



City of Yuma City Council Meeting Summary

Wednesday, April 3, 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 or at Call to the Public 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

PASTOR PAULA MILNER, YUMA FIRST ASSEMBLY OF GOD

PLEDGE OF ALLEGIANCE

CHRIS GRANT, WATER QUALITY & COMPLIANCE MANAGER

ROLL CALL

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

Absent: 1 - Councilmember Michael Shelton

FINAL CALL

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

PRESENTATIONS

PRESENTATIONS MADE

Reading of the following Proclamations:

- City of Yuma's 110th Birthday
- Month of the Military Child

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 Deputy Mayor Morris, 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 Knight, Councilmember Morales, Councilmember Shoop, and Councilmember Smith

Absent: 1 - Councilmember Shelton

1. [MC 2024-036](#) **Regular Council Worksession Draft Minutes February 20, 2024**

Attachments: [2024 02 20 RWS Minutes](#)

APPROVED

2. [MC 2024-037](#) **Regular Council Meeting Draft Minutes February 21, 2024**

Attachments: [2024 02 21 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 2024-035](#) **Liquor License: Tacos & Mariscos Costa Baja**

Approve a Series #07: Beer and Wine Bar Location/Owner Transfer Liquor License application submitted by Jesus Alexis Orozco Avendano, agent for Tacos & Mariscos Costa Baja located at 1150 W. 24th Street. (LL24-02) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. MAP Liquor License: Tacos & Mariscos Costa Baja](#)

APPROVED

II. 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. [O2024-011](#) **Text Amendment: Residential Development Standards**

Amend Title 15, Chapter 154, to update development standards for lot coverage, setbacks, open space, and height requirements within the residential zoning districts. (Planning and Neighborhood Services/Community Planning) (Alyssa Linville)

Attachments: [1. P&Z Rpt. Text Amendment: Residential Development Standards](#)
[2. ORD Text Amendment: Residential Development Standards](#)

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

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

Absent: 1 - Councilmember Shelton

III. 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. [O2024-012](#) **Wastewater Discharge Local Limits Update**

Pursuant to the Environmental Protection Agency (EPA) Pretreatment Regulations 40 Code of Federal Regulations (CFR) 403, amend City Code § 191-02 General Sewer Use Requirements, to update the existing wastewater Local Limits in accordance with the findings of the Local Limits Figueroa Avenue Water Pollution Control Facility (WPCF) Report. (Utilities/ Administration) (Jeremy McCall)

Attachments: [1. ORD Wastewater Discharge Local Limits Update](#)

INTRODUCED

IV. POTENTIAL CHARTER AMENDMENTS

REPORTED

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

FINAL CALL

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

V. ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. 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 March 21, 2024 through April 3, 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.

2. Scheduling:

Motion to schedule future City Council meetings pursuant to Arizona Revised Statutes Section 38-431.02 and the Yuma City Code, Chapter 30.

VI. 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.

VII. CALL TO THE PUBLIC

NO LEGAL ACTION PERMITTED

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.

VIII. EXECUTIVE SESSION

EXECUTIVE SESSION HELD

Motion (Knight/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:

1. Discussion, consultation with and/or instruction to legal counsel regarding potential contract litigation. (A.R.S. 38-431.03 A3 & A4)
2. Discussion, consultation with and/or instruction to legal counsel regarding potential charter amendments. (A.R.S. 38-431.03 A3 & A4)
3. Discussion, consultation with and/or instruction to legal counsel regarding potential development of land. (A.R.S. 38-431.03 A3, A4 & A7)
4. Discussion, consultation with and/or instruction to legal counsel regarding Resolution R2010-09 and R2015-047. (A.R.S. 38-431.03 A3 & A4)
5. Discussion or consideration of personnel issues. (A.R.S. § 38-431.03 A1)

ADJOURNMENT

6:24 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.