



City of Yuma City Council Meeting Revised Agenda

Wednesday, August 15, 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 Proclamation for Drowning Impact Awareness Month

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 2018-144](#) **Regular Council Meeting Draft Minutes March 7, 2018**
Attachments: [2018 03 07 RCM Minutes](#)
2. [MC 2018-145](#) **Regular Council Worksession Draft Minutes April 17, 2018**
Attachments: [2018 04 17 RWS Minutes](#)

3. [MC 2018-146](#) **Council Citizen's Forum Draft Minutes June 5, 2018**
Attachments: [2018 06 05 CCF Minutes](#)
4. [MC 2018-147](#) **Council Citizen's Forum Draft Minutes July 17, 2018**
Attachments: [2018 07 17 CCF Minutes](#)
5. [MC 2018-148](#) **Council Citizen's Forum Draft Minutes August 1, 2018**
Attachments: [2018 08 01 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 2018-140](#) **Special Event Liquor License: Arizona Western College Foundation - Taste of Yuma**

Approve a Special Event Liquor License application submitted by Gladys Anaya on behalf of the Arizona Western College Foundation for Taste of Yuma. The event will take place at the Colorado River State Historic Park, 201 N. 4th Avenue, on Friday, October 5, 2018, from 2:00 p.m. to 12:00 a.m. (SP18-27) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Special Event Liquor License: Arizona Western College Foundation](#)

3. [MC 2018-142](#) **Cooperative Purchase Agreement: ESRI Small Government Term Enterprise License Agreement**

Authorize the City Administrator to enter into a three-year contract for Small Government Term Enterprise License Agreement utilizing the State of Arizona contract for an estimated annual cost of \$55,000.00 to: Environmental Systems Research Institute, Inc. (ESRI) Redlands, California. (Information Technology Services - Bid #2018-20000001) (Kathy Fernandez/Robin R. Wilson)

Attachments: [1. RFCCA ESRI Enterprise License Agreement](#)

4. [MC 2018-143](#) **Final Plat: Driftwood Ranch Unit No. 1 Subdivision**

Approve the final plat of the Driftwood Ranch Unit No. 1 Subdivision. The property is located at the southwest corner of S. Avenue 6E and E. 44th Street, Yuma, AZ. (Community Development/Community Planning) (Laurie L. Lineberry)

Attachments:

- [1. RFCCA Final Plat: Driftwood Ranch Unit No. 1](#)
- [2. P&Z RPT Final Plat: Driftwood Ranch Unit No. 1](#)
- [3. MAP Final Plat: Driftwood Ranch Unit No. 1](#)

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. [R2018-022](#) **Grant Application: 2018 Outdoor Recreation Legacy Partnership Program (ORLP)**

Authorize the City Administrator to approve the submission of the grant application for the 2018 ORLP Grant to the Land Water and Conservation Fund (LWCF) in an amount up to, but not exceeding, \$300,000. (Parks and Recreation) (Debbie Wendt)

Attachments:

- [1. RFCCA Grant Application: 2018 ORLP](#)
- [2. SUPPDOG Grant Application: 2018 ORLP](#)
- [3. RES Grant Application: 2018 ORLP](#)

2. [R2018-023](#) **Preannexation Development Agreement: YUMA 3200 L.L.C.**

Authorize a Preannexation Development Agreement with YUMA 3200 L.L.C. for a property located at 3200 E. 32nd Street. (Community Development/Community Planning)(Laurie Lineberry)

Attachments:

- [1. RFCCA PDA 3200 E 32nd Street](#)
- [2. RES PDA 3200 E 32nd Street](#)
- [3. PDA 3200 E 32nd Street](#)

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.

There are no ordinances scheduled for adoption at this time.

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. [O2018-037](#) **Streets and Traffic Code Text Amendment: Parking Trucks and Trailers on Residential Streets**

Amend Yuma City Code, Title 21, Chapter 212, Article 11, Parking Trucks and Trailers on Residential Streets, to provide federal classifications for permitted and prohibited vehicle size and include an exemption for moving vans, motor homes or vehicles that are actively being loaded or unloaded and an exemption for vehicles providing on-call services to local public safety agencies and/or public utilities. (Community Development/Community Planning; Yuma Police Department; and City Attorney's Office) (Alyssa Linville; Rodney C. Short)

Attachments:

- [1. RFCCA Parking Trucks and Trailers on Residential Streets](#)
- [2. ORD Parking Trucks and Trailers on Residential Streets](#)

2. [O2018-038](#) **Right-of-way acquisition: South half of East 44th Street and west half of South Mississippi Avenue**

Authorize acquisition of right-of-way by gift or dedication for the south half width of East 44th Street, and the west half width of South Mississippi Avenue. (Engineering) (Jeff Kramer)

Attachments:

- [1. RFCCA Saguaro ROW Acquisition: 44th St & South Mississippi Ave](#)
- [2. MAP Saguaro ROW Acq: 44th Street and South Mississippi Ave](#)
- [3. ORD Saguaro ROW Acq: 44th St & South Mississippi 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:

- *Clean and Beautiful 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 August 2, 2018 through August 15, 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 the following legal matters (ARS 38-431.03 A3 and A4):

1. Avenue 6E Investments, et al v. COY
2. Pearce v. COY, et al
3. Dyer v. COY
4. Tekelu v. COY, et al
5. Williams v. COY, et al
6. Fabela v. COY, et al
7. COY v. Great American
8. COY v. PKC, et al
9. Mendoza Claim
10. Beeles Claim
11. Steenhard Claim
12. Stevens Claim

B. Discussion, consultation with and/or instruction to legal counsel regarding a potential purchase and contract negotiations. (A.R.S. 38-431.03 A3, A4 & A7)

C. Discussion, consultation with and/or instruction to legal counsel concerning the City's position on multiple construction project contracts. (A.R.S. 38-431.03 A3 & A4)

Addition

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.