



City of Yuma City Council Meeting REVISED Agenda

Wednesday, May 16, 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

- *Reading of Bike Month Proclamation*
- *Presentation by APS Community Affairs Manager, Anna Chaulk, regarding the Clean Energy ballot initiative.*
- *Presentation by APS SW Division Manager, Jeff Spohn, regarding summer storm preparedness.*

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 2018-097](#) **Regular Council Worksession Draft Minutes February 6, 2018**
 Attachments: [2018.02.06.RWS.Minutes](#)

2. [MC 2018-098](#) **Regular Council Worksession Draft Minutes March 6, 2018**

Attachments: [2018 03 06 RWS Minutes](#)

3. [MC 2018-099](#) **Regular Council Meeting Draft Minutes April 4, 2018**

Attachments: [2018 04 04 RCM 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 2018-089](#) **Liquor License: Safeway #2951**

Approve a Series #9 Liquor Store/Person Transfer Liquor License Application submitted by Nicholas Carl Guttilla, agent for Safeway #2951 located at 252 W. 32nd Street (LL18-07) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Liquor License: Safeway #2951](#)

3. [MC 2018-090](#) **Liquor License: Safeway #3931**

Approve a Series #9 Liquor Store/Person Transfer Liquor License application submitted by Nicholas Carl Guttilla, agent for Safeway #3931 located at 2378 W. 24th Street (LL18-06) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Liquor License: Safeway #3931](#)

4. [MC 2018-091](#) **Bid Award: Turf Irrigation Supplies**

Award to the lowest responsive and responsible bidder with the highest discount offered for Turf Irrigation Supplies, a one-year contract with option to renew for four additional one-year periods depending on the appropriation of funds and satisfactory performance to: Yuma Nursery LLC Yuma, Arizona (Bid #2018-20000093) (Debbie Wendt/Robin R. Wilson)

Attachments: [1. RFCCA Bid Award: Turf Irrigation Supplies](#)
[2. SPRDSHEET Bid Award: Turf Irrigation](#)

5. [MC 2018-092](#) **Cooperative Purchase Agreement: Audit Services**

Authorize the contracted service for Audit Services by utilizing a cooperative purchase agreement originated by the City of Tucson, a one-year contract with the option to renew for three additional one-year periods, with an estimated annual expenditure of \$65,000.00 to: Heinfeld Meech & Company, Tucson, Arizona. (Finance - Bid #2018-20000172) (Lisa Marlin / Robin R. Wilson)

Attachments: [1. RFCCA Cooperative Purchase Agreement: Audit Services](#)

6. [MC 2018-093](#) **Contract Amendment: Tyler Technologies**

Authorize a contract amendment with Tyler Technologies (formerly New World Systems), to extend existing software maintenance contract for a duration of six years and to purchase and provide implementation services to perform software upgrade for the Yuma Regional Communications System (YRCS) Public Safety Software System at an estimated total cost of \$3,131,182.31. (Information Technology/YRCS) (Kathleen Fernandez)

Attachments: [1. RFCCA Contract Amendment: Tyler Technologies](#)
[2. AGMT Contract Amendment: Tyler Technologies](#)

7. [MC 2018-095](#) **Bylaw Amendment: Greater Yuma Port Authority**

Approve the current Greater Yuma Port Authority (GYPA) Bylaws, including the Fourth Amendment approved through the GYPA Board on March 29, 2018. (Administration) (Greg Wilkinson)

Attachments: [1. RFCCA Bylaw Amendments: Greater Yuma Port Authority](#)
[2. Sup Doc Bylaw Amendments: Greater Yuma Port Authority](#)

8. [MC 2018-096](#) **Facilities Maintenance Agreement: Tuscany of Yuma Lot Owners Association Phase II, Inc.**

Authorize the City Administrator to execute a Facilities Maintenance Agreement (Sublicense) to permit Tuscany of Yuma Lot Owners Association, Phase II, Inc., an Arizona corporation, the use of Yuma County Water Users' Association property under the City of Yuma's License. (Engineering/Jeff Kramer)

Attachments:

1. [RFCCA Facilities Maintenance Agreement: Tuscany II](#)
2. [MAP Facilities Maintenance Agreement: Tuscany II](#)
3. [AGMT Facilities Maintenance Agreement: Tuscany II](#)
4. [EXH A Facilities Maintenance Agreement: Tuscany II](#)
4. [EXH B Facilities Maintenance Agreement: Tuscany II](#)

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. [R2018-006](#) **Agreement Amendment: Intergovernmental Agreement/Joint Partnership Agreement with the State of Arizona**

Amend the language of the Intergovernmental Agreement/Joint Partnership Agreement (IGA/JPA) between the State of Arizona and City of Yuma as previously adopted by Resolution R2016-014. (Engineering/Admin) (Jeff Kramer)

Attachments:

1. [RFCCA Agreement Amendment: State of Arizona](#)
2. [RES Agreement Amendment: State of Arizona](#)
3. [AGMT Agreement Amendment: State of Arizona](#)

2. [R2018-007](#) **Development Fee Deferral: Cielo Verde Unit 3, Phase 1 Subdivision**

Adopt a resolution authorizing the City Administrator to execute an agreement to defer City of Yuma development fees and water and sewer capacity charges for Cielo Verde Unit 3, Phase 1 subdivision, and to collect a \$500.00 administrative fee for the deferral agreement. The effective length of the deferral agreement is for three years from date of execution. (Engineering) (Jeff Kramer)

- Attachments:**
1. [RFCCA Development Fee Deferral: Cielo Verde Unit 3, Phase 1](#)
 2. [MAP Development Fee Deferral: Cielo Verde Unit 3, Phase 1](#)
 3. [RES Development Fee Deferral: Cielo Verde Unit 3, Phase 1](#)
 4. [EXH A Development Fee Deferral: Cielo Verde Unit 3, Phase 1](#)

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. [O2018-021](#) **Authorize Exchange or Sale of Surplus Property: 1128 S. 1st Avenue**

Declare City-owned vacant property surplus and authorize exchange of surplus property for necessary acquisition or sale through a competitive process. (City Attorney's Office) (Richard Files)

- Attachments:**
1. [RFCCA Exchange/Sale of Surplus Property: 1128 S. First Ave.](#)
 2. [SUPP DOC Exchange/Sale of Surplus Property: 1128 S. First Ave](#)
 3. [ORD Exchange/Sale of Surplus Property: 1128 S. First Ave.](#)

2. [O2018-022](#) **Rezoning of Property: 155 E. 32nd Street (Pep Boys Auto Parts & Service)**

Rezone approximately 3.6 acres from the Agriculture (AG) District to the General Commercial (B-2) District, while maintaining the existing Auto Center Overlay (ACO) District and Airport Overlay (AD) District. (Community Development/Community Planning) (Laurie Lineberry)

- Attachments:**
1. [RFCCA Rezoning of Property: 155 E. 32nd Street](#)
 2. [P&Z RPT Rezoning of Property: 155 E. 32nd Street](#)
 3. [ORD Rezoning of Property: 155 E. 32nd Street](#)

3. [O2018-023](#) **Real Property Acquisition: 1230 S. 2nd Avenue**

Authorize acquisition of two parcels of real property for the construction and operation of the Utilities Administration Complex (City of Yuma project 0038-Water, Systems Division Relocation). (Utilities/Administration) (Jay Simonton)

- Attachments:**
1. [RFCCA Real Property Acq: 1230 S. 2nd Ave](#)
 2. [SUPP DOC Real Property Acq: 1230 S. 2nd Ave](#)
 3. [ORD Real Property Acq: 1230 S. 2nd Ave](#)
 4. [EXH A Real Property Acq: 1230 S. 2nd Ave](#)

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. [O2018-024](#) **Rezoning of Property: Approximately 89.8 acres located at the southwest corner of S. Avenue 6E and E. 44th Street**

Rezone approximately 89.8 acres from the Agriculture (AG) District to the Low Density Residential (R-1-12) and Low Density Residential (R-1-8) Districts, for the properties located at the southwest corner of S. Avenue 6E and E. 44th Street. (Community Development/Community Planning) (Laurie Lineberry)

- Attachments:**
1. [RFCCA Rezoning of Property: SW Corner of S. Ave. E and 44th St.](#)
 2. [MAP Rezoning of Property: SW Corner of S. Ave. 6E and 44th St.](#)
 3. [P&Z RPT Rezoning of Property: SW Corner of S. Ave. 6E and 44th St.](#)
 4. [ORD Rezoning of Property: SW Corner of S. Ave. 6E and 44th St.](#)

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. 2018-2019 CITY OF YUMA PRELIMINARY BUDGET**1. [MC 2018-094](#) Preliminary Budget: FY2018-2019**

Adopt the City of Yuma Preliminary Budget for Fiscal Year 2018-2019 in the amount of \$220,180,841. which includes a Capital Improvement Program Budget of \$40,624,317. and an Operating Budget of \$179,556,524. (Finance/Administration) (Pat Wicks)

Attachments: [1. RFCCA Preliminary Budget: FY2018-2019](#)
[2. SCHEDULES Preliminary Budget FY 2018-19](#)
[3. CIP Preliminary Budget FY2018-2019](#)

Revised

VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. Appointments:

- *Parks, Arts, and Recreation Commission: 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 3, 2018 through May 16, 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.

VIII. 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.

IX. 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.

X. 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 regular City Council Meeting agenda item B.7 Bylaws Amendment: Greater Yuma Port Authority. (ARS 38-431.03 A3 & A4)
- B. Discussion, consultation with and/or instruction to legal counsel regarding Senate Bill 1140 and the City of Yuma's Cable Television License Agreement. (ARS 38-431.03 A3 & A4)
- C. Discussion, consultation with and/or instruction to legal counsel regarding House Bill 2604 and the City Charter Article IV, Section 4. (ARS 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.