



City of YUMA

**CITY OF YUMA
REGULAR CITY COUNCIL MEETING **SUMMARY**
COUNCIL CHAMBERS – YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
WEDNESDAY, SEPTEMBER 09, 2009
5:30 P.M.**

CALL TO ORDER **5:30 p.m.**

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

FINAL CALL for submission of Speaker Request Forms

PRESENTATIONS

COMMUNICATIONS / FACTUAL RESPONSES

INFORMATIONAL

UPDATE This is the City Administrator's opportunity to clarify facts regarding statements circulating in the Yuma community in recent weeks concerning City issues and projects. The City Administrator's comments are intended to be informational only and no discussions, deliberations or decisions will occur on this item.

I. 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.

II. 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):

- APPROVED** 1. Special Worksession August 4, 2009
- APPROVED** 2. Regular City Council Meeting August 5, 2009
- APPROVED** 3. Special Worksession August 18, 2009
- APPROVED** 4. Regular City Council Meeting August 19, 2009

B. Approval of Staff Recommendations:

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- 1. 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. **Special Event Liquor License: Knights of Columbus**

Approve a Special Event Liquor License application submitted by John A. Franco, on behalf of the Knights of Columbus. The scheduled event is a fundraiser in support of vocations at Immaculate Conception Church and will be held November 21, 2009, at the Immaculate Conception School, 505 S. Avenue B, from 7:00 p.m. to 1:00 a.m. (SP09-10) (City Administration/City Clerk)

APPROVED 3. Request for Proposal (RFP)/Contract Award: Facility Control and Monitoring System Maintenance and Support

Authorize staff to execute a one-year contract with the option to renew for four additional one-year periods, one period at a time, depending on the appropriation of funds and satisfactory performance, with the sole responsive, responsible bidder for Facility Control and Monitoring System Maintenance and Support to: Millennium 3 Technologies, Tucson, Arizona. (ITS/City Wide RFP #2009000422)

APPROVED 4. Bid Award: City of Yuma Fire Department Training Facility - Phase 1, Streetscape Site Development

Award to the lowest responsive/responsible bidder for City of Yuma Fire Department Training Facility - Phase 1, Streetscape Site Development at a total cost of \$2,694,318.33 to: B.T.Z. Inc., dba Zeller's, Yuma, Arizona. (City Engineering Department - Bid # 2009000449)

APPROVED 5. Request for Proposal (RFP): Community Development Computer Software System

Authorize staff to execute a two-year contract with the option to renew for three additional one-year periods, one period at a time, depending on the appropriation of funds and satisfactory performance for a new Community Development Computer Software System to: EnerGov Solutions, LLC., Atlanta, Georgia. (ITS for DCD #2009000381)

III. 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.

ADOPTED A. Resolution R2009-68 2009 Amendments to Tax Code of the City of Yuma

Declare as a public record the 2009 Amendments to the Tax Code of the City of Yuma (Finance/Administration)

ADOPTED B. Resolution R2009-69 Scrivener's Error: Resolution R2007-68 - General Plan Amendment

Approve the amendment to R2007-68 to correct the omitted text "be amended" in the resolving paragraph of the Resolution. (Community Development/Community Planning)

SUGGESTED MOTION: To adopt the RESOLUTION CONSENT AGENDA as recommended:

M/ _____ S/ _____ RV/ _____

IV. 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.

CONTINUED TO THE RCM OF 9/16/2009 A. Ordinance O2009-29 Zoning Code Text Amendment – Zoning, Chapter 154: 4-H/FFA Project Animals

City staff is requesting this item be continued. Amend the Yuma City Code, Title 15, Chapter 154, Section 003 to allow 4-H and future Famers of America (FFA) project animals in all residential districts subject to requirement; to amend Section 004 to add a definition of 4-H and FFA projects; and to delete conflicting text in Sections 037 & 067. (Continued from the Regular City Council Meetings of April 15 & June 3, 2009) (Z2008-015)

ADOPTED B. Ordinance O2009-52 Lease Agreement: Main Street Canopies

Approve a Lease Agreement for Main Street Canopies (City Administration/Yuma Crossing National Heritage Area)

ADOPTED C. Ordinance O2009-53 Right-of-Way Acquisition Modification: Avenue 3E

Authorize the modified acquisition of right-of-way for Avenue 3E street construction between Gila Ridge Road and 32nd Street, by amending Ordinance No. O2007-09. (City Engineering/Administration)

SUGGESTED MOTION: To adopt the ORDINANCES CONSENT AGENDA as recommended:

M/_____ S/_____ RV/_____

V. 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.

INTRODUCED A. Ordinance O2009-55 Zoning Code Text Amendment: Add Definitions for a Condominium, Planned Unit Development and a Stock Cooperative

Amend the City of Yuma Zoning Code, Title 15, Chapter 154, Section 004 to add the definitions for a Condominium, Planned Unit Development and a Stock Cooperative. (Z2009-011) (Community Development/Community Planning)

VI. PUBLIC HEARINGS & RELATED ACTIONS

There are no Public Hearings scheduled at this time.

VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. Appointment to boards, commissions, committees and offices:
 - Census 2010 Complete Count Committee **Carrie Hunt, Susan Finder, Jenny Hash, Alicia Aguirre, Marie Cooper, Alan Pruitt, Kenny Ham, Jackie Grosset, Mark Nixen, Jeffrey Dewhurst, Robert Filbey, Edward Thomas & Raymond Corona**
 - Design Review Commission: one partial term to expire 08/17/2010

**APPOINTMENTS
MADE –
REMAINING
VACANCIES
OPEN**

- Historic District Review Commission: two partial terms (one General Building Contractor and one Rio Colorado Chapter of AZ Historical Society) to expire 06/30/2012
- Housing Authority of the City of Yuma (HACY): one partial term to expire 12/19/2010 and one partial term to expire 01/21/2013
- Merit System Board: one term to expire 01/15/2012
- Residential Advisory & Appeals Board: two partial (one citizen and one Plumbing Contractor) terms to expire 9/1/2011
- Water and Sewer Commission: one partial term to expire 07/6/2010

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 19, 2009 through September 9, 2009. 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.

VIII. SUMMARY OF CURRENT EVENTS

**INFORMATIONAL
UPDATE**

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.

IX. EXECUTIVE SESSION

**NO EXECUTIVE
SESSION
HELD**

An Executive Session may be held during this meeting to discuss pending Legal/Personnel/Real Estate matters. An Agenda will be posted 24 hours in advance.

ADJOURNMENT 7:03 p.m.

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, PO Box 13012, Yuma, Arizona 85366-3012; (928) 373-5125 or TTY (928) 373-5149.