



City of Yuma City Council Meeting Summary

Wednesday, March 17, 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 March 17, 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 March 16, 2021 are cancelled.

CALL TO ORDER

5:35 PM

INVOCATION

PASTOR TOM BURKS, STONE RIDGE CHURCH

PLEDGE OF ALLEGIANCE

ALYSSA LINVILLE, ASSISTANT DIRECTOR/ZONING ADMINISTRATOR DCD

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**

- Presentation of Yuma Center of Excellence for Desert Agriculture – COVID-19 Wastewater Testing
- Presentation of Proposed Fiscal Year 2022 Federal Agenda for the City of Yuma
- Briefing of the upcoming Marine Corps Air Station-Yuma (MCAS) WTI Exercise

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):

Approval of the Consent Agenda

A motion was made by Councilmember Knight, seconded by Councilmember Shelton, to APPROVE the Motion Consent Agenda with the exception of item B.5. 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

1. [MC 2021-028](#) **Council Goal Setting/Special Worksession Draft Minutes February 23, 2021**

Attachments: [2021 02 23 Council Goal Setting](#)

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)

APPROVED

2. [MC 2021-024](#) **Bid Award: 2nd Avenue Reconstruction - 8th Street to 13th Street**

Authorize the City Administrator to execute a contract for construction services for the 2nd Avenue Reconstruction project, from 8th Street to 13th Street, to the lowest responsive and responsible bidder in the amount of \$1,225,558.00 to: DPE Construction, Inc.; Yuma, Arizona. (Engineering Bid #2021-20000074) (Jeffrey Kramer/Robin R. Wilson)

Attachments:

[1. RFCCA Bid Award: 2nd Avenue Reconstruction](#)

[2. SUPP DOC Bid Award: 2nd Avenue Reconstruction](#)

APPROVED

3. [MC 2021-025](#) **Award: Asphalt Sealcoat Materials**

Award to the lowest responsive/responsible bidder, a one-year contract for asphalt sealcoat materials with the option to renew for four additional one-year periods, depending on the appropriation of funds and satisfactory performance, for an estimated expenditure of \$200,000.00 annually to the following vendor: SealMaster-Arizona, Phoenix, Arizona. (RFB-21-114 - Public Works) (Joel Olea/Robin R. Wilson)

Attachments:

[1. RFCCA Award: Asphalt Sealcoat Materials](#)

[2. SUPP DOC Award: Asphalt Sealcoat Material](#)

APPROVED

4. [MC 2021-026](#) **Agreement Amendments: Arizona Department of Homeland Security**

Authorize the City Administrator to execute two separate amended Subrecipient Agreements with the Arizona Department of Homeland Security for reimbursement of funds expended for overtime, mileage, and equipment for activities in support of Operation Stonegarden. (Police/Patrol) (Susan Smith)

Attachments: [1. RFCCA Subrecipient Agreement: Arizona Dept of Homeland Security](#)
[2. AGMT Subrecipient Agreement: Arizona Dept of Homeland Security](#)
[3. AGMT Subrecipient Agreement: Arizona Dept of Homeland Security](#)

APPROVED

5. [MC 2021-027](#) **Final Plat: AHDC Magnolia Avenue Phase Two Subdivision**

Approve the final plat of the Arizona Housing Development Corporation (AHDC) Magnolia Avenue Phase Two Subdivision. The property is located at the northeast corner of Magnolia Avenue and 5th Street. (Community Development/Community Planning) (Randall Crist)

Attachments: [1. RFCCA Final Plat: AHDC Magnolia Avenue Phase Two Subdivision](#)
[2. PZ REPORT Final Plat: AHDC Magnolia Avenue Phase Two Subdivision](#)
[3. SUPP DOC Final Plat: AHDC Magnolia Avenue Phase Two Subdivision](#)

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

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

COI: 1 - Councilmember Morris

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 Deputy Mayor McClendon, seconded by Councilmember Knight, to ADOPT the Resolution Consent Agenda. 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

1. [R2021-004](#) **Development Fee Deferral: Park West Unit No. 5 Subdivision**

Adopt a resolution authorizing the City Administrator to execute an agreement to defer City of Yuma development fees and water and sewer capacity charges for Park West Unit No. 5 Subdivision, and to collect a \$500.00 administrative fee for the deferral agreement. The effective length of the deferral agreement is for three years from date of execution. (Jeffrey A. Kramer) (Engineering)

Attachments: [1. RFCCA Development Fee Deferral: Park West Unit No. 5 Subdivision](#)
[2. MAP Development Fee Deferral: Park West Unit No. 5 Subdivision](#)
[3. RES Development Fee Deferral: Park West Unit No. 5 Subdivision](#)
[4. AGMT Development Fee Deferral: Park West Unit No. 5 Subdivision](#)

ADOPTED

2. [R2021-005](#) **Preannexation Development Agreement: Maria Arzola Estrada and Julian Arzola**

Authorize a Preannexation Development Agreement with Maria Arzola Estrada and Julian Arzola for property located west of 557 S. Vaughn Avenue. (Community Development/Community Planning) (Randall Crist)

Attachments: [1. RFCCA PDA: West of 557 S. Vaughn Avenue](#)
[2. RES PDA: West of 557 S. Vaughn Avenue](#)
[3. AGMT PDA: West of 557 S. Vaughn Avenue](#)
[4. EXH 1 PDA: West of 557 S. Vaughn Avenue](#)

ADOPTED

FINAL CALL

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

III. ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. 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 March 4, 2021 through March 17, 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.

2. Scheduling:

Motion to schedule future City Council meetings pursuant to Arizona Revised Statutes Section 38-431.02 and the Yuma City Code, Chapter 30.

IV. 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.

V. 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.

VI. EXECUTIVE SESSION

Motion (Knight/McClendon): To adjourn to Executive Session. Voice vote: approved 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 potential contract resolution. (A.R.S. 38-431.03 A3 & A4)

ADJOURNMENT

7:10 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.