



City of Yuma City Council Meeting Agenda

Wednesday, May 17, 2017

5:30 PM

Yuma City Hall Council Chambers
One City Plaza, Yuma

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

There are no presentations scheduled at this time.

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 2017-102](#) **Regular Council Worksession Draft Minutes February 14, 2017**
 Attachments: [2017 02 14 RWS Minutes.docx](#)
2. [MC 2017-103](#) **Council Citizen's Forum Draft Minutes April 4, 2017**
 Attachments: [2017 04 04 CCF Minutes.docx](#)

3. [MC 2017-104](#) **Regular Council Meeting Draft Minutes December 21, 2016**

Attachments: [2016 12 21 RCM Minutes.docx](#)

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 2017-100](#) **Liquor License: Asian Gourmet**

Approve a Series #12 Restaurant Liquor License Application submitted by Yuejuan Lam, agent for Asian Gourmet located at 2560 W. 16th Street (LL17-03) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Liquor License: Asian Gourmet](#)

3. [MC 2017-101](#) **Request for Qualifications Job Order Contract - Municipal Utility and Roadway Infrastructure Refurbishment and Replacement**

Authorize the City Administrator to execute a one-year contract with the option to renew for four additional 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 / Engineering - #2017-20000068) (Jay Simonton / Robin R. Wilson)

Attachments: [1. RFCCA RFQ/JOC - Municipal Utility and Roadway Infrastructure](#)
[2. SPRDSHEET RFQ/JOC - Municipal Utility & Roadway Infrastructure](#)

4. [MC 2017-094](#) **Marketing Agreement: Utility Service Partners Private Label, Inc. d/b/a Service Line Warranties of America**

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. (City Administration) (Ricky Rinehart)

Attachments: [1. RFCCA Marketing Agmt.: USP Private Label, Inc.](#)
[2. AGMT. Marketing Agmt.: USP Private Label, Inc.](#)

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. [R2017-006](#) **Capital Improvement Program Fiscal Years 2018 through 2022**

Adopt the Capital Improvement Program for Fiscal Years 2018 through 2022 pursuant to Yuma City Charter, Article XIII, Section 11. (City Administration) (Czarina Gallegos)

Attachments: [1. RFCCA CIP FY 2018-2022](#)
[2. RES CIP FY 2018-2022](#)

2. [R2017-009](#)**Transfer Agreement, Promissory Note, Rental Assistance Demonstration Program**

Approve the terms for transfer of City funds to the Housing Authority of the City of Yuma (HACY) pursuant to a Transfer Agreement, promissory note, joint account agreement, guaranty, deed of trust, security agreement, and approve the execution of all documents necessary to convert 235 City-owned and HACY-managed public housing units to the United States Department of Housing and Urban Development (HUD) Rental Assistance Demonstration Program. (City Attorney) (Richard W. Files)

Attachments:

- [1. RFCCA Transfer Agmt., Promissory Note, RAD Program](#)
- [2. RES Transfer Agmt., Promissory Note, RAD Program](#)
- [3. EXH 1 Transfer Agmt., Promissory Note, RAD Program](#)
- [4. EXH 2 Transfer Agmt., Promissory Note, RAD Program](#)
- [5. EXH 3 Transfer Agmt., Promissory Note, RAD Program](#)
- [6. EXH 4 Transfer Agmt., Promissory Note, RAD Program](#)
- [7. EXH 5 Transfer Agmt., Promissory Note, RAD Program](#)
- [8. EXH 6 Transfer Agmt., Promissory Note, RAD Program](#)
- [9. EXH 7 Transfer Agmt., Promissory Note, RAD Program](#)
- [10. EXH 8 Transfer Agmt., Promissory Note, RAD Program](#)
- [11. EXH 9 Transfer Agmt., Promissory Note, RAD Program](#)

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.

1. [O2017-015](#)**Rezoning of Property: 2500 W. 8th Street**

Rezone approximately 17,000 square feet from the Agriculture (AG) District to the Limited Commercial (B-1) District. The property is located at the northwest corner of 8th Street and Avenue B. (ZONE-16867-2017). (Community Development/Community Planning) (Laurie Lineberry)

Attachments:

- [1. RFCCA Rezoning of Property: 2500 W. 8th Street](#)
- [2. P&Z RPT. Rezoning of Property: 2500 W. 8th Street](#)
- [3. ORD Rezoning of Property: 2500 W. 8th Street](#)

2. [O2017-016](#) **Zoning Code Text Amendment: Off-Street Parking & Loading Regulations**

Amend the City of Yuma Zoning Code, Title 15, Chapter 154, Article 16 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. (ZONE-16697-2017) (Community Development/Community Planning) (Laurie Lineberry)

Attachments:

- [1. RFCCA Text Amend ZONE-16697-2017 Off Street Parking & Loading Regul](#)
- [2. P&Z Rpt Text Amend ZONE-16697-2017 Off Street Parking & Loading Regul](#)
- [3. ORD Text Amend ZONE-16697-2017 Off Street Parking & Loading Regulatio](#)

3. [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.
(Finance/Administration) (Pat Wicks)

Attachments:

- [1. RFCCA Adoption of 2017-2018 Tax Levy](#)
- [2. ORD Adoption of 2017-2018 Tax Levy](#)

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. [O2017-018](#) **Right-of-Way Acquisition: Avenue D from Francis Street to 8th Street**

Authorize acquisition of the east half width right-of-way along Avenue D from Francis Street to 8th Street by gift.
(Engineering/Development Engineering) (Jay Simonton)

Attachments:

- [1. RFCCA ROW Acq: Ave D from Francis St. to 8th St.](#)
- [2. DEED ROW Acq: Ave D from Francis St. to 8th St.](#)
- [3. MAP ROW Acq: Ave D from Francis St. and 8th St.](#)
- [4. ORD ROW Acq: Ave D from Francis St. to 8th St.](#)

2. [O2017-019](#)**Real Property Purchase: 292 W. 13th Street and 1258 S. 2nd Avenue**

Authorize the acquisition of approximately 128,910 square feet of vacant land located at 292 W. 13th Street and 1258 S. 2nd Avenue, a former Arizona Department of Transportation site, for future construction of Capital Improvement Program Project No. 0038-Water, Utility Systems Division Relocation. (City Administration) (Ricky Rinehart)

Attachments:

- [1. RFCCA Real Property Purchase: Former ADOT Site](#)
- [2. MAP Real Property Purchase: Former ADOT Site](#)
- [3. ORD Real Property Purchase: Former ADOT Site](#)
- [4. EXH A Real Property Purchase: Form ADOT Site](#)

3. [O2017-020](#)**Real Property Purchase: A Portion of 150 West 28th Street**

Authorize the acquisition of approximately 38,128 square feet of vacant land located at 150 W. 28th Street for the purpose of constructing a retention basin as part of Capital Improvement Program Project No.0438-Storm1. (City Administration) (Ricky Rinehart)

Attachments:

- [1. RFCCA Real Property Purchase: 150 W. 28th Street](#)
- [2. MAP Real Property Purchase: 150 W. 28th Street](#)
- [3. ORD Real Property Purchase: 150 W. 28th Street](#)
- [4. Exh. A Real Property Purchase: 150 W. 28th Street](#)

V. PUBLIC HEARING AND RELATED ITEMS

There are no public hearings scheduled at this time.

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:

- *Community Tree Board: one appointment*

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 May 4, 2017 through May 17, 2017. 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. No Executive Session agenda items scheduled at this time.

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.