



# City of Yuma City Council Meeting Summary

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Wednesday, February 5, 2020

5:30 PM

Yuma City Hall Council Chambers  
One City Plaza, Yuma

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*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

5:30 PM

## INVOCATION

FATHER ROBERT LEWIS, ST. PAUL'S EPISCOPAL CHURCH

## PLEDGE OF ALLEGIANCE

CAPT. LUIS MARQUEZ, YUMA POLICE DEPARTMENT

## ROLL CALL

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

## FINAL CALL

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

## PRESENTATIONS

*There are no presentations scheduled at this time.*

## 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 McClendon, to APPROVE the Motion Consent Agenda.  
The motion carried by the following vote:

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

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

1.     [MC 2020-032](#)     **Regular Council Meeting Draft Minutes April 3, 2019**  
          Attachments:     [2019 04 03 RCM Minutes](#)  
  
                                  **APPROVED**
2.     [MC 2020-033](#)     **Regular Council Meeting Draft Minutes June 5, 2019**  
          Attachments:     [2019 06 05 RCM Minutes](#)  
  
                                  **APPROVED**
3.     [MC 2020-034](#)     **Special Council Meeting Draft Minutes October 21, 2019**  
          Attachments:     [2019 10 21 SCM Minutes](#)  
  
                                  **APPROVED**
4.     [MC 2020-035](#)     **Special Council Meeting Draft Minutes December 10, 2019**  
          Attachments:     [2019 12 10 SCM Minutes](#)  
  
                                  **APPROVED**
5.     [MC 2020-036](#)     **Council Citizen's Forum Draft Minutes January 14, 2020**  
          Attachments:     [2020 01 14 CCF Minutes](#)  
  
                                  **APPROVED**
6.     [MC 2020-037](#)     **Regular Council Worksession Draft Minutes January 14, 2020**  
          Attachments:     [2020 01 14 RWS 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 2020-020](#) **Liquor License: Best Liquor**

Approve a Series #9 Liquor Store/Owner Transfer Liquor License application submitted by Arthur Ramo, agent for Best Liquor, 138 E. 16th Street. (LL20-01) (City Administration/City Clerk) (Lynda L. Bushong)

**Attachments:**     [1. RFCCA Liquor License: Best Liquor](#)  
                              [2. MAP Liquor License: Best Liquor](#)

**APPROVED**

3. [MC 2020-021](#) **Liquor License: Mr. G's**

Approve a new Series #12 Restaurant Liquor License application submitted by Jeffrey Craig Miller, agent for Mr. G's, at 501 S. 4th Avenue. (LL20-02) (City Administration/City Clerk) (Lynda L. Bushong)

**Attachments:**     [1. RFCCA Liquor License: Mr. G's](#)  
                              [2. MAP Liquor License: Mr. G's](#)

**APPROVED**

4. [MC 2020-022](#) **Special Event Liquor License: Caballeros de Yuma - Midnight at the Oasis**

Approve a Special Event Liquor License application submitted by Barry Olsen on behalf of the Caballeros de Yuma for Midnight at the Oasis. The event will take place at Desert Sun Stadium, 1280 W. Desert Hills Drive, on Friday, March 6, 2020, from 8:00 a.m. to 12:00 a.m.; Saturday, March 7, 2020, from 8:00 a.m. to 12:00 a.m.; and Sunday, March 8, 2020, from 8:00 a.m. to 2:00 p.m. (SP20-02) (City Administration/City Clerk) (Lynda L. Bushong)

**Attachments:**     [1. RFCCA Special Event Liquor License: Caballeros de Yuma](#)  
                              [2. MAP Special Event Liquor License: Caballeros de Yuma](#)

**APPROVED**

5. [MC 2020-023](#) **Special Event Liquor License: Caballeros de Yuma - Tunes & Tacos**

Approve a Special Event Liquor License application submitted by Barry Olsen on behalf of the Caballeros de Yuma for Tunes & Tacos. The event will take place at Desert Sun Stadium, 1280 W. Desert Hills Drive, on Friday, April 10, 2020, from 11:00 a.m. to 12:00 a.m. and Saturday, April 11, 2020, from 9:00 a.m. to 12:00 a.m. (SP20-03) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Special Event Liquor License: Caballeros de Yuma](#)  
[2. MAP Special Event Liquor License: Caballeros de Yuma](#)

**APPROVED**

6. [MC 2020-024](#) **Special Event Liquor License: Boogie, Brews and Blues Festival**

Approve a Special Event Liquor License application submitted by Debbie Wendt on behalf of the City of Yuma for Boogie, Brews and Blues Festival. The event will take place at Gateway Park, located at the north end of Gila Street, on Saturday, February 22, 2020, from 9:00 a.m. to 9:00 p.m. (SP20-04) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Special Event Liquor License: City of Yuma Parks and Recreation](#)  
[2. MAP Special Event Liquor License: City of Yuma Parks and Recreation](#)

**APPROVED**

7. [MC 2020-025](#) **Special Event Liquor License: United Yuma Firefighters Association - BBQ & Brew Festival**

Approve a Special Event Liquor License application submitted by Nicholas Rico on behalf of the United Yuma Firefighters Association for the BBQ & Brew Festival. The event will take place on the 100-300 blocks of Main Street on Friday, February 28, 2020, from 4:00 p.m. to 10:00 p.m. and on Saturday, February 29, 2020, from 10:00 a.m. to 10:00 p.m. (SP20-05) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: [1. RFCCA Special Event Liquor License: United Yuma Firefighters Association](#)  
[2. MAP Special Event Liquor License: United Yuma Firefighters Association](#)

**APPROVED**

8. [MC 2020-030](#) **Amended Special Event Liquor License: Littlewood Fine Art and Community Co-Op - Comedy Night**

Amend the date of the Special Event Liquor License application submitted by Isaac Russell on behalf of Littlewood Fine Art and Community Co-Op for Comedy Night from Friday, February 7, 2020 to the correct date of Thursday, February 6, 2020. (SP20-08) (City Administration/City Clerk) (Lynda L. Bushong)

**Attachments:**

[1. RFCCA Amend Special Event Liquor License: Littlewood Comedy Night](#)

[2. MAP Amend Special Event Liquor License: Littlewood Comedy Night](#)

**APPROVED**

9. [MC 2020-026](#) **Cooperative Purchase Agreement: Advanced Technology Solutions Aggregator**

Authorize the purchase of security video cameras and subscription services, through National Cooperative Purchasing Alliance for a total cost of \$221,678.69 to: Sentinel Technologies, Inc., Downers Grove, Illinois. (Bid #2020-20000001 - Information Technology) (Kathleen Fernandez)

**Attachments:**

[1. RFCCA Cooperative Purchase Agreement: Advanced Technology Solutions Aggregator](#)

**APPROVED**

10. [MC 2020-027](#) **Request for Proposal: Professional Real Estate Services**

Authorize the City Administrator to execute a one-year contract for Professional Real Estate Services with a renewal option of four additional one-year periods, as needed, with the following firm: SVN Velocity Commercial Real Estate & Velocity Real Estate & Management, Yuma, AZ. (City Attorney / RFP #2020-20000074) (Richard Files/Robin R. Wilson)

**Attachments:**

[1. RFCCA RFP: Professional Real Estate Services](#)

[2. SPREDSHEET RFP: Professional Real Estate Services](#)

**APPROVED**

11. [MC 2020-028](#) **Grant Award: Arizona Companion Animal Spay and Neuter Committee**

Authorize the City Administrator to execute the required documents with Arizona Companion Animal Spay and Neuter Committee (ACASNC) to disburse awarded grant funds to support community spay and neuter surgeries. (Police/Administration) (Susan Smith)

**Attachments:** [1. RFCCA Grant Award: Spay and Neuter Surgeries](#)  
[2. LTR Grant Award: Spay and Neuter Surgeries](#)  
[3. LTR Grant Award: Spay and Neuter Surgeries](#)

**APPROVED**

12. [MC 2019-252](#) **Transfer of Ownership: Police Canine**

Ratify the transfer of a Yuma Police Department canine to the Arizona Department of Corrections' Service Dog Unit. (Police/Patrol) (S. Smith)

**Attachments:** [1. RFCCA Transfer of Ownership: Police Canine](#)

**APPROVED**

13. [MC 2020-029](#) **Job Order Authorization: Desert Hills Golf Course Pumping Plant and Lower Pump Station Upgrades**

Authorize the City Administrator to execute a job order with JSA Company, in an amount not to exceed \$193,402.36 for capital improvements to Desert Hills Golf Course pumping stations through the City's Job Order Contracting program. (Engineering) (Jeffrey A. Kramer)

**Attachments:** [1. RFCCA Job Order Authorization: Desert Hills Upgrades](#)  
[2. SPRDSHEET Job Order Authorization: Desert Hills Upgrades](#)

**APPROVED**

## 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.*

*There are no resolutions scheduled for adoption at this time.*

## 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 Councilmember Shoop, seconded by Councilmember Shelton, to ADOPT the Ordinances Consent Agenda. The motion carried by the following vote:**

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

1. [O2020-001](#) **Declare Surplus and Authorize Sale of Real Property**

Authorize the sale of approximately 758 square feet of City-owned property generally located at 1916 S. Ridgeview Drive.  
(Engineering) (Jeff Kramer)

**Attachments:**

- [1. RFCCA Declare Surplus and Sale: 1916 S. Ridgeview Dr.](#)
- [2. MAP Declare Surplus and Sale: 1916 S. Ridgeview Dr.](#)
- [3. ORD Declare Surplus and Sale: 1916 S. Ridgeview Dr.](#)
- [4. EXH A Declare Surplus and Sale: 1916 S. Ridgeview Dr.](#)

**ADOPTED**

2. [O2020-002](#) **Rezoning of Property: Southeast Corner of Avenue 7 1/2 E and 44th Street**

Rezone approximately 19.3 acres from the Agriculture (AG) District to the Medium Density Residential (R-2) District and Medium Density Single-Family Residential (R-2-5) District, for the property located at the southeast corner of Avenue 7 1/2 E and 44th Street, Yuma, AZ. (ZONE-27899-2019) (Community Development/Community Planning) (Laurie Lineberry)

**Attachments:**     [1. RFCCA Rezoning: 7 1/2E and 44th Street](#)  
[2. P&Z RPT Rezoning: 7 1/2E and 44th Street](#)  
[3. ORD Rezoning: 7 1/2E and 44th Street](#)

**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.*

*There are no ordinances scheduled for introduction 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:

**A Motion was made by Councilmember Knight, seconded by Councilmember McClendon to APPOINT Candace Orduno-Crouse and Jack Meerchaum as Municipal Court Judges Pro-Tempore with term expirations of February 4, 2023. Voice vote: approved 7-0.**

**A Motion was made by Councilmember Knight, seconded by Councilmember Watts to APPOINT Barbara Hengl to the Planning and Zoning Commission with a term expiration of December 31, 2021. Voice vote: approved 7-0.**



**A Motion was made by Councilmember Shelton, seconded by Councilmember Morris to APPOINT Lori Arney to the Planning and Zoning Commission with a term expiration of December 31, 2023. Voice vote: approved 7-0.**

- *Municipal Court Judge Pro Tempore - appointments*
- *Planning and Zoning Commission - appointments*

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 January 16, 2020 through February 5, 2020. 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:

**A motion was made by Councilmember Shoop, seconded by Councilmember McClendon to schedule a Special City Council Worksession for February 25, 2020 from noon to 6:00 p.m. to be held at City Hall in Conference Room 142, for the purpose of holding a City Council Retreat. Voice vote: approved 7-0.**

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

**A motion was made by Councilmember Knight, seconded by Councilmember McClendon to adjourn to Executive Session. Voice vote: approved: 7-0.  
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 potential contract litigation. (A.R.S. 38-431.03 A3 & A4)
- B. Discussion, consultation with and/or instruction to legal counsel regarding the Boys and Girls Club and the City of Yuma v. Salvation Army. (A.R.S. 38-431.03 A3 & A4)
- C. Discussion, consultation with and/or instruction to legal counsel regarding potential litigation. (A.R.S. 38-431.03 A3 & A4)
- D. Discussion, consultation with and/or instruction to legal counsel regarding Preannexation Development Agreement for Trail Estates. (A.R.S. 38-431.03 A3 & A4)
- E. Discussion and consultation with legal counsel regarding local preference and procurement. (A.R.S. 38-431.03 A3 & A4)
- F. Discussion, consultation with and/or instruction to legal counsel regarding potential use of City-owned property. (A.R.S. 38-431.03 A3, A4 & A7)

## ADJOURNMENT

**6:20 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.