

MINUTES
REGULAR CITY COUNCIL MEETING
CITY COUNCIL OF THE CITY OF YUMA, ARIZONA
CITY COUNCIL CHAMBERS, YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
SEPTEMBER 15, 2010
5:30 p.m.

CALL TO ORDER

Mayor Krieger called the City Council meeting to order.

INVOCATION/PLEDGE

Mike Bondora, representing KFCY radio station, gave the invocation. **Wilkinson** led the City Council in the pledge of allegiance.

ROLL CALL

Councilmembers Present: Stuart, Mendoza, Beeson, McClendon, Brooks-Gurrola, Johnson and Mayor Krieger

Councilmembers Absent: none

Staffmembers Present: City Administrator, Gregory K. Wilkinson
Director of Parks and Recreation, Becky Chavez
Various Department Heads or their representative
City Clerk, Lynda L. Bushong

FINAL CALL

Mayor Krieger made a final call for the submission of Speaker Request Forms from members of the audience.

PRESENTATIONS

- **Wilkinson** presented to the City Council the award won by the City Parks and Recreation Department for the Valley Aquatics Center. The center was named the Outstanding Facility of the Year in the 25,000 to 100,000 population category by the Arizona Parks and Recreation Association.
- **Chief McArthur** recognized recent Fire Department promotions:
 - Lynn Wojcik to Battalion Chief
 - Jose Deanda to Fire Engineer
 - Juan Huerta to Firefighter/EMT

I. CALL TO THE PUBLIC

Gary Wright, 25240 Elks Lane, #27, presented a document he had prepared, entitled *Yuma County Transit System*, to the City Council. In the document, he proposes an intergovernmental agreement that would provide citizens with affordable public transit. He reviewed the details of his plan and urged the City Council to find the solutions necessary for a continuing transit system in Yuma. **Wilkinson** stated staff is in the process of implementing some of the ideas Wright mentioned; his comments will be taken into consideration.

Mayor Krieger explained to Shereen Khan-Guinn that the City Council encourages public input; however, repetitive issues detract from the other speakers. He stated Guinn could speak tonight if her comments were on a different subject than she has raised previously. **Shereen Khan-Guinn**, 560 E. Palo

Verde, noted that she does speak on different issues. Just recently, she was denied a meeting with the Police Department, which prompted her call to the Arizona Ombudsman's Office. **Mayor Krieger** stopped further comments from Guinn.

II. MOTION CONSENT AGENDA

Wilkinson clarified that funding for Item B.6 is coming from bond and utility funds, which are legally prohibited from being spent on anything other than capital improvement projects; the monies cannot be used for employee salaries or transportation costs. These are funds leftover from various projects that need to be used; using the funds as recommended by staff is the most reasonable way to do so.

Motion (Johnson/Mendoza): To adopt the Motion Consent Agenda as recommended, with the exception of Item B.5, which was removed by Beeson for separate consideration. Voice vote: **approved** 7-0.

A. Approval of minutes of the following City Council meetings:

Special Worksession	June 1, 2010
Regular Worksession	June 15, 2010
Regular City	June 16, 2010

B. Approval of Staff Recommendations:

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). (Attny)
2. Approve a Special Event Liquor License application submitted by Carolyn Bennett, on behalf of the Yuma Fine Arts Association for Oktoberfest. The fundraiser event will be held October 16, 2010, at the Yuma Art Center complex, 254 S. Main Street, from 6:00 p.m. to 9:00 p.m. (SP10-12) (Admin/Clerk)
3. Approve a New Restaurant, # 12, Liquor License application submitted by Mario Arnulfo Hernandez, agent for AGRO International, Inc., dba Hunter Steakhouse, 2355 S. 4th Avenue, Yuma, Arizona. (LL10-17) (Admin/Clerk)
4. Award to the lowest responsive/responsible bidder for West Wetlands Parkway Scenic Beautification and Landscape at a total cost of \$518,917.45 to Yuma Valley Contractors, Yuma, Arizona. (Bid 2010000460) (Eng)
5. Removed for separate consideration; see below.
6. Authorize a five-year contract, with the option to renew for five additional one-year periods, one period at a time, depending on the appropriation of funds and satisfactory performance, for purchase of software and services from New World Systems, Inc., utilizing a cooperative purchase agreement initiated by the State of Arizona, at an estimated first-year cost of \$770,715.15, to Dell Marketing, LP, Phoenix, Arizona. (Bid 20110000118) (Finance)

7. Authorize the City Administrator and City Staff to sign an Intergovernmental Agreement with Yuma Elementary School District No. 1 for the assignment of three School Resource Officer positions funded by the 2010-2011 School Safety Program. (Police/Patrol)
8. Approve the 2010 Grant Agreement with the US Bureau of Reclamation for \$2 million for continued restoration of the Yuma East Wetlands. (Admin/YCNHA)

Motion Consent Agenda Item Removed for Separate Consideration

- B.5. Award to the lowest responsive/responsible bidder for new 12" Watermain and Pavement Replacement at 5th Avenue from 8th Street to 16th Street, at a total cost of \$977,286,856.00, to DPE Construction, Inc., Yuma, Arizona. (Bid 2010000440) (Eng)

Motion (Beeson/Johnson): To continue Motion Consent Agenda Item B.5 to the Regular Council Meeting of September 29, 2010. Voice vote: **approved** 6-1; McClendon voting nay.

III. RESOLUTION CONSENT AGENDA

Motion (Beeson/Johnson): To approve the Resolution Consent Agenda as recommended.

Bushong displayed the following titles:

Resolution R2010-48

A resolution of the City Council of the City of Yuma, Arizona, authorizing the execution of an agreement with the State of Arizona for a Highway Safety Improvement Grant for the upgrade of school signs

(School material sign acquisition: amount: \$35,000)(Eng)

Resolution R2010-53

A resolution of the City Council of the City of Yuma, Arizona, authorizing the execution of an agreement with the State of Arizona for a Transportation Enhancement Grant for the Design and An American Recovery and Reinvestment Act of 2009 Grant for the construction of a multi-use pathway along and near the Yuma Main Canal and the Colorado River

(Pivot Point retail village canal walk; amount: \$855,367) (Eng)

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

IV. ADOPTION OF ORDINANCES CONSENT AGENDA

Motion (McClendon/Johnson): To adopt the Ordinance Consent Agenda as recommended.

Bushong displayed the following titles:

Ordinance O2010-43

An ordinance of the City Council of the City of Yuma, Arizona, annexing to said city a portion of Sections 5 and 6, all lying within Township 9 South, Range 23 West of the Gila & Salt River Base & Meridian, Yuma County, Arizona, and amending Chapter 154 of the Yuma City Code, as amended, designating the zoning of certain property to the General Commercial District, and amending the

zoning map to conform thereto, pursuant to the provisions of Title 9, Chapter 4, Article 7, Arizona Revised Statutes and amendments thereto

(Annexation Area A2010-04: Sonic; property located: southeast corner of Avenue B and the 30th Street Alignment) (DCD/Planning)

Ordinance O2010-48

An ordinance of the City Council of the City of Yuma, Arizona, amending Chapter 154 of the Yuma City Code, as amended, rezoning certain property hereinbefore located in the Agriculture (AG) District to the Low Density Residential (R-1-6) District and the Medium Density Residential (R-2) District and amending the zoning map to conform thereto

(Z2010-02; applicant: Dahl, Robins, and Associates on behalf of Yuma Desert Land, LLC; property: southeast corner of Avenue 7E and 36th Street) (DCD/Planning)

Ordinance O2010-49

An ordinance of the City Council of the City of Yuma, Arizona, amending Chapter 154 of the Yuma City Code, as amended, rezoning certain property hereinbefore located in the Limited Commercial (B-1) District to the Transitional (TR) District and amending the zoning map to conform thereto

(Z2010-006; applicant: City of Yuma; property: 860 W. 32nd Street) (DCD/Planning)

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

V. INTRODUCTION OF ORDINANCES - none


VI. PUBLIC HEARINGS - none

VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING - none

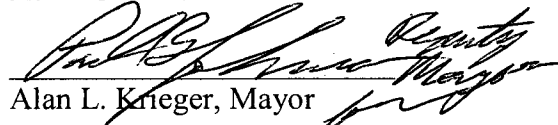
VIII. SUMMARY OF CURRENT EVENTS - none

IX. EXECUTIVE SESSION/ADJOURNMENT

There being no further business, **Mayor Krieger** adjourned the meeting at 5:59 p.m. No Executive Session was held.


Lynda L. Bushong, City Clerk

APPROVED:


Alan L. Krieger, Mayor

Approved at the City Council Meeting of:
December 1, 2010
Deputy City Clerk: Jane Kern