



# City of Yuma City Council Meeting Agenda

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Wednesday, October 2, 2024

5:30 PM

Yuma City Hall Council Chambers  
One City Plaza, Yuma

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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.

**Those wishing to speak on an agenda item or during Call to the Public must complete a Speaker Request Form prior to the start of the meeting. Speaker Request Forms can be found on the City's website, in the Clerk's Office, as well as in the Council Chambers.**

**"Call to the Public" comments are limited to non-agenda items that pertain to City business under the authority and legislative functions of the City Council. The total time for "Call to the Public" is limited to 30 minutes.**

**Speaker Request Forms should be submitted to City clerk staff prior to the start of each meeting. All speakers, whether speaking on an agenda item or during "Call to the Public" are provided 3 minutes, with no more than 5 speakers permitted per topic/issue.**

City Council Worksessions and Regular City Council Meetings can be viewed through the following platforms:

- Cable – Meetings are broadcast live on Spectrum Cable Channel 73.
- Live Stream – Residents can watch meetings on their computer or mobile device at [www.yumaaz.gov/telvue](http://www.yumaaz.gov/telvue). Previous Council meetings are also available on-demand.
- Virtual – Residents can watch meetings via Teams on their computer or mobile device at [www.yumaaz.gov/publicmeetings](http://www.yumaaz.gov/publicmeetings). Click on "Calendar" then select the City meeting and click "Join".

## **CALL TO ORDER**

## **INVOCATION**

## **PLEDGE OF ALLEGIANCE**

## **FINAL CALL**

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

## ROLL CALL

## PRESENTATIONS

- *Reading of Proclamation: Domestic Violence Awareness Month*
- *Downtown Yuma Merchants Association Update*
- *Planning Department Update*

## 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):

1. [TMP-3718](#)                      **Regular Council Meeting Draft Minutes August 21, 2024**  
Attachments:                      [2024 08 21 RCM Minutes](#)
2. [TMP-3751](#)                      **Regular Council Meeting Draft Minutes September 4, 2024**  
Attachments:                      [2024 09 04 RCM Minutes](#)

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 2024-143](#)                      **Bid Award: Fertilizer and Chemicals for Grounds Maintenance**  
Award to the lowest responsive and responsible bidders, a one-year contract for Fertilizers and Chemicals for Grounds Maintenance, with the option to renew for four additional one-year periods, depending on appropriation of funds and satisfactory performance at an estimated annual expenditure of \$150,000.00 to: Heritage Landscape Supply Group, Inc., McKinney, Texas, SiteOne Landscape Supply, Cleveland, Ohio, and Wilbur Ellis Co. LLC, Tempe, Arizona. (Parks & Recreation-RFB-25-050) (Eric Urfer/Robin R. Wilson)

2. [MC 2024-144](#) **Bid Award: Brass Fittings and Miscellaneous Items**  
Authorize an award to purchase brass fittings and miscellaneous supportive items for an estimated annual expenditure of \$68,000 to Yuma Winnelson, Yuma, AZ (Utilities RFB-25-018) (Jeremy McCall/Robin R. Wilson)
3. [MC 2024-145](#) **Bid Rejection: Avenue 3E and 32nd Street Median Landscape**  
Pursuant to Yuma City Code § 36-36, reject all bids received for the Avenue 3E and 32nd Street Median Landscape project due to the bid exceeding the allocated amount for the project.  
(Engineering RFB-24-265) (Dave Wostenberg/Robin R. Wilson)
4. [MC 2024-146](#) **Rental/Lease Contract: Kaiser (Aquastar) Sewer Recycler Truck**  
Authorize a 6-month rental/lease contract for a specialized recycling sewer cleaning truck with a budgeted expenditure of \$126,000.00 to Kaiser Premier, Ft Morgan, CO. (Utilities CA-25-115) (Jeremy McCall/Robin R. Wilson)
5. [MC 2024-147](#) **Rejection of Request for Qualifications: Job Order Contracting (JOC) for Utility Infrastructure Services**  
Pursuant to Yuma City Code §36-36, staff recommends rejection of the responses received for the JOC for Utility Infrastructure Services. (Engineering-RFQ-24-291) (David Wostenberg/Jeremy McCall/ Robin R. Wilson)
6. [MC 2024-148](#) **Ratification of Purchase Order: Las Casitas Storm Sewer and Roadway Emergency Repair**  
Ratify and approve a Purchase Order issued to Gutierrez Canales Engineering, P.C., Yuma, Arizona in the amount of \$1,278,785.91 for the emergency repair of a damaged section of the storm sewer system and failing roadway on 28th Drive in the Las Casitas subdivision. (Engineering/Utilities EM-24-194) (David Wostenberg/ Joel Olea/Robin R. Wilson)  
  
**Attachments:** [1. Timeline Las Casitas repairs](#)
7. [MC 2024-149](#) **Sole Source: Advanced Traffic Management System**  
Authorize the purchase of an Advanced Traffic Management System (ATMS) web-based software and communication equipment (System) from Econolite, Anaheim, California, for an initial expenditure of \$321,942 and an annual expenditure of \$35,820 for years two through five. (Engineering-SS-25-117) (David Wostenberg/Robin R. Wilson)

8. [MC 2024-150](#) **Cooperative Purchase Agreement: Intelligent Transportation System/Traffic Signal Equipment**  
Authorize the Purchase and Delivery of traffic signal equipment needed for a functioning Intelligent Transportation System on four roadway corridors: 16th Street Corridor (from Pacific Ave to Avenue C), 4th Ave Corridor (from 1st Street to 32nd Street), Avenue B Corridor (from 8th Street to 32nd Street), and 24th Street Corridor (from Arizona Avenue to Avenue B) to Econolite - Anaheim, California utilizing Maricopa County Contract (200125-C) for an expenditure of \$501,670.64 (Engineering) (Dave Wostenberg)
- Attachments:** [1. QUOTE-Transportation Management Center-Traffic Signal Equipment](#)
9. [MC 2024-151](#) **Final Plat: Saguaro Unit No. 6 Subdivision**  
Approve the final plat for the Saguaro Unit No. 6 Subdivision, located at the southeast corner of Avenue 7E and 44th Street. (SUBD-43168-2024) (Community Planning) (Alyssa Linville)
- Attachments:** [1. P&Z RPT Final Plat Saguaro Unit. No 6](#)  
[2. PLAT Final Plat: Saguaro Unit No. 6](#)
10. [MC 2024-152](#) **Authorize Settlement: Aguilera Notice of Claim**  
Authorize settlement of the Aguilera Notice of Claim. (City Attorney) (Richard Files)

## 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 may be taken separately.*

1. [R2024-051](#) **Intergovernmental Agreement: City of San Luis, Arizona**  
Authorize the City Administrator to enter into an intergovernmental agreement with the City of San Luis for the indefinite use of specialized border fencing emergency access and rescue equipment. (Yuma Fire Department) (Dustin Fields)
- Attachments:** [1. RES IGA Border Fencing Equipment](#)  
[2. AGMT IGA Border Fencing Equipment](#)

2. [R2024-052](#) **Ratification of Intergovernmental Agreement: Crane School District - School Resource Officer**
- Ratify execution of a three-year Intergovernmental Agreement (IGA) with the Crane School District for School Resource Officer (SRO) services that require the SROs to be present on District school campuses which could include at District events before and after school hours. The district approves funding under section 9 of the agreement. (Police/Patrol) (T. Garrity)

**Attachments:**

1. [RES IGA: Crane School District SRO](#)
2. [AGMT IGA: Crane School District SRO](#)

3. [R2024-053](#) **Resolution: Amend City of Yuma American Rescue Plan Act Project List**
- Adopt a Resolution authorizing project budget amendments to obligate and expend the City's Coronavirus State and Local Fiscal Recovery Funds allocation of \$23,071,661 before the grant expires. (Administration) (Jay Simonton/Douglas Allen)

**Attachments:**

1. [RES Amend ARPA Project List](#)
2. [SUPP DOC Amend ARPA Project List](#)

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

1. [O2024-029](#) **Rezoning of Property: 2050 S. 10th Avenue**
- Rezone approximately .17 acres located at 2050 S. 10th Avenue from the Low Density Residential (R-1-6) District to the Medium Density Residential (R-2) District (ZONE-42650-2024) (Planning and Neighborhood Services / Community Planning) (Alyssa Linville)

**Attachments:**

1. [P&Z RPT Rezoning of Property: 2050 S. 10th Ave](#)
2. [ORD Rezoning of Property: 2050 S. 10th Ave](#)

2. [O2024-030](#) **Declare Real Property Surplus and Authorize Sale: 2495 South Sierra Vista Avenue**

Declare vacant City of Yuma owned real property surplus and authorize the sale of the surplus property located at 2495 South Sierra Vista Avenue. (City Attorney) (Richard W. Files)

**Attachments:**

[1. MAP Declare Surplus and Authorize Sale](#)

[2. ORD Declare Surplus and Authorize Sale](#)

3. [O2024-031](#) **Rezoning of Property: 1651 S. Arizona Avenue**

Approve the rezoning of an approximately 19,166 square foot lot from the Limited Commercial (B-1) District to the General Commercial (B-2) District, located at 1651 S. Arizona Avenue. (ZONE-42890-2024)(Planning and Neighborhood Services/Community Planning) (Alyssa Linville)

**Attachments:**

[1. P&Z RPT Rezoning of Property: 1651 S. Arizona Ave](#)

[2. ORD Rezoning of Property: 1651 S. Arizona Ave](#)

4. [O2024-032](#) **Amendment: Ordinance O2022-032**

Pursuant to A.R.S. § 9-462.01, conduct a public hearing to determine compliance with the conditions of approval for Rezoning Ordinance O2022-032, and introduce an ordinance to amend O2022-032 to extend the time to comply with the rezoning conditions. (Planning and Neighborhood Services/Community Planning) (Alyssa Linville)

**Attachments:**

[1. MAP Amend O2022-032 NWC Avenue 10E and 37th Street Alignment](#)

[2. ORD Amend O2022-032 NWC Avenue 10E and 37th Street Alignment](#)

#### 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. [O2024-033](#)**Rezoning of Property: 733 S. Clifford Way**

Approve the rezoning of three parcels, totaling approximately 48,207 square foot in size, from the Manufactured Housing Subdivision (MHS) District to the Medium Density Residential (R-2) District, located at 733 S. Clifford Way, Yuma, AZ. (ZONE-42944-2024)(Planning and Neighborhood Services/Community Planning) (Alyssa Linville)

**Attachments:**

1. [P&Z RPT Rezone of Property: 733 S. Clifford Way](#)
2. [ORD Rezone of Property: 733 S. Clifford Way](#)

2. [O2024-034](#)**Text Amendment: Outdoor Lighting Standards**

Amend Title 15, Chapter 154, to update development standards for outdoor lighting. (Planning and Neighborhood Services/Community Planning) (Alyssa Linville)

**Attachments:**

1. [P&Z RPT Text Amendment: Outdoor Lighting](#)
2. [ORD Text Amendment: Outdoor Lighting](#)

**V. ANNOUNCEMENTS AND SCHEDULING**

*Discussion and possible action on the following items:*

## 1. 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 September 19, 2024 through October 2, 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

*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

*Members of the public may address the City Council on matters within City Council's authority and jurisdiction that are not listed on the agenda during the "Call to the Public" segment of the meeting. All speakers must complete a Speaker Request Form and submit it to City Clerk staff no later than the "Final Call for Speaker Request Forms" is made at the beginning of each meeting.*

## VIII. 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 a contract matter. (A.R.S. 38-431.03 A3, A4 & A7)
  
- B. Discussion, consultation with and/or instruction to legal counsel regarding the following legal matters (ARS 38-431.03 A3, A4 and A7):
  - 1) BJA v. COY
  - 2) Mohave County, et al. v. BOR, et al.
  - 3) Quinn v. Yuma County, et al.
  - 4) Jaramillo, et al. v. COY
  - 5) Tortora v. COY
  - 6) Candela v. COY
  - 7) Blankenship v. Allo, et al.
  - 8) Castillo v. Yuma County, et al
  - 9) Claims

## 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.