



City of Yuma City Council Meeting REVISED Agenda

Wednesday, April 3, 2019

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.

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

FINAL CALL

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

PRESENTATIONS

- Recognition of Distinguished Budget Award from the Government Finance Officers Association

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 2019-073](#) **Regular Council Worksession Draft Minutes November 6, 2018**
Attachments: [2018 11 06 RWS Minutes](#)
2. [MC 2019-074](#) **Regular Council Worksession Draft Minutes November 20, 2018**
Attachments: [2018 11 20 RWS Minutes](#)

3. [MC 2019-075](#) **Special Council Meeting Draft Minutes January 23, 2019**

Attachments: [2019 01 23 SCM 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 2019-064](#) **Liquor License: Brewers Restaurant & Sports Bar**

Approve a Series #7 Beer and Wine Bar Location/Owner Transfer Liquor License application submitted by Courtney Lisbeth Gapp for Brewers Restaurant & Sports Bar located at 2331 S. Avenue B Suite 101 (LL19-03) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Liquor License: Brewers Restaurant & Sports Bar](#)
[2. MAP Liquor License: Brewers Restaurant & Sports Bar](#)

3. [MC 2019-065](#) **Special Event Liquor License: Immaculate Conception Church - Mother's Day Dinner & Dance**

Approve a Special Event Liquor License application submitted by Oscar Frank Chavez on behalf of Immaculate Conception Church for Mother's Day Dinner & Dance. The event will take place at Immaculate Conception Church, 501 S. Avenue B, on Saturday, May 11, 2019, from 6:00 p.m. to 12:00 a.m. (SP19-11) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Special Event Liquor License: Immaculate Conception Church](#)
[2. MAP Special Event Liquor License: Immaculate Conception Church](#)

4. [MC 2019-066](#) **Grant Award: Text-to-911**

Authorize the City Administrator to execute the required documents with Arizona Department of Administration/Office of Grants and Federal Resources (ADOA/GFR) to disperse awarded grant funds from the Text-to-911 Services Fund to allow for the acquisition of equipment and services for the implementation and operation of a Text-to-911 service as an enhancement to the regional emergency telecommunications services. (Police/Administration) (Susan Smith)

Attachments:

[1. RFCCA Grant Award: Text to 911](#)

[2. AGMT Grant Award: Text to 911](#)

5. [MC 2019-067](#) **Intergovernmental Agreement: City of Phoenix Arizona for Internet Crimes Against Children Task Force**

Authorize execution of an intergovernmental agreement with the City of Phoenix regarding the Arizona Internet Crimes Against Children (ICAC) Task Force and to accept the awarded grant monies in the amount of \$10,000.00. (Police/Investigations) (Susan Smith)

Attachments:

[1. RFCCA IGA: ICAC Task Force](#)

[2. AGMT IGA: ICAC Task Force](#)

[3. SUPP DOC IGA: ICAC Task Force](#)

6. [MC 2019-068](#) **Intergovernmental Agreement: Arizona State University Center for Violence Prevention and Community Safety**

Authorize City Administrator to enter into an agreement to provide reports of homicides, suicides and "undetermined cause" deaths to Arizona State University Center for Violence Prevention and Community Safety who is participating in the Centers for Disease Control and Prevention's Violent Death Reporting System program. (Police/Support Services) (Susan Smith)

Attachments:

[1. RFCCA IGA: ASU Center for Violence Prevention and Community Safety](#)

[2. AGMT IGA: ASU Center for Violence Prevention and Community Safety](#)

7. [MC 2019-069](#) **Job Order Authorization: Avenue 9E Bike Lanes**

Authorize the City Administrator to execute a job order with SWP Contracting and Paving, in an amount not to exceed \$450,483.00, for capital improvements to Avenue 9E via the City's Job Order Contracting program. (Engineering) (Jeffrey A. Kramer)

Attachments: [1. Job Order RFCCA - Ave 9E Bike Lanes](#)

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 will be taken separately.

1. [R2019-008](#) **Intergovernmental Cooperative Agreement: Yuma County HOME Consortium**

Authorize the execution of an Intergovernmental Cooperative Agreement (IGA) between the City of San Luis, City of Somerton, City of Yuma, County of Yuma, and Town of Wellton to renew the HOME Consortium for the purpose of receiving funds from the US Department of Housing and Urban Development. (Community Development/Neighborhood Services) (Laurie Lineberry)

Attachments: [1. RFCCA HOME program Renewal](#)
[2. RES HOME program Renewal](#)
[3. AGR HOME program Renewal](#)

2. [R2019-009](#) **Intent to Create Municipal Improvement District No. 108: Driftwood Ranch Units 1 and 2**

Approve the creation of Municipal Improvement District No. 108 to serve Driftwood Ranch Units 1 and 2. (Community Development/Community Planning) (Laurie Lineberry)

Attachments: [1. RFCCA MID No. 108: Driftwood Ranch Units 1 and 2](#)
[2. RES MID No. 108: Driftwood Ranch Units 1 and 2](#)
[3. SUPP DOC MID No. 108: Driftwood Ranch Units 1 and 2](#)

3. [R2019-010](#) **Municipal Improvement District No. 107: Saguaro Units No. 3 and 4 - Order Improvements**

Order Improvements for Municipal Improvement District (MID) No. 107 to serve Saguaro Units No. 3 and 4, to operate, maintain and repair landscaping improvements within, near and adjacent to the retention and detention basins and parkings and parkways and related facilities together with appurtenant structures (Landscape Improvements); declaring the Landscape Improvements to be of more than local or ordinary benefit, and that the costs of the Landscape Improvements for MID No. 107 shall be assessed upon the properties in MID No. 107; providing that the proposed Landscape Improvements shall be performed under Arizona Revised Statutes (A.R.S.) Title 48, Chapter 4, Article 2. (Community Development/Community Planning) (Laurie Lineberry)

Attachments:

[1. RFCCA MID No. 107: Saguaro Units 3 and 4](#)

[2. RES MID No. 107: Saguaro Units No. 3 and 4](#)

[3. EXHIBITS A & B MID No. 107: Saguaro Units No. 3 and 4](#)

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.

There are no ordinances scheduled for adoption at this time.

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. [O2019-016](#)**Correct Scrivener's Error on Ordinance No.: O2019-010**

Authorize the correction of scrivener's errors for zoning districts and area in Ordinance No. O2019-010 for property located at 2920 S. Kish Avenue. (Community Development/Community Planning)(Laurie Lineberry)

Attachments:[1. RFCCA Correct Scrivener's Error: O2019-010](#)[2. ORD Correct Scrivener's Error: O2019-010](#)2. [O2019-017](#)**Amend Yuma City Code: Title 19, Chapter 193, Section 71
Delinquent Payments**

Amend the Yuma City Code Title 19, Chapter 193, Section 71 entitled Delinquent Payments, to increase the current rate of collection fee from 15% to 20% in order to cover the associated costs with the City's delinquent inactive water customer accounts that are being placed with a collection agency. (Finance/Customer Services) (Teresa Laurent)

Attachments:[1. RFCCA Amend Yuma City Code: Delinquent Payments](#)[2. ORD Amend Yuma City Code: Delinquent Payments](#)3. [O2019-018](#)**Rezoning of Property: Southeast corner of S. Araby Road and E.
32nd Street**

Rezone a 4.87 acre parcel from the General Commercial (B-2) District to the Low Density Residential (R-1-6) District, for the property located at the southeast corner of S. Araby Road and E. 32nd Street, Yuma, AZ (ZONE-24682-2019)(Community Development/Community Planning)(Laurie Lineberry)

Attachments:[1. RFCCA Rezoning of Property: SE Corner of S. Araby Road and E. 32nd St.](#)[2. P&Z RPT Rezoning of Property: SE Corner of S Araby Road and E. 32nd St.](#)[3. ORD Rezoning of Property: SE Corner of S. Araby Road and E. 32nd St.](#)

V. PUBLIC HEARING AND RELATED ITEMS

1. [MC 2019-071](#) **Annexation Area No. ANEX-24913-2019: Riedel Construction Company**

This is a public hearing to consider the annexation of property located east of the southeast corner of Avenue 8½E and 40th Street. (ANEX-24913-2019). (Community Development/Community Planning) (Laurie Lineberry)

Attachments:

1. [RFCCA PH ANEX-24913-2019 Riedel.docx](#)
2. [Map ANEX-24913-2019.pdf](#)
3. [Research ANEX-24913-2019.docx](#)
4. [Petition ANEX-24913-2019.docx](#)

The introduction of Ordinance O2019-019 may be considered by City Council during this Public Hearing.

2. [O2019-019](#) **Adoption of North Service Area Development Fees**

Conduct a public hearing on the proposed North Service Area Development Fees and introduction of an ordinance to adopt updated and revised North Service Area Development Fees. (Engineering) (Jeff Kramer)

Attachments:

1. [RFCCA Adoption of North Service Area Development Fees](#)
2. [ORD Adoption of North Service Area Development Fees](#)

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:
 - *Residential Advisory Board: One appointment*
 - *Housing Authority of the City of Yuma: One appointment*
 - *Housing Authority of the City of Yuma: Appointment of Chair and Vice Chair*

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 March 21, 2019 through April 3, 2019. 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 three potential legal matters. (A.R.S. 38-431.03 A3 & A4)

REVISED

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.