

**MINUTES**  
**REGULAR CITY COUNCIL MEETING**  
CITY COUNCIL OF THE CITY OF YUMA, ARIZONA  
CITY COUNCIL CHAMBERS, YUMA CITY HALL  
ONE CITY PLAZA, YUMA, ARIZONA  
**MAY 17, 2017**  
**5:30 p.m.**

**CALL TO ORDER**

**Mayor Nicholls** called the City Council meeting to order at 5:32 p.m.

**INVOCATION/PLEDGE**

**Pastor Sam Norris**, Stone Ridge Church, gave the invocation. **Naomi Leeman**, Senior Planner, led the City Council in the Pledge of Allegiance.

**ROLL CALL**

Councilmembers Present:	Shelton, Wright, Thomas, Craft, Deputy Mayor Knight
Councilmembers Absent:	Miller, and Mayor Nicholls
Staffmembers Present:	Deputy City Administrator, Ricky Rinehart CIP Administrator, Czarina Gallegos Director of Finance, Pat Wicks Utilities Director, Jay Simonton Various Department Heads or their representative City Attorney, Richard W. Files City Clerk, Lynda L. Bushong

**FINAL CALL**

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

**PRESENTATIONS** – There were no presentations scheduled at this time.

**I. MOTION CONSENT AGENDA**

**Motion** (Thomas/Craft): To approve the Motion Consent Agenda as recommended. Voice vote: **approved** 5-0.

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

City Council Worksession	February 14, 2017
Council Citizen's Forum	April 4, 2017
Regular City Council Meeting	December 21, 2016

**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). (Atty)
2. Approve a Series #12 Restaurant Liquor License Application submitted by Yuejuan Lam, agent for Asian Gourmet located at 2560 W. 16<sup>th</sup> Street (LL 17-03) (Admin/Clerk)
3. Authorize staff to execute a one-year periods, one period at a time, depending on the appropriation of funds and satisfactory performance, with the following contractors: DPE Construction, Inc., Yuma Arizona; Cemex Construction Materials South, LLC., Yuma Arizona; NEI, Yuma, Arizona (Utilities/Eng - #2017-20000068)
4. Authorize the City Administrator to execute an agreement with Utility Service partners Private Label, Inc. d/b/a Service Line Warranties of America (Company) to use the City of Yuma's name and logo in the Company's marketing materials, which will advertise the Company's external sewer line, water line, and in-home plumbing warranties to residential property owners within the City's jurisdiction. (Admin)

**II. RESOLUTION CONSENT AGENDA**

R2017-006 Capital Improvement Program Fiscal Years 2018 through 2022 – Adopt the Capital Improvement Program for Fiscal Years 2018-2022 pursuant to Yuma City Charter, Article XIII, Section 11. (Admin)

**Motion** (Shelton/Craft): To amend the Avenue 10E Improvement Project within Resolution R2017-006, the Capital Improvement Fiscal Year 2018-2022 by replacing the words “property owner” with the word “developers” in the description noted on page 51. Voice vote: **approved 5-0.**

**Wright** thanked **Gallegos** for putting the Capital Improvement Program Budget for Fiscal Years 2018-2022 together and stated it was clear and well organized. He asked if the years beyond 2018 are conceptual ideas that can still be changed as the City sees fit in the future. **Gallegos** stated that is correct. **Wright** suggested that the City look into implementing softball at Desert Sun Stadium as an addition to the Pacific Avenue Athletic Complex (PAAC) within the CIP in the future. **Gallegos** thanked Councilmember Wright for his suggestion.

**Motion** (Craft/Thomas) to adopt the Resolution Consent Agenda as amended.

At the request of Deputy Mayor Knight, **Bushong** displayed the following titles:

**Resolution R2017-006**

**A resolution of the City Council of the City of Yuma, Arizona, adopting the Capital Improvement Program Fiscal Years 2018 through 2022** (Pursuant to Yuma City Charter, Article XIII, Section 11) (Admin)

**Resolution R2017-009**

**A resolution of the City Council of the City of Yuma, Arizona, approving a number of documents and instruments describing the terms and conditions for the transfer of funds to the Housing Authority of the City of Yuma, and the conversion of City of Yuma Public Housing to the Rental Assistance Demonstration Program** (Approve a transfer agreement with HACY to convert 235 City-owned public housing units to the United States Department of Housing and Urban Development) (Atty)

Roll Call Vote: **approved** 5-0.

**III. ADOPTION OF ORDINANCES CONSENT AGENDA**

O2017-017 Adopt the 2017-2018 Primary Property Tax levy and Mall Maintenance District Property Tax Levy – Adopt the 2017-2018 Primary Property Tax Levy and Mall Maintenance District Property Tax Levy. (Fin/Admin)

Regarding the levy rate, **Thomas** asked what the overall levy would be for next year's budget cycle. **Wicks** stated that the overall levy for next year would be \$12,381,000.00 **Thomas** inquired if that amount would be sufficient to fit the City's needs. **Wicks** responded saying that staff recommended the full amount of the allowable levy for the year and City Council's decision thus far was to to bring it back to the truth and taxation rate. The difference between the two is that the allowable levy and the truth and taxation levy is roughly \$240,000.00 **Thomas** stated that his concern with next year's budget is that the City may not have enough to sustain itself in the event of a natural disaster. **Wicks** said the budget that has been adopted meets with the City's goal of 20% fund balance remaining at the end of the next fiscal year. **Thomas** thanked Wicks for the information.

**Motion** (Thomas/Craft) to adopt the Ordinances Consent Agenda as recommended.

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

**Ordinance O2017-015**

**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 Limited Commercial (B-1) District and amending the zoning map to conform with the rezoning** (Rezone of property located at 2500 W. 8<sup>th</sup> Street) (DCD)

**Ordinance O2017-016**

**An ordinance of the City Council of the City of Yuma, Arizona, amending Chapter 154 of the Yuma City Code, as amended, relating to zoning regulations, providing for changes to the Zoning Code to reduce the number of required parking spaces for certain uses; provide permitted parking reductions; and to clarify language prohibiting parking of boats, campers, travel trailers, and motorhomes within the front yard setback of any residential or services district** (Amend off-street parking & loading regulations) (DCD)

**Ordinance O2017-017**

**An ordinance of the City Council of the City of Yuma, Arizona, fixing, levying, and assessing primary property taxes upon property within the City of Yuma subject to taxation, each in a certain sum upon each one hundred dollars of valuation, sufficient to raise the amount estimated to be required in the annual budget for the fiscal year 2017-2018 less the amounts estimated to be received from other sources of revenue and the unencumbered balances from the previous fiscal year, providing a General Fund; and fixing, levying, and assessing upon property within the boundaries of the Main Street Mall and Offstreet Parking Maintenance District No. 1 subject to taxation, each in a certain sum upon each one hundred dollars of valuation, sufficient to raise the amount estimated to be required for the operation, maintenance, repair and improvement of the facilities of said District, all for the fiscal year beginning July 1, 2017, and ending June 30, 2018** (Adopt the 2017-2018 Primary Property Tax Levy and Mall Maintenance District Property Tax Levy) (Finance)

Roll call vote: **adopted** 5-0.

**IV. INTRODUCTION OF ORDINANCES**

Real Property Purchase: 292 W. 13<sup>th</sup> Street and 1258 S. 2<sup>nd</sup> Avenue – Authorize the acquisition of approximately 128,910 square feet of vacant land located at 292 W. 13<sup>th</sup> Street and 1268 S. 2<sup>nd</sup> Avenue, a former Arizona Department of Transportation site, for future construction of Capital Improvement Program Project No. 0038-Water, Utility Systems Division Relocation. (Admin)

**Wright** asked how many square feet would be needed to accommodate the displaced employees due to the change in buildings. **Simonton** responded that he is not certain of that number as of yet. However, currently, there are 50 people in a 9,000 square foot building that is being shared with the City Prosecutor's Office. If this property is purchased and the City moves forward with the relocation, there would be a relocation of 50 people in addition to 15 or 16 Utility Department employees as well as the parts warehouse that is currently at Public Works. **Wright** asked if the 50 employees could be accommodated into the new Fleet Services building instead of purchasing additional property. **Simonton** responded that the Fleet Services Facility will be taking up a large portion of space; not only the employees, but also all of the equipment stored outside the trucks, camera vans and line trucks. Therefore, there is not enough space to accommodate all of that and have a functional fleet facility.

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

**Ordinance O2017-018**

**An ordinance of the City Council of the City of Yuma, Arizona, authorizing and directing that fee title to certain right-of-way, hereafter described, be acquired by the City of Yuma, by gift for the reason that such property is required to improve future public roadway expansion and other public purposes as may be related thereto** (Acquisition of right-of-way along Avenue D between Francis Street and 8<sup>th</sup> Street) (Utilities)

**Ordinance O2017-019**

**An ordinance of the City Council of the City of Yuma, Arizona, authorizing and directing that certain real property, hereafter described, be acquired by the City of Yuma, by gift or purchase, in order to allow the necessary relocation and construction of a utilities facility** (Acquisition of property located at 292 W. 13<sup>th</sup> Street and 1258 South 2<sup>nd</sup> Avenue to construct a new facility for the Utilities department) (Admin)

**Ordinance O2017-020**

**An ordinance of the City Council of the City of Yuma, Arizona, authorizing the purchase of certain real property, hereafter described, in order to allow the necessary construction of a retention basin** (Acquisition of property located at 150 West 28<sup>th</sup> Street to construct a retention basin) (Admin)

V. **PUBLIC HEARINGS** – There were no Public Hearing items scheduled at this time.

**FINAL CALL**

**Deputy Mayor Knight** made a final call on 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**

**Motion** (Craft/Thomas ): To appoint Preeti Chandra to the Community Tree Board with a term expiration of December 31, 2021 Voice vote: **approved** 5-0.

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

**Knight** requested a presentation from Parks and Recreation concerning the use of the soccer multipurpose field at Ray Croc Complex along with the revenue impact of One Goal LLC cancelling their soccer season be placed on a future agenda.

**Motion** (Wright) to place the City Administrator's contract for City Council vote on the next scheduled meeting. **Motion failed** for lack of a second.

**Shelton** requested the following items from the main budget be placed on a future agenda for discussion:

- The NexGen 911 Service in which police not only receive phone calls, but can also text and video
- The rate increase that has been requested from the Fire Department for the Department of Health Services for ambulance service
- Ground Maintenance Crews that would work at the PAAC and the pros and cons of new hires versus outsourcing

**Deputy Mayor Knight** asked Councilmember Shelton to provide a list to the Mayor.

## VII. SUMMARY OF CURRENT EVENTS

**Deputy City Administrator Rinehart** reported the following events:

- May 20<sup>th</sup>: National Kids to Parks Day at West Wetlands Park
- May 22<sup>nd</sup> : EMS Employee Recognition Ceremony at Fire Station No. 1
- May 22<sup>nd</sup> - May 26<sup>th</sup> : National Public Works Week
- May 19<sup>th</sup> - May 21<sup>st</sup> : 46<sup>th</sup> Annual Big Ball Tournament

## VIII. CALL TO THE PUBLIC

**Judy Phillips**, 581 7<sup>th</sup> Avenue, Chair of the Public Art Committee, announced a project that will raise funds for public art to be added to the new Pacific Avenue Athletic Complex (PAAC). The project involves taking re-purposed bats to local artists who will then be reconfigured into pieces of art or sculptures. The Public Art Committee will have a silent auction at the National Softball Tournament opening event at the PAAC. She also stated she is hoping that the \$200.00 which is for painting the City logo on the water tanks can be re-directed to re-touch the art that is already there.

## IX. EXECUTIVE SESSION/ADJOURNMENT

There being no further business, **Deputy Mayor Knight** adjourned the meeting at 6:23 p.m. No Executive Session was held.

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Lynda L. Bushong, City Clerk

APPROVED:

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Douglas J. Nicholls, Mayor