



City of Yuma City Council Meeting Agenda

Wednesday, September 16, 2015

5:30 PM

Yuma City Hall Council Chambers

Notice is hereby given, pursuant to Resolution R2008-55 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

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 2015-174](#) **Regular Worksession Draft Minutes March 17, 2015**
Attachments: [2015_03_17_RWS_minutes](#)
2. [MC 2015-175](#) **Regular City Council Worksession Draft Minutes March 31, 2015**
Attachments: [1. 2015_03_31_RWS_minutes](#)
3. [MC 2015-176](#) **Regular City Council Worksession Draft Minutes April 14, 2015**
Attachments: [1. 2015_04_14_RWS_minutes](#)

4. [MC 2015-177](#) **City Council Citizen's Forum Draft Minutes June 30, 2015**

Attachments: [1. 2015_06_30_CF_minutes](#)

5. [MC 2015-178](#) **City Council Citizen's Forum Draft Minutes July 14, 2015**

Attachments: [1. 2015_07_14_CF_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 2015-166](#) **Liquor License: Dog Haus**

Approve a New (Series #12) Restaurant, Liquor License application, submitted by Jeron Boemer, agent for Dog Haus, located at 1651 S. 4th Avenue, B1, Yuma, Arizona. (LL15-14) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Liquor License: Dog Haus](#)

3. [MC 2015-167](#) **Liquor License: Western Club**

Approve a New (Series #6) Bar, Liquor License application, submitted by Veatriz Quintana, agent for Western Club, located at 2545 W. 16th Street, Yuma, Arizona. (LL15-15) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Liquor License: Western Club](#)

4. [MC 2015-168](#)**Special Event Liquor License: Yuma Visitors Bureau - Rio de Cerveza Brew Fest**

Approve a Special Event Liquor License application submitted by Clyde Robert Nidiffer, on behalf of the Yuma Visitors Bureau, for the Rio de Cerveza Brew Fest scheduled for Saturday, October 24, 2015 from 4:00 p.m. to 9:00 p.m. The event will be held at Desert Sun Stadium, located at 1280 W. Desert Sun Drive. (SP15-45) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments:

[1. RFCCA Yuma Visitors Bureau - Rio de Cerveza Brew Fest](#)

5. [MC 2015-169](#)**Special Event Liquor License: Saint Francis of Assisi Roman Catholic Parish - St. Francis Gala Dinner**

Approve a Special Event Liquor License application submitted by Arturo I. Sanches, on behalf of the Saint Francis of Assisi Roman Catholic Parish, for the St. Francis Gala Dinner scheduled for Saturday, October 3, 2015 from 3:00 p.m. to 12:00 a.m. The event will be held at St. Francis of Assisi Parish hall, located at 1815 South 8th Avenue. (SP15-46) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments:

[1. RFCCA Spc Event St Francis Gala](#)

6. [MC 2015-170](#)**Off-Track Betting License: American Greyhound Racing, Inc. at The Mine Shaft**

Approve a request submitted by Daniel A. Luciano, President of American Greyhound Racing, Inc., for an Off-Track Betting License at The Mine Shaft, located at 3905 S. 4th Avenue, with a term to expire December 31, 2017 including an automatic one year renewal. The owners of The Mine Shaft have expressed their support for the Off-Track Betting operation. (OTB15-02) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments:

[1. RFCCA Off Track Betting: American Greyhound Racing at the Mine Shaft](#)

7. [MC 2015-171](#)**Cooperative Purchase Agreement: Automated Side Loader Solid Waste Collection Truck**

Authorize the purchase of two (2) Automated Side Loader, Peterbilt/McNeilus collection truck, by utilizing the cooperative purchase agreement between the City of Mesa and the City of Yuma, at a total cost of \$584,898.12 to: Rush Truck Centers, Yuma, Arizona (Public Works - Bid #2016-200000006) (Joel Olea)

Attachments:

[RFCCA: Automated Side Loader Solid Waste Collection Truck](#)

8. [MC 2015-172](#) **Sole Source Contract: ESRI Small Government Term Enterprise License Agreement**

Authorize the City Administrator to enter into a one-year contract for Small Government Term Enterprise License Agreement with the option to renew two additional one-year periods, depending on the appropriation of funds for an estimated annual cost of \$55,000.00 to: Environmental Systems Research Institute, Inc. (ESRI), Redlands, California. (Information Technology Services - Bid #2016-20000055) (Jim Hamersley)

Attachments: [RFCCA ESRI License Agreement](#)

9. [MC 2015-165](#) **Intergovernmental Agreement: Field Trainer**

Authorize the City Administrator to execute an Intergovernmental Agreement with the Superior Court in Yuma County to allow the Municipal Court to participate in the Field Trainer Program. (Municipal Court) (Angela Graddy)

Attachments: [1. RFCCA Field Trainer IGA With County 2015](#)
[2. IGA Field Trainer IGA with County 2015](#)

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.

III. ADOPTION OF ORDINANCES CONSENT AGENDA

1. [O2015-052](#) **Vacate Surplus Right-Of-Way to the Abutting Property Owner: Starchord Arizona L.L.C.**

Declare certain right-of-way at 12th Street and Avenue C surplus and authorize vacating of the surplus right-of-way to the abutting property owner pursuant to Arizona Revised Statutes § 28-7205(2). (Engineering) (Josh Scott)

Attachments: [1. RFCCA Surplus Property 12th Street Starchord](#)
[2. MAP Surplus Property 12th Street Starchord](#)
[3. ORD Surplus Property 12th Street Starchord](#)
[4. EXH A Surplus Property 12th Street Starchord](#)

2. [O2015-053](#) **Annexation Area No. ANEX-9521-2015: Hardknocks-Watkinson**

Authorize annexation of property generally located at the southwest corner of the South Gila Canal and Avenue 8E (ANEX-9521-2015). (Community Development/Community Planning)(Laurie Lineberry)

Attachments:

- [1. RFCCA ANEX-9521-2015 Hardknocks Introduction.doc](#)
- [3. PETITION ANEX-9521-2011 Hardknocks-Watkinson](#)
- [2. ORD ANEX-9521-2015 Hardknocks](#)
- [4. MAP ANEX-9521-2015 Hardknocks-Watkinson](#)

3. [O2015-054](#) **Grant of Easement: Yuma County Water Users' Association**

Authorize Staff to execute an easement to the Yuma County Water Users' Association (Association) for Martin Lateral in Avenue C right-of-way. (Engineering) (Josh Scott)

Attachments:

- [1. RFCCA YCWUA Martin Lateral Easement](#)
- [2. MAP YCWUA Martin Lateral Easement](#)
- [3. ORD YCWUA Martin Lateral Easement](#)
- [4. AGR YCWUA Martin Lateral Easement](#)

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.

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. [O2015-055](#) **Acceptance of Easement**

Accept dedication of easement from Shaw Diversified Services, Inc. ("Shaw") for a public water line and appurtenances, across property owned by Shaw, located west of Joe Henry Park (Colorado St. & Ave. B alignments). (Engineering) (Joshua Scott)

Attachments:

- [1. RFCCA Shaw Industries Waterline Easement.doc](#)
- [2. MAP Shaw Industries Waterline Easement](#)
- [3. ORD Shaw Waterline Easement Ordinance](#)

V. PUBLIC HEARING AND RELATED ITEMS

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:

There are no appointments scheduled at this time.

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 9/3/2015 through 9/16/2015. 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 the ParkWest Subdivision Assurances for Completion of Infrastructure. (ARS 38-431.03 A3 and A4)

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.