



City of YUMA

**CITY OF YUMA
REGULAR CITY COUNCIL MEETING AGENDA
COUNCIL CHAMBERS – YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
WEDNESDAY, NOVEMBER 04, 2009
5:30 P.M.**

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

FINAL CALL for submission of Speaker Request Forms

PRESENTATIONS

COMMUNICATIONS / FACTUAL RESPONSES

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

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):

- | | | | |
|-----|----|--|--------------------|
| 8. | 1. | Regular Worksession | September 15, 2009 |
| 17. | 2. | Regular City Council Meeting
<i>(continued from Regular City Council Meeting of
October 21, 2009)</i> | September 16, 2009 |
| 28. | 3. | Special Worksession | October 6, 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)
35. 2. **Bid Award: Main Street Water Treatment Plant Upgrades - Chlorine Scrubber Improvements & Sedimentation Basins 3 & 4 Refurbishment**

Award to the lowest responsive/responsible bidder for Main Street Water Treatment Plant Upgrades: Chlorine Scrubber Improvements & Sedimentation Basins 3 & 4 Refurbishment at a total cost of \$793,320.00 to: RK Sanders, Phoenix, Arizona. (City Engineering Department - Bid #2010000156)
38. 3. **Intergovernmental Agreement: Yuma Union High School District No. 70**

Authorize execution of an Intergovernmental Agreement with Yuma Union High School District No. 70 for the 2009-2010 School Safety Program for the period of one year. (Police/Patrol)

50. 4. Intergovernmental Agreement: Crane School District No. 13

Authorize execution of an Intergovernmental Agreement with Crane School District No. 13 for the 2009-2010 School Safety Program for the period of one year. (Police/Patrol)

64. 5. Agreement: Victims' Rights Program Award Agreement

Authorize the City Administrator to execute the Award Agreement between the Arizona Attorney General and the City of Yuma for the Victims' Rights Program, in the amount of \$4,600.00 for the Fiscal Year 2009-2010. (City Attorney/City Prosecutor)

68. 6. Final Plat Time Extension: Triple S Industrial Park Subdivision, Unit #2

Approve the time extension for the final plat of the Triple S Industrial Park Subdivision, Unit #2. The property is located at the southeast corner of Arizona Avenue and 36th Street. The applicant is Dahl, Robins, and Associates, on behalf of YLI, LLC. (S2005-017-01TE) (Community Development/Community Planning)

81. 7. Infrastructure and Services Report: Annexation Area No. A2009-03 - Avenue 9 1/2 E and 32nd Street

Approve an Infrastructure and Services Report for Annexation Area No. A2009-03, an annexation area of approximately 128.7 acres of territory that includes a residential mobile home subdivision and a commercial RV park located in the vicinity of Avenue 9 1/2 E and 32nd Street. (City Administration/Economic Development)

85. 8. Infrastructure and Services Report for Annexation Area No. A2009-06: Gila Ridge Road and Avenue 3E

Approve an Infrastructure and Services Report for Annexation Area No. A2009-06, an annexation area of approximately 69 acres of territory located at the southeast corner of Gila Ridge Road and Avenue 3E. (City Administration/Economic Development)

89. 9. Infrastructure and Services Report for Annexation Area No. A2009-12: County 17 1/2 Street and Avenue 1 1/2 E

Approve an Infrastructure and Services Report for Annexation Area No. A2009-12, an annexation area of approximately 63.4 acres of territory located at the southeast corner of County 17 1/2 Street and Avenue 1 1/2E. (City Administration/Economic Development)

93. 10. Infrastructure and Services Report for Annexation Area No. A2009-13: East Mesa at Avenue 9E

Approve an Infrastructure and Services Report for Annexation Area No. A2009-13, an annexation area of approximately 109.9 acres of territory located on the East Mesa south of 32nd Street at Avenue 9E. (City Administration/Economic Development)

SUGGESTED MOTION: To approve the MOTION CONSENT AGENDA as recommended:

M/ _____ S/ _____ VV/ _____

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.

There are no Resolutions scheduled at this time.

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.

97. A. Ordinance O2009-63 Exchange and Acquisition of Real Property: 16th Street and Avenue A Improvements

Authorize staff to exchange and acquire property for 16th Street and Avenue A intersection improvements. (City Attorney)

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.

107. A. Ordinance O2009-64 Annexation Area No. A2009-03: Avenue 9 1/2 E and 32nd Street

Authorize annexation and designation of zoning of unincorporated territory located in the vicinity of Avenue 9 1/2 E and 32nd Street. (City Administration/Economic Development)

117. B. Ordinance O2009-65 Annexation Area No. A2009-06: Gila Ridge Road and Avenue 3E

Authorize annexation and designation of zoning of property located in an unincorporated territory located at the southeast corner of Gila Ridge Road and Avenue 3E. (City Administration/Economic Development)

128. C. Ordinance O2009-66 Annexation Area No. A2009-12: County 17 1/2 Street and Avenue 1 1/2E

Authorize annexation of approximately 63.4 acres of territory located at the southeast corner of County 17 1/2 Street and Avenue 1 1/2E. (City Administration/Economic Development)

136. D. Ordinance O2009-67 Annexation Area No. A2009-13: East Mesa at Avenue 9E

Authorize annexation and designation of zoning of unincorporated territory located on the East Mesa south of 32nd Street at Avenue 9E. (City Administration/Economic Development)

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:
 - Design Review Commission: one partial term to expire 08/17/2010
 - 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
 - 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 07/6/2013

2. Announcements:
 - 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 October 21, 2009 through November 4, 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

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

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

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.