March 11, 2020**
Attachments: [2020 03 11 SWS Legislative Days](#)
2. [MC 2020-135](#) **Regular Council Meeting Draft Minutes June 17, 2020**
Attachments: [2020 06 17 RCM Minutes](#)

B. Approval of staff recommendations:

1. [MC 2015-000](#) **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)

2. [MC 2020-126](#)**Liquor License: Safeway #3931 Sampling Privileges**

Approve an application to add sampling privileges to an active Series #9 Liquor Store Liquor License submitted by Nicholas Carl Guttilla, agent for Safeway #3931 (Albertsons) located at 2378 W. 24th Street (LL20-01S) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments:

[1. RFCCA Liquor License: Safeway #3931](#)

3. [MC 2020-127](#)**Grant Award: U.S. Department of Justice-Coronavirus Emergency Supplemental Funding Program**

Authorize the City Administrator to execute the necessary paperwork with the U.S. Department of Justice-Coronavirus Emergency Supplemental Funding Program and accept the awarded grant funds for the reimbursement of employee salaries related to law enforcement training during the COVID-19 pandemic.(Police/Admin) (Susan Smith)

Attachments:

[1. RFCCA DOJ Coronavirus Emergency Funding Program](#)

[2. AGMT DOJ Coronavirus Emergency Funding Program](#)

[3. SUPPLEMENTAL DOJ Coronavirus Emergency Funding Program](#)

4. [MC 2020-128](#)**Intergovernmental Agreement: Arizona Western College**

Authorize an Intergovernmental Agreement with Arizona Western College for the use of the City's Public Safety Training Facility. (Police/Support Services) (Susan Smith)

Attachments:

[1. RFCCA IGA with AWC- Public Safety Training Facility](#)

[2. AGR IGA with AWC- Public Safety Training Facility](#)

5. [MC 2020-129](#)**Contract Increase: Fire Station 4 Design Remodel**

Authorize a contract increase of \$19,306.00 to DFDG Architecture for the additional services requested by the City to complete the remodel for a total cost of \$118,723.00 to Dick & Fristche Design Group (DFDG), Phoenix, Arizona. (Bid #2018-20000177 Engineering) (Jeff Kramer/Robin R. Wilson)

Attachments:

[1. RFCCA Fire Station 4 Design Remodel](#)

6. [MC 2020-132](#)**Bid Award: Pavement Preservation Services**

Award to the lowest responsive/responsible bidders, a one year contract for Pavement Preservation 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 \$1,725,000.00 to the following vendors: American Pavement Preservation; Las Vegas, NV; Cactus Asphalt; Phoenix, AZ; VSS International Sacramento, CA. (Bid #2020-20000153) (Joel Olea / Robin R. Wilson)

Attachments:[1. RFCCA Pavement Preservation Svc.](#)[2. SPRDSHEET Pavement Preservation Svc.](#)7. [MC 2020-131](#)**Bid Award: Asphalt Sealants and Services**

Award Asphalt Sealants and Services to the lowest responsive/responsible bidders, a one-year contract with the option to renew for four additional one-year periods, one period at a time, depending on the appropriation of funds and satisfactory performance, for an estimated annual expenditure of \$275,000.00 to the following contractors: Ace Asphalt of AZ, Inc., Phoenix, AZ, Holbrook Asphalt, St. George, UT; Sunland Asphalt & Construction, Inc., Phoenix, AZ; VSS International, Sacramento, CA. (Public Works/Streets Bid #2020-20000158) (Joel Olea / Robin R. Wilson)

Attachments:[1. RFCCA Asphalt Sealant and Services](#)[2. SPRDSHEET Asphalt Sealant and Services](#)8. [MC 2020-133](#)**Second Amended and Restated Operation of the Patio Restaurant Concession Agreement**

Amend and Restate the Concession Agreement for operation of the restaurant at Desert Hills Golf Course. (City Attorney) (Richard Files)

Attachments:[1. RFCCA Second Amended and Restated Contract The Patio Restaurant](#)[2. AGR Second Amended and Restated Contract The Patio Restaurant](#)

9. [MC 2020-139](#) **City of Yuma Small Business Relief Grants**

Establish a Covid-19 related small business relief grant program utilizing up to \$320,000 of the CARES Act (AZCares) allocation to the City of Yuma (Administration) (Philip Rodriguez)

Attachments: [1. RFCCA COY Small Business Relief Grants](#)

ADDITION

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

1. [O2020-015](#) **Vacate Alleyway: 13th Street between 2nd and 3rd Avenues**

Authorize the vacating of the unused alley located north of 13th Street between 2nd and 3rd avenues to allow for the construction of the Thomas F. Allt Utilities Complex. (Engineering) (Jeffrey Kramer)

Attachments: [1. RFCCA Vacate Alleyway - 13th Street](#)
[2. MAP Vacate Alleyway - 13th Street](#)
[3. ORD Vacate Alleyway - 13th Street](#)

2. [O2020-016](#) **Adopt the Fiscal Year 2021 Primary Property Tax Levy and Mall Maintenance District Property Tax Levy**

Adopt the Fiscal Year 2021 Primary Property Tax Levy and Mall Maintenance District Property Tax Levy. (Administration/Finance) (Philip Rodriguez/Lisa Marlin)

Attachments: [1. RFCCA FY20-21 Primary Property Tax Levy and Mall Maintenance District Property Tax Levy](#)
[2. ORD FY20-21 Primary Property Tax Levy and Mall Maintenance District Property Tax Levy](#)

FINAL CALL

Final call for submission of Speaker Request Forms for Call to the Public.

VI. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. Appointments: There are no appointments scheduled at this time.
2. Announcements:

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 June 18, 2020 through July 15, 2020 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.

VII. SUMMARY OF CURRENT EVENTS

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.

VIII. CALL TO THE PUBLIC

Members of the public may address the City Council on matters that are not listed on the City Council agenda. The City Council cannot discuss or take legal action on any matter raised unless it is properly noticed for discussion and legal action. At the conclusion of the Call to the Public, individual members of the City Council may respond to criticism made by those who have addressed the City Council, may ask staff to review a matter or may ask that a matter be placed on a future agenda. All City Council meetings are recorded and videotaped.

IX. 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:

A. Discussion, consultation with and/or instruction to legal counsel regarding Spectrum lawsuit. (A.R.S. 38-431.03 A3 & A4)

B. Discussion, consultation with and/or instruction to legal counsel regarding potential sale of real property. (A.R.S. 38-431.03 A3, A4 & A7)

C. Discussion, consultation with and/or instruction to legal counsel regarding the Marine Corps Air Station Yuma proposed Air Installation Compatible Use Zone map. (A.R.S. 38-431.03 A3, A4 & A7)

D. Discussion, consultation with and/or instruction to legal counsel regarding considerations of City of Yuma Small Business Assistance. (A.R.S. 38-431.03 A3 & A4)

ADDITION

E. Discussion, consultation with and/or instruction to legal counsel regarding Second Amended and Restated Operation of the Patio Restaurant Concession Agreement. (A.R.S. 38-431.03 A3, A4 & A7)

ADDITION

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.