



City of Yuma City Council Meeting Summary

Wednesday, April 21, 2021

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.

Consistent with the March 13, 2020 Arizona Attorney General opinion relating to Arizona's Open Meeting Law and COVID-19, in order to protect the public and reduce the chance of COVID-19 transmission, the April 21, 2021 Regular City Council meeting will be conducted remotely through technological means along with limited public, in-person access, consistent with social distancing requirements.

City Council Chambers will be open with limited public access in addition to participation through Zoom.

Those wishing to speak on any applicable agenda item or at Call to the Public and choose to participate via Zoom, must submit an email request to publiccomment@yumaaz.gov no later than 60 minutes prior to the start of the scheduled meeting. Further instructions will be given at that time.

Members of the public are encouraged to view the meeting through either of the following two venues:

- 1) Zoom: Residents will need to connect through the following website: <https://cityofyuma.zoom.us/>. Click on "Calendar" then select the City meeting and click "Join".
- 2) City of Yuma live stream: Use the Video and TV Stream quick link at www.yumaaz.gov and search for Yuma Live Playlist 73. Watch live on TV cable channel 73.

A recording of the meeting will be available on the City's website after the meeting.

The Worksession and Citizen's Forum previously scheduled for April 20, 2021 are cancelled.

CALL TO ORDER

5:32 PM

INVOCATION

PASTOR JOE AVILA, COMMUNITY CHRISTIAN CHURCH

PLEDGE OF ALLEGIANCE

JASON NAU, DIRECTOR OF PARKS & RECREATION

ROLL CALL

Present: 7 - Mayor Douglas J. Nicholls, Deputy Mayor Leslie L. McClendon , Councilmember Gary Knight , Councilmember Chris Morris, Councilmember Michael Shelton, Councilmember Ema Lea Shoop and Councilmember Karen Watts

FINAL CALL

Final call for submission of Speaker Request Forms for agenda related items.

PRESENTATIONS**PRESENTATIONS MADE**

- Yuma Metropolitan Planning Organization Update
- Greater Yuma Economic Development Corporation Mid-Year Update
- 9+3 Financial Report

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):

There are no minutes scheduled for approval at this time.

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)

APPROVED

Approval of the Consent Agenda

A motion was made by Councilmember Knight, seconded by Deputy Mayor McClendon, to APPROVE the Motion Consent Agenda as amended with the exception of item B4. The motion carried by the following vote:

Aye: 7 - Mayor Nicholls, Deputy Mayor McClendon, Councilmember Knight, Councilmember Morris, Councilmember Shelton, Councilmember Shoop, and Councilmember Watts

2. [MC 2021-034](#) **Cooperative Purchase Agreement: Tractors and Grounds Maintenance Equipment**

Authorize the purchase of mowers and parks equipment utilizing the cooperative purchase agreement originated by Mohave Educational Services Cooperative, Inc. for an estimated expenditure of \$101,559.18 to: Deere & Company (RDO Agriculture Equipment) Yuma, Arizona - \$92,805.29; Simpson Norton Corporation, Goodyear, Arizona - \$ 8,753.89 (Parks & Recreation / Bid #21-171) (Jason Nau / Robin R. Wilson)

Attachments: [1. RFCCA CPA: Tractors and Grounds Maintenance Equipment](#)
 [2. Spreadsheet CPA: Tractors & Grounds Maintenance Equipment](#)

APPROVED

3. [MC 2021-035](#) **Request for Proposal (RFP): Ticketing Services**

Authorize the City Administrator to negotiate and 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 to: ETIX, Inc. (Parks & Recreation / RFP #2021-20000083) (Jason Nau / Robin R. Wilson)

Attachments: [1. RFCCA RFP: Ticketing Services](#)
 [2. SPRDSHEET RFP: Ticketing Services](#)

APPROVED

4. [MC 2021-036](#) Agreement Amendment: Caballeros de Yuma

Authorize the City Administrator to execute an Amendment to the agreement with Caballeros de Yuma in connection with the City's annual Tunes and Tacos event. (City Administration) (Jay Simonton)

Attachments: [1. RFCCA 2021 Caballeros de Yuma Amendment](#)

A motion was made by Councilmember Knight, seconded by Councilmember Morris, that this motion be APPROVED. The motion carried by the following vote:

Aye: 6 - Deputy Mayor McClendon, Councilmember Knight, Councilmember Morris, Councilmember Shelton, Councilmember Shoop, and Councilmember Watts

COI: 1 - Mayor Nicholls

5. [MC 2021-037](#) Final Plat: Terra Bella Unit No. 2 Subdivision

Approve the final plat of Terra Bella Unit No. 2 Subdivision. The property is located at the southwest corner of Avenue 5½ E and the 36th Street alignment. (Community Development / Community Planning) (Randy Crist)

Attachments: [1. RFCCA Final Plat: Terra Bella Unit No. 2 Subdivision](#)
[2. P&Z Report Final Plat: Terra Bella Unit No. 2 Subdivision](#)

APPROVED

6. [MC 2021-038](#) Updated Strategic Plan

Approval of the Updated Strategic Plan (City Administration) (Philip Rodriguez)

Attachments: [1. RFCCA Update Strategic Plan](#)

Motion (Mayor Nicholls/Knight): to modify the language for Strategic Outcome Item Four (Unique and Creative) under Proposed Initiatives From Staff to read "Evaluate bringing ambulance billing in-house". Voice Vote: 7-0.

APPROVED AS AMENDED

II. 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. [O2021-006](#) **Building Easement: 3045 S. Avenue 3E**

Grant a building easement for existing buildings that partially encroach into the City-owned 30th Street right-of-way. (Engineering) (Jeffrey Kramer)

Attachments: [1. RFCCA - Building Easement - 3045 S Avenue 3E](#)
[2. ORD Building Easement: 3045 S Avenue 3E](#)
[3. EXH 1 Building Easement: 3045 S Avenue 3E](#)

A motion was made by Councilmember Knight, seconded by Deputy Mayor McClendon, that this ordinance be ADOPTED. The motion carried by the following vote:

Aye: 7 - Mayor Nicholls, Deputy Mayor McClendon, Councilmember Knight, Councilmember Morris, Councilmember Shelton, Councilmember Shoop, and Councilmember Watts

III. 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. [O2021-007](#) **Update the current listing of City Departments**

Authorize Building Safety as a City department and make other minor changes to the names of City Departments to reflect current operations. (City Administration) (Philip Rodriguez)

Attachments: [1. RFCCA Update City Departments](#)
[2. ORD Update City Departments](#)

INTRODUCED

FINAL CALL

Final call for submission of Speaker Request Forms for Call to the Public.

IV. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. Appointments:

NO APPOINTMENTS MADE

- Planning and Zoning Commission - one appointment

2. Announcements:

REPORTED

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 April 8, 2021 through April 21, 2021. 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.

V. SUMMARY OF CURRENT EVENTS

REPORTED

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.

VI. CALL TO THE PUBLIC

NO LEGAL ACTION PERMITTED

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.

VII. EXECUTIVE SESSION

Motion (Knight/McClendon): to adjourn to Executive Session. Voice Vote: 7-0.

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 City of Yuma v. Yuma County, case number S1400CV202000214. (A.R.S. 38-431.03 A3 & A4)
- B. Discussion, consultation with and/or instruction to legal counsel regarding proposed condemnation of state land and future development. (A.R.S. 38-431.03 A3, A4 & A7)
- C. Discussion, consultation with and/or instruction to legal counsel regarding the potential development of property. (A.R.S. 38-431.03 A3, A4 & A7)

ADJOURNMENT

7:12 PM

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.