



City of Yuma City Council Meeting Agenda

Wednesday, January 17, 2018

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

- Award presentation related to the Utilities Department support of the University of Arizona's "Water Festival Program"
- Award presentation of the City's Bicycle Friendly Community Bronze Award from the League of American Bicyclists

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 2018-011](#) Regular Council Meeting Draft Minutes July 19, 2017

Attachments: [2017 07 19 RCM Minutes](#)

2. [MC 2018-012](#) **Special Council Meeting Draft Minutes December 14, 2017**

Attachments: [2017 12 14 SCM Minutes](#)

3. [MC 2018-013](#) **Council Citizen's Forum Draft Minutes December 19, 2017**

Attachments: [2017 12 19 CCF 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 2018-001](#) **Liquor License: Carnitas El Taste**

Approve a new Series #12 Restaurant Liquor License application submitted by Marina Jimenez-Barajas, agent for Carnitas El Taste located at 3250 S. 4th Avenue Suite D (LL18-01) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Liquor License: Carnitas El Taste](#)

3. [MC 2017-249](#) **Special Event Liquor License: Yuma Fresh Vegetable Association - Harvest Dinner**

Approve a Special Event Liquor License application submitted by Steve Alameda on behalf of the Yuma Fresh Vegetable Association for the Harvest Dinner. The event will take place at the Colorado River State Historic Park, 201 N. 4th Avenue, on Thursday, February 22, 2018, from 6:00 p.m. to 11:30 p.m. (SP18-03) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Special Event Liquor License: Yuma Fresh Vegetable Association](#)

4. [MC 2018-002](#) **Special Event Liquor License: Yuma County Historical Society - Redondo Days Dinner & Auction**

Approve a Special Event Liquor License application submitted by Yanna Kruse on behalf of the Yuma County Historical Society for the Redondo Days Dinner & Auction. The event will take place at the Sanguinetti House Museum, 240 S. Madison Avenue, on Saturday, February 3, 2018, from 3:00 p.m. to 12:00 a.m. (SP18-04) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Special Event Liquor License: Yuma County Historical Society](#)

5. [MC 2018-003](#) **Special Event Liquor License: City of Yuma Parks and Recreation Department - Boogie, Brews & Blues Festival**

Approve a Special Event Liquor License application submitted by Damon Chango on behalf of the City of Yuma Parks and Recreation Department for the Boogie, Brews & Blues Festival. The event will take place at Gateway Park located at the north end of Gila Street on Saturday, February 17, 2018, from 9:00 a.m. to 9:00 p.m. (SP18-09) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Special Event Liquor License: City of Yuma Parks and Recreation Department](#)

6. [MC 2018-010](#) **Temporary Extension of Premises: Fat Harvey's**

Approve a Temporary Extension of Premises/Patio Permit application submitted by Clifford Beesley, agent for Fat Harvey's located at 303 W. 26th Street, for a football playoff game barbeque on February 4, 2018, from 8:00 a.m. to 8:00 p.m. (EP18-01) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Temporary Extension of Premises: Fat Harvey's](#)

7. [MC 2018-004](#) **Bid Award: 3rd Avenue Improvements**

Award a contract for the construction of the 3rd Avenue Improvements in the amount of \$1,191,086.05 to the lowest responsive and responsible bidder: DPE Construction, Inc., Yuma, Arizona. (Engineering - Bid #2018-2000070) (Jeff Kramer)

Attachments: [1. RFCCA Bid Award: 3rd Avenue Improvements](#)
[2. SPRDSHEET Bid Award: 3rd Avenue Improvements](#)

8. [MC 2018-005](#) **Cooperative Purchase Agreement: Articulating Telescopic Aerial Truck**

Authorize the purchase of an Articulating Telescopic Aerial Truck utilizing a Cooperative Purchase Agreement through National Joint Powers Alliance (NJPA) for a total cost of \$162,701.00 to: Altec Industries, Phoenix, Arizona. (Bid #2018-20000111) (Public Works - Joel Olea / Finance - Robin R. Wilson)

Attachments: [1. RFCCA Articulating Telescopic Aerial Truck](#)

9. [MC 2018-006](#) **Cooperative Purchase Agreement: Premier Educational Purchasing Program (PEPPM)/Central Susquehanna Intermediate Unit (CSIU)**

Authorize the City Administrator to enter into a Cooperative Purchase Agreement with Premier Educational Purchasing Program (PEPPM)/Central Susquehanna Intermediate Unit (CSIU). (Information Technology Services/Purchasing) (Kathleen Fernandez/Robin R. Wilson)

Attachments: [1. RFCCA Coop Purchase Agr: PEPPM/CSIU](#)
[2. AGR Coop Purchase Agr: PEPPM/CSIU](#)

10. [MC 2018-007](#) **Final Plat: Alta Vista Estates Subdivision**

Approve the final plat of the Alta Vista Estates Subdivision. The property is located at 1900 S. 14th Avenue, Yuma, AZ. (Community Development/Community Planning) (Laurie Lineberry)

Attachments: [1. RFCCA Final Plat: Alta Vista Estates Subdivision](#)
[2. SUPP DOC Final Plat: Alta Vista Estates Subdivision](#)
[3. P&Z RPT Final Plat: Alta Vists Estates Subdivision](#)

11. [MC 2018-008](#) **Agreement: City Administrator**

Authorize an agreement and terms of employment with Gregory K. Wilkinson to serve as City Administrator for the City of Yuma. (Mayor and Council) (Douglas J. Nicholls)

Attachments: [1. RFCCA City Administrator's Contract](#)
[2. AGR City Administrator's Contract](#)

12. [MC 2018-009](#) Designation of Acting City Administrator

Designation of an Acting City Administrator during the absence or disability of the City Administrator, pursuant to the Yuma City Charter, Article VIII, Section 3. (City Administration) (Greg Wilkinson)

- Attachments:**
- [1. RFCCA - Designation of Acting City Administrator](#)
 - [2. LTR - Designation of Acting City Administrator](#)

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.

There are no resolutions scheduled for adoption at this time.

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. [O2018-001](#) Rezoning of Property: 632, 636, and 642 S. 4th Avenue

Rezone two parcels totaling approximately 0.32 acres from the General Commercial/Infill Overlay (B-2/IO) District to the Transitional/Infill Overlay (TR/IO) District. The property is located at 632, 636, and 642 S. 4th Avenue, Yuma, AZ (ZONE-19717-2017). (Community Development/Community Planning) (Laurie Lineberry)

- Attachments:**
- [1. RFCCA Rezoning of Property: 632, 636 and 642 S. 4th Ave](#)
 - [2. P&Z RPT Rezoning of Property: 632, 636 and 642 S. 4th Ave](#)
 - [3. ORD Rezoning of Property: 632, 636 and 642 S. 4th Ave](#)

2. [O2018-002](#) **Rezoning of Property: Northeast corner of 36th Street and Avenue 4 1/2 E**

Rezone approximately 20 acres from the Agriculture (AG) District to the Light Industrial (L-I) District. The property is located at the northeast corner of 36th Street and Avenue 4 1/2 E. (ZONE-19718-2017).

- Attachments:**
- [1. RFCCA Rezoning: 36th St. and Ave 4 1/2 E](#)
 - [2. P&Z Rezoning: 36th St and Ave 4 1/2 E](#)
 - [3. ORD Rezoning: 36th St and Ave 4 1/2 E](#)

3. [O2018-003](#) **Rezoning of Property: 36th Street and the B 3.7 Canal Lateral**

Rezone approximately 20 acres from the Agriculture (AG) District to the Light Industrial (L-I) District. The property is located along 36th Street and the B 3.7 Canal Lateral. (ZONE-19719-2017) (Community Development/Community Planning) (Laurie Lineberry)

- Attachments:**
- [1. RFCCA Rezoning of Property: 36th St. and the B 3.7 Canal Lateral](#)
 - [2. P&Z RPT Rezoning of Property: 36th St. and the B 3.7 Canal Lateral](#)
 - [3. ORD Rezoning of Property: 36th St. and the B 3.7 Canal Lateral](#)

4. [O2018-004](#) **Annexation Area No. ANEX-19716-2017: Avenue 3E and 40th Street**

Authorize annexation of property generally located at the southeast corner of Avenue 3E and 40th Street. (ANEX-19716-2017) (Community Development/Community Planning)(Laurie Lineberry)

- Attachments:**
- [1. RFCCA ANEX-19716-2017 Avenue 3E and 40th Street](#)
 - [2. PETITION ANEX-19716-2017 Avenue 3E and 40th Street](#)
 - [3. ORD ANEX-19716-2017 Avenue 3E and 40th Street](#)

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. [O2018-005](#) **Rezoning of Property: 633, 641, and 643 S. 5th Avenue**

Rezone approximately 14,000 square feet from the General Commercial/Bed and Breakfast Overlay/Infill Overlay (B-2/BB/IO) District to the Medium Density Residential/Bed and Breakfast Overlay/Infill Overlay (R-2/BB/IO) District (ZONE-19958-2017). (Community Development/Community Planning) (Laurie Lineberry)

Attachments:

- [1. RFCCA Rezoning of Property: 633, 641 and 643 S. 5th Ave](#)
- [2. P&Z RPT Rezoning of Property: 633, 641 and 643 S. 5th Ave](#)
- [3. ORD Rezoning of Property: 633, 641 and 643 S. 5th Ave](#)

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:

- *Deputy Mayor*
- *Greater Yuma Economic Development Corporation (GYEDC), Executive Board*
- *Greater Yuma Economic Development Corporation (GYEDC), Board of Directors*
- *Greater Yuma Port Authority (GYPA)*
- *Western Arizona Council of Governments (WACOG), Executive Board*
- *Western Arizona Council of Governments (WACOG), Council on Aging*
- *Western Arizona Council of Governments (WACOG), Yuma County Advisory Board*
- *Yuma Metropolitan Planning Organization (YMPO), Executive Board, three terms/appointments*
- *Yuma Fire Public Safety Board*
- *Yuma Public Safety Police Board*

BOARD AND COMMISSION APPOINTMENTS:

- *Housing Authority of the City of Yuma: 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 December 21, 2017 through January 17, 2018. 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 potential litigation. (A.R.S. 38-431.03 A3 & A4)

B. Discussion, consultation with and/or instruction to legal counsel, regarding the City of Yuma v. PMG Partnership, LLC. (A.R.S 38-431.03 A3 & 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.