



# City of Yuma City Council Meeting Summary

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Wednesday, May 3, 2017

5:30 PM

Yuma City Hall Council Chambers  
One City Plaza, Yuma

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*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

5:34 PM

## INVOCATION

COUNCILMEMBER EDWARD C. THOMAS

## PLEDGE OF ALLEGIANCE

LIN VITTITOW, WORLD WAR II VETERAN

## ROLL CALL

**Present:** 7 - Mayor Douglas J. Nicholls, Deputy Mayor Gary Knight, Councilmember William Craft, Councilmember Gary Wright, Councilmember Edward C. Thomas, Councilmember Jacob Miller and Councilmember Michael Shelton

## FINAL CALL

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

## PRESENTATIONS

### PRESENTATION MADE

- Recognition of the Voluntary Environmental Stewardship Program Award

## 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 Deputy Mayor Knight, seconded by Councilmember Thomas, to APPROVE the Motion Consent Agenda with the exception of items B.4 and B.5. The motion carried by the following vote:**

**Aye:** 7 - Mayor Nicholls, Deputy Mayor Knight, Councilmember Craft, Councilmember Wright, Councilmember Thomas, Councilmember Miller, and Councilmember Shelton

## A. Approval of minutes of the following City Council meeting(s):

1. [MC 2017-096](#) **Council Citizen's Forum Draft Minutes February 28, 2017**  
Attachments: [1. 2017 02 28 CCF Minutes](#)  
**APPROVED**
2. [MC 2017-097](#) **Regular Council Worksession Draft Minutes February 28, 2017**  
Attachments: [1. 2017 02 28 RWS Minutes](#)  
**APPROVED**
3. [MC 2017-098](#) **Council Citizen's Forum Draft Minutes March 14, 2017**  
Attachments: [1. 2017 03 14 CCF Minutes](#)  
**APPROVED**
4. [MC 2017-099](#) **Regular Council Meeting Draft Minutes January 18, 2017**  
Attachments: [1. 2017 01 18 RCM Minutes](#)  
**APPROVED**

## 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 2017-092](#) Liquor License: 2Fifty1 Downtown**

Approve a Series #12 Restaurant Liquor License Application submitted by Robert Zeppelin Molina III, agent for 2Fifty1 Downtown located at 251 S. Main Street (LL17-02) (City Administration/City Clerk) (Lynda L. Bushong)

**Attachments:** [RFCCA Liquor License : 2Fifty1 Downtown](#)

**APPROVED**

**3. [MC 2017-093](#) Cooperative Purchase Agreement: Manhole Rehabilitation**

Authorize the use of a cooperative purchase agreement initiated by the City of Peoria for the manhole rehabilitation for an estimated amount of \$100,000 per year to the following awarded vendor: Southwest Environmental Testing, Inc., Phoenix, Arizona. (Bid #2017-20000198) (Jay Simonton/Robin R. Wilson)

**Attachments:** [1. RFCCA Cooperative Purchase Agreement: Manhole Rehab](#)

**APPROVED**

**4. [MC 2017-094](#) Marketing Agreement: Utility Service Partners Private Label, Inc. d/b/a Service Line Warranties of America**

Authorize the City Administrator to execute an agreement with Utility Service Partners Private Label, Inc. d/b/a Service Line Warranties of America (Company) to use the City of Yuma's name and logo in the Company's marketing materials, which will advertise the Company's external sewer line, water line, and in-home plumbing warranties to residential property owners within the City's jurisdiction. (City Administration) (Ricky Rinehart)

**Attachments:** [1. RFCCA Marketing Agmt.: USP Private Label, Inc.](#)  
[2. AGMT. Marketing Agmt.: USP Private Label, Inc.](#)

**A motion was made by Mayor Nicholls, seconded by Deputy Mayor Knight, that this motion be CONTINUED to the City Council Meeting of 5/17/2017. The motion carried by the following vote:**

**Aye: 7 -** Mayor Nicholls, Deputy Mayor Knight, Councilmember Craft, Councilmember Wright, Councilmember Thomas, Councilmember Miller, and Councilmember Shelton

**5. [MC 2017-095](#) Bid Rejection: Fleet Services Maintenance Shop**

Pursuant to Yuma City Code § 36-36, reject all bids for the Fleet Services Maintenance Shop because the design does not match the desired direction for this project as to building type and intended focus on cost-saving features. (City Administration - Bid #2017-20000151) (Ricky Rinehart)

**Attachments:** [1. RFCCA Fleet Shop Rejection of All Bids](#)

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

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

**COI:** 1 - Councilmember Miller

**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.*

Approval of the Consent Agenda

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

**Aye:** 7 - Mayor Nicholls, Deputy Mayor Knight, Councilmember Craft, Councilmember Wright, Councilmember Thomas, Councilmember Miller, and Councilmember Shelton

**1. [R2017-004](#) Amendment: Residency Requirements**

Authorize amendments to Resolution R2002-08 relating to personnel residency requirements. (City Administration) (Gregory K. Wilkinson)

**Attachments:** [1. RFCCA Amendment: Residency Requirements](#)  
[2. RES Amendment: Residency Requirements](#)

**ADOPTED AS AMENDED**

**2. [R2017-005](#) Call of Election: City of Yuma 2017 Primary and General Election**

Approve a Call of Election for the 2017 City of Yuma Primary and General Elections to be held August 29, 2017 and November 7, 2017, respectively. (City Administration/City Clerk) (Lynda L. Bushong)

**Attachments:**     [1. RFCCA Call of 2017 Election](#)  
                              [2. RES Call of 2017 Election](#)

**ADOPTED**

**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.*

Approval of the Consent Agenda

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

**Aye: 7 -** Mayor Nicholls, Deputy Mayor Knight, Councilmember Craft, Councilmember Wright, Councilmember Thomas, Councilmember Miller, and Councilmember Shelton

**1. [O2017-013](#) Zoning Code Text Amendment: Accessory Dwelling Units**

Amend Title 15, Chapter 154, Section 01.07 to add definitions related to accessory dwelling units and to add Title 15, Chapter 154, Section 15.16 to provide regulations regarding accessory dwelling units. (Community Development/Community Planning) (Laurie Lineberry)

**Attachments:**     [1. RFCCA Zoning Code Text Amendment: Accessory Dwelling Units](#)  
                              [2. P&Z Rpt. Zoning Code Text Amendment: Accessory Dwelling Units](#)  
                              [3. ORD Zoning Code Text Amendment: Accessory Dwelling Units](#)

**ADOPTED**

2. [O2017-014](#)      **Zoning Code Text Amendment: Sign Regulations**

Amend Title 15, Chapter 154 (Sections: 01.07 and 17) regarding sign regulations. (Community Development/Community Planning) (Laurie Lineberry)

**Attachments:**      [1. RFCCA Zoning Code Text Amendment Sign Regulations](#)  
[2. P&Z RPT Zoning Code Text Amendment Sign Regulations](#)  
[3. ORD Zoning Code Text Amendment Sign Regulations](#)

**ADOPTED**

#### 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. [O2017-015](#)      **Rezoning of Property: 2500 W. 8th Street**

Rezone approximately 17,000 square feet from the Agriculture (AG) District to the Limited Commercial (B-1) District. The property is located at the northwest corner of 8th Street and Avenue B. (ZONE-16867-2017). (Community Development/Community Planning) (Laurie Lineberry)

**Attachments:**      [1. RFCCA Rezoning of Property: 2500 W. 8th Street](#)  
[2. P&Z RPT. Rezoning of Property: 2500 W. 8th Street](#)  
[3. ORD Rezoning of Property: 2500 W. 8th Street](#)

**INTRODUCED**

2. [O2017-016](#) **Zoning Code Text Amendment: Off-Street Parking & Loading Regulations**

Amend the City of Yuma Zoning Code, Title 15, Chapter 154, Article 16 to reduce the number of required parking spaces for certain uses; provide permitted parking reductions; and to clarify language prohibiting parking of boats, campers, travel trailers, and motorhomes within the front yard setback of any residential or services district. (ZONE-16697-2017) (Community Development/Community Planning) (Laurie Lineberry)

**Attachments:** [1. RFCCA Text Amend ZONE-16697-2017 Off Street Parking & Loading Regulations](#)  
[2. P&Z Rpt Text Amend ZONE-16697-2017 Off Street Parking & Loading Regulations](#)  
[3. ORD Text Amend ZONE-16697-2017 Off Street Parking & Loading Regulations](#)

**INTRODUCED AS AMENDED**

## V. PUBLIC HEARING FOR 2017-2018 BUDGET & RELATED ACTIONS

The following discussion may result in the adoption of Resolution R2017-006

1. [R2017-006](#) **Capital Improvement Program Budget Fiscal Years 2018 through 2022**

Adopt the Capital Improvement Program Budget for Fiscal Years 2018 through 2022 pursuant to Yuma City Charter, Article XIII, Section 11. (City Administration) (Czarina Gallegos)

**Attachments:** [1. RFCCA CIP Resolution 2018](#)  
[2. RES CIP Resolution 2018](#)

**A motion was made by Councilmember Craft, seconded by Councilmember Thomas, that this resolution be CONTINUED to the City Council Meeting of May 17, 2017. The motion carried by the following vote:**

**Aye:** 5 - Deputy Mayor Knight, Councilmember Craft, Councilmember Wright, Councilmember Thomas, and Councilmember Shelton

**COI:** 2 - Mayor Nicholls, and Councilmember Miller

The following public hearing may result in the adoption of Resolution R2017-007

2. [R2017-007](#)      **Public Hearing and Final Budget Adoption for Fiscal Year 2017-2018**

Conduct a public hearing on the proposed Budget for Fiscal Year 2017-2018 and adopt the City of Yuma Budget for Fiscal Year 2017-2018 in the amount of \$214,831,937 which includes a Capital Improvement Program Budget of \$38,550,000, and an Operating Budget of \$176,281,937. (Finance/Administration) (Pat Wicks)

**Attachments:**      [1. RFCCA Final Budget Adoption FY2017-2018](#)  
[2. RES Final Budget Adoption FY2017-2018](#)  
[3. SCHEDULES A-G Final Budget Adoption](#)

**PUBLIC HEARING HELD/RESOLUTION R2017-007 ADOPTED.**

The following discussion may result in the introduction of Ordinance O2017-017

3. [O2017-017](#)      **Adopt the 2017-2018 Primary Property Tax Levy and Mall Maintenance District Property Tax Levy**

Adopt the 2017-2018 Primary Property Tax Levy and Mall Maintenance District Property Tax Levy. (Finance/Administration) (Pat Wicks)

**Attachments:**      [1. RFCCA Adoption of 2017-2018 Tax Levy](#)  
[2. ORD Adoption of 2017-2018 Tax Levy](#)

**INTRODUCED**

## **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 April 20, 2017 through May 3, 2017. 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 NOT 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 Agenda Item B.5. Bid Rejection: Fleet Services Maintenance Shop. (A.R.S. 38-431.03 A3 & A4)
- B. Discussion, consultation with and/or instruction to legal counsel regarding the transfer agreement with the Housing Authority of the City of Yuma and the Rental Assistance Conversion Commitment with the United States Department of Housing and Urban Development. (A.R.S. 38-431.03 A3& A4)

**ADJOURNMENT****8:39 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.