

**MINUTES**  
**REGULAR CITY COUNCIL MEETING**  
CITY COUNCIL OF THE CITY OF YUMA, ARIZONA  
CITY COUNCIL CHAMBERS, YUMA CITY HALL  
ONE CITY PLAZA, YUMA, ARIZONA  
**MARCH 20, 2024**  
**5:30 p.m.**

**CALL TO ORDER**

**Mayor Nicholls** called the City Council meeting to order at 5:33 p.m.

**INVOCATION/PLEDGE**

**Father Emilio Chapa**, St. Francis of Assisi Catholic Church, gave the invocation. **Doug Allen**, Director of Finance, led the City Council in the Pledge of Allegiance.

**ROLL CALL**

Councilmembers Present: Morales, Smith, Knight, Morris, Shoop, Shelton, and Mayor Nicholls  
Councilmembers Absent: None  
Staffmembers Present: Acting City Administrator, John D. Simonton  
Various Department Heads or their representative  
City Attorney, Richard W. Files  
City Clerk, Lynda L. Bushong

**FINAL CALL**

**Mayor Nicholls** made a final call for the submission of Speaker Request Forms for agenda related items from members of the audience.

**I. MOTION CONSENT AGENDA**

**Motion** (Morales/Knight): To approve the Motion Consent Agenda as recommended. Voice vote: **approved** 7-0.

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

Special Council Worksession/Legislative Day	March 4, 2024
Special Council Worksession/Legislative Day	March 5, 2024
Special Council Worksession/Legislative Day	March 6, 2024

**B. Executive Session**

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 Atty)

**C. Approval of Staff Recommendations**

1. Award to the most responsive and responsible bidder a one-year contract for the purchase of entertainment promoter services with an option to renew for four additional one-year periods. The option to renew depends on the appropriation of funds and satisfactory performance. The

estimated annual expenditure of \$108,000.00 to BMC Productions & Entertainment LLC, Yuma, Arizona. (RFB-24-172) (Admn/Purch)

2. Authorize the City Administrator to execute a guaranteed maximum price construction contract to the Design-Build team Willmeng Construction with lead designers J2 Engineering and American Ramp Company to build (Construction Phase) Kennedy Skate Park in the amount of \$2,891,566.46. (RFQ-22-179) (Eng/Pks/Purch)
3. Authorize the purchase of night vision goggles, holographic sights, gun-mounted lasers, and ballistic helmets from Safeware, Inc., Lanham, Maryland utilizing a Cooperative Purchase Agreement through OMINA Partners, for a total expenditure of \$434,677.93. (GRT-24-214) (YPD/Purch)
4. Authorize the purchase of various equipment and services supporting the regional radio system utilizing a Cooperative Purchase Agreement through the State of Arizona for a total amount of \$3,172,449.00 to Motorola Solutions, Inc., Chicago, IL (GRT-24-239) (IT/Purch)
5. Authorize the purchase of Ethernet backhaul network equipment utilizing a Cooperative Purchasing Agreement through the State of Arizona for a total amount of \$488,013.12 to Advanced Network Management, Inc., Scottsdale, AZ. (GRT-24-254) (IT/Purch)

## II. RESOLUTION CONSENT AGENDA

**Motion** (Smith/Morales): To adopt the Resolution Consent Agenda as recommended.

**Bushong** displayed the following title(s):

### **Resolution R2024-010**

**A resolution of the City Council of the City of Yuma, Arizona, authorizing and approving an Intergovernmental Agreement between the City of Yuma and Crane Elementary School District No. 13 (creating a safe area of transportation for students attending Gary A. Knox Elementary School) (Eng)**

Roll call vote: **adopted** 7-0.

## III. ADOPTION OF ORDINANCES CONSENT AGENDA

Ordinance O2024-010 – Vacation of Surplus Right-of-Way and Correction of Scrivener’s Error (Vacate a portion of right-of-way (ROW) on Arizona Avenue to the abutting landowner (T3AZ, LLC) upon negotiating a fair market-value purchase price for the vacated ROW and correct a scrivener’s error contained in O2008-36 and in T3AZ, LLC’s subsequent deed for the abutting land) (Eng/Dev Eng)

**Deputy Mayor Morris** declared a conflict of interest and left the dais.

**Motion** (Knight/Smith): To adopt the Ordinances Consent Agenda as recommended.

**Bushong** displayed the following title(s):

**Ordinance O2024-010**

**An ordinance of the City Council of the City of Yuma, Arizona, declaring a portion of Right-of-Way Surplus for City use and vacating title to the abutting property owner upon payment to the City of fair market value and correcting a scrivener's error (eight-foot strip of land near 19<sup>th</sup> Street and Arizona Avenue) (Eng/Dev Eng)**

Roll call vote: **adopted** 6-0-1, **Deputy Mayor Morris** abstaining due to conflict of interest.

**Deputy Mayor Morris** returned to the dais.

**IV. INTRODUCTION OF ORDINANCES**

**Bushong** displayed the following title(s):

**Ordinance O2024-011**

**An ordinance of the City Council of the City of Yuma, Arizona, amending Chapter 154 of the Yuma City Code, as amended, relating to zoning regulations, providing for changes to the zoning code to amend the lot coverage, setbacks, open space requirement, and height allowances for certain residential districts (reduce certain development standards, allow new development opportunities, and encourage an increase in residential density) (Plng & Nbhd Svcs/Cmty Plng)**

**FINAL CALL**

**Mayor Nicholls** made a final call for the submission of Speaker Request Forms from members of the audience interested in speaking at the Call to the Public.

**V. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING**

Announcements

**Knight, Smith, Shelton, Morales, Morris, and Mayor Nicholls** reported on events and meetings they have attended during the last two weeks and upcoming events of note.

Scheduling

**Mayor Nicholls** requested a review of the City Charter's policy on the gathering of nomination petition signatures. **Simonton** stated he is currently working with the legal department and other staff on a possible solution and will present it at the next City Council meeting.

**VI. SUMMARY OF CURRENT EVENTS**

**Simonton** reminded the community to submit their Parks, Arts, Recreation, and Trails (P.A.R.T) Phase II Survey before April 5<sup>th</sup>. He also gave a reminder about the City's Spring Pavement Preservation Program starting March 21, 2024, and about the City's Annual Neighborhood Cleanup coming to an end in a couple of weeks.

- March 21 - 24, 2024, 7:00pm – In the Heights – Historic Yuma Theater
- March 22, 2024, 6:00-8:00pm – Gallery Exhibit Reception – Yuma Art center

**VII. CALL TO THE PUBLIC**

**Patrick Cooley**, non-resident, spoke in support of a salary increase for Mayor and City Council. **Cooley** believes a salary increase is warranted and should be revisited; he made a request to put the initiative back on the ballot.

**Joanne Fiser**, City resident and Executive Director for the Yuma County Anti-Drug Coalition, shared her support in the introduction of drones to the City of Yuma.

The following people spoke in opposition of the City of Yuma adopting a Resolution calling for ceasefire in Gaza:

- **Barbara Hailey**, non-resident
- **Philip Hailey**, non-resident

The following people requested the City of Yuma adopt a Resolution calling for the release of hostages and ceasefire in Gaza:

- **Cynthia Tovar**, City resident
- **Layla Hassin**, non-resident
- **Jennifer Reger**, City resident
- **Holly Danielle**, City resident
- **Charlene Young**, City resident
- **Israa Khan**, City resident

**VIII. EXECUTIVE SESSION/ADJOURNMENT**

**Motion** (Knight/Morris): To adjourn the meeting to Executive Session. Voice vote: **approved 7-0**. The meeting adjourned at 6:19 p.m.

\_\_\_\_\_  
Lynda L. Bushong, City Clerk

APPROVED:

\_\_\_\_\_  
Douglas J. Nicholls, Mayor

Approved at the City Council Meeting of:

City Clerk: \_\_\_\_\_