



City of Yuma City Council Meeting Summary

Wednesday, August 17, 2016

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

5:30 PM

INVOCATION

PASTOR DARREN HAWKINS, SIERRA VISTA PRESBYTERIAN CHURCH

PLEDGE OF ALLEGIANCE

STEVE IRR, FIRE CHIEF

ROLL CALL

Present: 6 - Deputy Mayor William Craft, Councilmember Gary Knight , Councilmember Gary Wright , Councilmember Edward C. Thomas , Councilmember Jacob Miller and Councilmember Michael Shelton

Absent: 1 - Mayor Douglas J. Nicholls

FINAL CALL

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

PRESENTATIONS

PRESENTATIONS MADE

- Check presentations to Amberly's Place and Yuma Community Food Bank, from tribal gam proceeds
- Update on Yuma 50 Initiatives
- Recognition of Arizona Parks & Recreation award for the Best Community Event

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.

Approval of the Consent Agenda

A motion was made by Councilmember Knight, seconded by Councilmember Thomas, to APPROVE the Motion Consent Agenda with the exception of item B.7. The motion carried by the following vote:

Aye: 6 - Deputy Mayor Craft, Councilmember Knight, Councilmember Wright, Councilmember Thomas, Councilmember Miller, and Councilmember Shelton

Absent: 1 - Mayor Nicholls

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

2. [MC 2016-168](#) Liquor License: Shell

Approve a Series #9 Liquor Store Person/Location Transfer Liquor License Application submitted by Michelle Roman for Shell located at 138 E. 16th Street (LL16-13) (City Administration/City Clerk) (Lynda L. Bushong)

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

APPROVED

3. [MC 2016-170](#) **Outside Agency Agreement: Amberly's Place**

Authorize the City Administrator to execute an agreement with Amberly's Place providing funding in the amount of \$52,380.00 for FY2016-2017 and setting performance standards. (Police/Admin) (John Lekan)

Attachments:

- [1. RFCCA Outside Agency Agreement: Amberly's Place FY2016-2017](#)
- [2. AGMT Outside Agency Agreement: Amberly's Place FY2016-2017](#)

APPROVED

4. [MC 2016-171](#) **Outside Agency Agreement: Catholic Community Services In Western Arizona - Safe House Program**

Authorize the City Administrator to execute an agreement with Catholic Community Services in Western Arizona (CCS) - Safe House Program providing funding in the amount \$15,500.00 for FY2016-2017 and setting performance standards. (Police/Admin) (John Lekan)

Attachments:

- [1. RFCCA Outside Agency Agreement: Safe House FY2016-2017](#)
- [2. AGMT Outside Agency Agreement: Safe House FY2016-2017](#)

APPROVED

5. [MC 2016-172](#) **Outside Agency Agreement: Crossroads Mission**

Authorize the City Administrator to execute an agreement with Crossroads Mission providing funding in the amount of \$27,000.00 for FY2016-2017, (\$20,000 of which will be paid as the fifth installment of deferred utility fees) and setting performance standards. (Police/Admin) (John Lekan)

Attachments:

- [1. RFCCA Outside Agency Agreement: Crossroads Mission FY2016-2017](#)
- [2. AGMT Outside Agency Agreement: Crossroads Mission FY2016-2017](#)

APPROVED

6. [MC 2016-173](#) **Cooperative Purchase Agreement: Fleet Services Warehouse Stock Items**

Authorize the use of cooperative purchase agreements initiated by the State of Arizona and the Yuma Educational Materials Management Consortium for a one-year contract with the option to renew for four additional one-year periods, depending on the appropriation of funds and satisfactory performance, with an estimated annual amount of \$500,000.00 (excluding tax) to the following awarded vendors: Arizona Brake & Clutch, Phoenix, Arizona; Autozone, Yuma, Arizona; Bingham Auto & Truck, Yuma, Arizona; Fisher Chevrolet, Yuma, Arizona; North End Auto Parts (NAPA), Yuma, Arizona; O'Reilly Auto Parts, Yuma, Arizona; Rush Truck Center - Yuma, Yuma, Arizona (Bid #2016-20000164 & #2017-20000009 - Public Works - Fleet Services/Warehouse) (Joel Olea / Robin R. Wilson)

Attachments: [1. RFCCA Cooperative Purchase Agmt.: Fleet Svcs. Warehouse Stock Items](#)

APPROVED AS AMENDED

7. [MC 2016-174](#) **Contract Increase: Project Engineer for Design of 16th Street and 4th Avenue Intersection Improvements**

Approve a contract increase to \$1,850,000.00 to Core Engineering Group, PLLC for the 16th Street and 4th Avenue Intersection Improvements, under RFQ #2007000509. (Finance/Purchasing-RFQ #2007000509) (Pat Wicks)

Attachments: [1. RFCCA 16th Street and 4th Avenue Contract Upgrade](#)

A motion was made by Councilmember Knight, seconded by Councilmember Thomas, to APPROVE item B.7. The motion carried by the following vote:

Aye: 4 - Deputy Mayor Craft, Councilmember Knight, Councilmember Thomas, and Councilmember Shelton

Nay: 2 - Councilmember Wright, and Councilmember Miller

Absent: 1 - Mayor Nicholls

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. [R2016-027](#) **Development Agreement: Smoketree Desert Land Company, L.L.C.**

Authorize the City Administrator to execute a Development Agreement with Smoketree Desert Land Company, L.L.C. (Community Development/Community Planning) (Laurie Lineberry)

Attachments: [1. RFCCA Dev. Agmt.: Smoketree Desert Land Company, L.L.C.](#)
[2. RES Dev. Agmt.: Smoketree Desert Land Company, L.L.C.](#)
[3. DEV AGMT. Dev. Agmt.: Smoketree Desert Land Company, L.L.C.](#)

A motion was made by Councilmember Knight, seconded by Councilmember Thomas, to ADOPT the Resolution Consent Agenda. The motion carried by the following vote:

Aye: 6 - Deputy Mayor Craft, Councilmember Knight, Councilmember Wright, Councilmember Thomas, Councilmember Miller, and Councilmember Shelton

Absent: 1 - Mayor Nicholls

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.

There are no introductions scheduled at this time.

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:

There are no appointments scheduled at this time.

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 August 4, 2016 through August 17, 2016. 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

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.

VIII. 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.

IX. EXECUTIVE SESSION**EXECUTIVE SESSION HELD**

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 City of Yuma v. Clark et al. (A.R.S. 38-431.03 A3 & A4)
- B. Discussion, consultation with and/or instruction to legal counsel, regarding the Yuma Mesa Land LLC et al v. City of Yuma et al. (A.R.S 38-431.03 A3 & A4)
- C. 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**6:47 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.