

MINUTES
REGULAR CITY COUNCIL MEETING
CITY COUNCIL OF THE CITY OF YUMA, ARIZONA
CITY COUNCIL CHAMBERS, YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
MARCH 1, 2017
5:30 p.m.

CALL TO ORDER

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

INVOCATION/PLEDGE

Rev. Dr. Daphna McKnight, Interfaith Chaplain at Hospice of Yuma, gave the invocation. **Lucy Valencia**, Public Affairs Coordinator, led the City Council in the Pledge of Allegiance.

ROLL CALL

Councilmembers Present:	Shelton, Wright, Miller, Knight, Thomas, Craft, and Mayor Nicholls
Councilmembers Absent:	None
Staffmembers Present:	City Administrator, Gregory K. Wilkinson Director of Utilities, Jay Simonton Finance Director, Pat Wicks Various Department Heads or their representative City Attorney, Richard W. Files City Clerk, Lynda L. Bushong

FINAL CALL

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

PRESENTATIONS

Presentation of tribal gaming proceeds from Cocopah Indian Tribe

Rosa J. Long, Councilmember from the Cocopah Indian Tribe, presented the City of Yuma with a monetary donation of \$11,770.00. **Mayor Nicholls** presented checks to the following organizations:

- Community Food Bank - \$3,000.00
- Crossroads Mission - \$3,000.00
- Catholic Community Services - \$3,000.00
- Children's Free Swim Kennedy Pool - \$2,770.00

Board and Commission Quarterly Recognitions

Mayor Nicholls recognized David Koopmann and Richard Sorenson for their service in the Planning and Zoning Commission.

Mayor Nicholls also recognized, Library District's Board of Trustee member, Sharon White, who was not present at the Council Meeting.

I. MOTION CONSENT AGENDA

Motion Consent Agenda Item B.9 – Intergovernmental Agreement: Yuma County Election Services: Approve an Intergovernmental Agreement (IGA) between the City of Yuma, Yuma County and the Yuma County Recorder for the provision of election services. (Admin/Clerk)

Motion (Craft/Knight): That item B.9 the Intergovernmental Agreement with Yuma County Elections Services be amended as follows:

Section II, paragraph 3(a) is amended to read: *“Notify the County no later than 120 days prior to the election date to conduct the election.”*

The first sentence in Section III, paragraph 1 is amended to read:

“This Agreement shall be effective as of January 1, 2017, and shall remain in full force and effect for a term of five years from the Effective Date (Initial Term), unless terminated as otherwise provided in this Agreement” and The “In Witness Whereof” clause above the signature lines shall be amended to read: “In Witness Whereof, the parties have executed this Agreement the day and year written below.”

Voice Vote: **approved** 7-0.

Motion Consent Agenda Item B.6 – Bid Award: Main Street Water Treatment plant Filters 1-4 Rehabilitation / Upgrades – Award to the lowest responsible and responsive bidder for the construction of the Main Street Water Treatment Plant Filters 1-4 Rehabilitation / upgrades in the amount of \$2,357,048.98 to: LPC Construction, Inc., Yuma Arizona (Utilities – Bid #2017-20000118)

Wright asked what prompted the Utilities Department to have this on the schedule on this budget year and what are the indicators that these 4 filters need to be upgrades? **Simonton** explained that in 1998/1999 there was a failure of filter number 1. It collapsed the underdrain support system, causing a major catastrophe. Filters 2, 3, and 4 are the same age; almost 50 years old. **Simonton** stated that this project has been in the Capital Improvement Program (CIP) for more than 10 years now. Utilities has tried to get it programmed, but have been unable to afford it. Originally this project was going to be constructed all in one phase; however it has been spread out to three phases over a six year period. **Wright** expressed concern for having sufficient funding to pay for emergencies after this expense. **Wicks** responded that the City carries a fund balance in the water fund that is intended specifically to handle emergencies, operations and routine maintenance.

Motion (Knight/Shelton): To approve the Motion Consent Agenda as amended. Voice vote: **approved** 7-0.

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

Regular City Council Meeting	September 7, 2016
Regular City Council Meeting	September 21, 2016
Regular City Council Meeting	October 5, 2016
Council Citizen’s Forum	December 6, 2017
Special Worksession/Legislative Day	January 28, 2017
Council Citizen’s Forum	February 14, 2017

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 Liquor License Application submitted by kay Trujillo on behalf of the Foothills Optimist Club for the Optimist Wine Tasting. The event will take place at Sanguinetti House Museum and Gardens located at 240 S. Madison Avenue on Saturday, March 25, 2017, from 6:30 p.m. to 9:30 p.m. (SP17-10) (Admin/Clerk)
3. Approve a Special Event Liquor License Application submitted by Annette Lagunas on behalf of the Fort Yuma Rotary Club for the Penitentiary Pint Fest. The event will take place at Yuma Territorial Prison located at 1 Prison Hill Road on Saturday, April 15, 2017, from 5:00 p.m. to 8:00 p.m. (SP17-11) (Admin/Clerk)
4. Approve a Special Event Liquor License Application submitted by Norma Chavez on behalf of Immaculate Conception Church for the Mother's Day Dinner and Dance. The event will take place at immaculate Conception Church's St. Ann's Hall located at 501 S. Avenue B on Saturday, May 6, 2017, from 6:00 p.m. to 11:30 p.m. (SP17-12) (Admin/Clerk)
5. Approve a Temporary Extension of Premises/Patio Permit application submitted by Richard Good, agent for Ricky's Other Place located at 3950 W. 24th Street, for a scheduled event on March 25th and 26th, 2017. (EP17-01) (Admin/Clerk)
6. Award to the lowest responsible and responsive bidder for the construction of the Main Street Water Treatment Plant Filters 1 – 4 Rehabilitation / upgrades in the amount of \$2,357,048.98 to: LPC Construction Inc., Yuma, Arizona. (Utilities – Bid #2017-20000118)
7. Authorize the City Administrator to execute a Consent to Assignment of a contract for Lab Services for Forensic Drug Testing from Southwest Laboratories, Inc., a Nevada corporation, to Laboratory Corporation of America Holdings ("LabCorp") a Delaware corporation. (HR – Bid #2013-20000099)
8. Authorize the City Administrator to execute a grant agreement with the Arizona Governor's Office of Highway Safety for highway safety projects in accordance with Arizona's 2017 Federal Fiscal Year Highway Safety Plan. (YPD/Patrol)
9. Approve an Intergovernmental Agreement (IGA) between the City of Yuma, Yuma County and the Yuma County Recorder for the provision of election services. (Admin/Clerk)
10. Authorize the City Administrator to execute a Second Amendment to the City's Agreement with the Caballeros de Yuma that extends their agreement to June 30, 2017 and provides for kitchen use. (Parks & Rec/Admin)

II. RESOLUTION CONSENT AGENDA

Motion (Craft/Knight): To approve the Resolution Consent Agenda as recommended.

At the Mayor's request, **Bushong** displayed the following title:

Resolution R2017-001

An ordinance of the City Council of the City of Yuma, Arizona, approving the execution and delivery of a lease and related documents by the Industrial Development Authority of the City of Yuma, Arizona; and declaring an emergency (property located at the northwest corner of 40th Street and Avenue 7 ½ E)

Roll Call Vote: **adopted** 7-0.

III. ADOPTION OF ORDINANCES CONSENT AGENDA

Motion (Knight/Thomas): To adopt the Ordinance Consent Agenda as recommended.

At the Mayor's request, **Bushong** displayed the following title:

Ordinance O2017-006

An ordinance of the City Council of the City of Yuma, Arizona, amending Yuma City Code Chapter 39 to establish the position of Court officer within the City of Yuma Police Department to serve the Municipal Court of the City of Yuma, Yuma County, State of Arizona (allow non-sworn court officers to serve writs and processes under the direction of the Municipal Judge)

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

IV. INTRODUCTION OF ORDINANCES

At the request of the Mayor, **Bushong** displayed the following title:

Ordinance O2017-007

An ordinance of the City Council of the City of Yuma, Arizona, fixing compensation and benefits for the office of Presiding Municipal Judge from and after January 1, 2018 (establishing compensation for the office of Presiding Municipal Judge)

V. **PUBLIC HEARINGS** – There were no public hearing items scheduled.

FINAL CALL

Mayor Nicholls 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

Thomas, Shelton, Craft, Knight, Miller and **Mayor Nicholls** reported on events and meetings they have attended during the last two weeks and upcoming events of note.

Wright requested to begin budget discussions to give an opportunity for input from the community and the City Council. He also requested the evaluation process of the City Administrator be started. **Mayor Nicholls** stated that budget discussions were on the draft agenda for the following City Council meetings and the evaluation process for the City Administrator would begin by the end of the month.

VII. SUMMARY OF CURRENT EVENTS

Wilkinson reported the following events:

- Kennedy Pool will be open 4 days a week for free swim to benefit the children of the Mesa Heights community thanks to Mayor Nicholls, Jon Porter from D&H Electric and the donation presented from the Cocopah Indian Tribe earlier this meeting. The City will carry the majority of the costs, but is seeking help from the community to help offset the costs.
- March 1st – Diamond in the Rough - Neil Diamond's Tribute
- March 2nd – 5th – Midnight at the Oasis (MATO)
- March 3rd – Frankie Valli and the Four Seasons at the Yuma Downtown Theater
- March 4th – Historic Colorado River Front Walking Tour
- March 11th – Music on Main from 3:00 p.m. – 11:00 p.m.

VIII. CALL TO THE PUBLIC – There were no speakers at this time.

IX. EXECUTIVE SESSION/ADJOURNMENT

There being no further business, **Mayor Nicholls** adjourned the meeting at 6:13 p.m. No Executive Session was held.

Lynda L. Bushong, City Clerk

APPROVED:

Douglas J. Nicholls, Mayor