

MINUTES
REGULAR CITY COUNCIL MEETING
CITY COUNCIL OF THE CITY OF YUMA, ARIZONA
CITY COUNCIL CHAMBERS, YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
JANUARY 5, 2011
5:30 p.m.

CALL TO ORDER

Mayor Krieger called the City Council meeting to order.

INVOCATION/PLEDGE

Tyrone Jones, Pastor of Calvary Temple of Christ, gave the invocation. **Greg Wilkinson**, City Administrator, led the City Council in the pledge of allegiance.

ROLL CALL

Councilmembers Present: Stuart, Mendoza, Beeson, McClendon, Brooks, Johnson and Mayor Krieger
Councilmembers Absent: none
Staffmembers Present: City Administrator, Gregory K. Wilkinson
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

Mayor Krieger presented the 2011 State of the City Address, a copy of which is attached hereto, as Attachment #1, and by this reference made a part hereof.

I. CALL TO THE PUBLIC

Ann Harrison, P.O. Box 1796, on behalf of the National Association for the Advancement of Colored People (NAACP), invited Mayor, Council and the community to an upcoming event celebrating the life of Martin Luther King, Jr., on Sunday, January 16, 2011.

II. MOTION CONSENT AGENDA

Motion (Mendoza/Brooks): To adopt the Motion Consent Agenda as recommended. Voice vote: **approved 7-0.**

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

Regular Worksession	October 19, 2010
Regular Worksession	November 2, 2010
Regular Council Meeting	November 3, 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 Dale Richard Hiller, on behalf of the American Legion Post 19, for the Spirit of Yuma Military Festival. The fundraiser event will be held at the Yuma Quartermaster Depot State Historic Park, 201 N. 4th Avenue, on January 21, 2011 from 9:00 a.m. to 5:00 p.m., January 22, 2011 from 9:00 a.m. to 5:00 p.m., and January 23, 2011 from 9:00 a.m. to 3:00 p.m. (SP11-01) (Admin/Clerk)
3. Approve a Special Event Liquor License application submitted by Dale Richard Hiller, on behalf of the American Legion Post 19, for the Blue Grass Festival. The scheduled event will be held at the West Wetlands Park, 2200 W. Water Street, on January 22, 2010 from 9:00 a.m. to 6:00 p.m. (SP11-02) (Admin/Clerk)
4. Approve a Special Event Liquor License application submitted by Keith A Boyd, on behalf of the Fort Yuma Rotary, for the Mardi Gras event. The fundraiser event will be held at the 100-300 blocks of Main Street, on February 25, 2011 from 7:00 a.m. to 11:00 p.m. (SP11-03) (Admin/Clerk)
5. Award to the lowest responsive/responsible bidder for 8th Street to 4th Avenue, Colorado River to Avenue 2E, Yuma - Finding Our Way Home, at a total cost of \$233,850.98, to DPE Construction, Inc., Yuma, Arizona. (Bid # 2011000151) (YCNHA)
6. Authorize staff to execute a one-year contract for Electrical Services, with the option to renew for four additional years, one year at a time, depending on the appropriation of funds and satisfactory performance, to be used by all Departments of the City of Yuma. The following contractors would provide the service as needed, at a total overall estimated annual cost of \$150,000.00 to JCJ Electric Corporation, Yuma, Arizona (primary; and, O & M Electric, LLC, Yuma, Arizona (Secondary). (Bid # 2011000233) (Citywide)
7. Award to the lowest two responsive/responsible bidders for Backflow Preventer Assemblies, Replacement Parts & Accessories a one year contract with the option to renew for four additional one-year periods, at an estimated first-year cost of \$15,000.00, which will exceed \$50,000.00 over the five-year life of the contract depending on the appropriation of funds and satisfactory performance, as needed, with Backflow Apparatus & Valve Co – BAVCO, Long Beach, California; and, Yuma Winnelson Co, Yuma, Arizona. (Bid # 2011000152) (Citywide)
8. Award to the lowest two responsive/responsible bidders for Nuts & Bolts (Fasteners & Related Hardware) a one-year contract with the option to renew for four additional one-year periods, at an estimated first-year cost of \$24,000.00, which will exceed \$50,000.00 over the five-year life of the contract depending on the appropriation of funds and satisfactory performance, as needed with Copper State Bolt & Nut Co. Yuma, Arizona; and, Barnes Distribution, Cleveland, Ohio. (Bid # 2011000130) (Citywide)

9. Award to the lowest responsive/responsible bidder for Class A Foam, a one-year contract with the option to renew for four additional one-year periods, one period at a time, at an estimated annual cost of \$17,850.00 which may exceed the \$50,000.00 over the five-year life of the contract. Renewals will depend on the appropriation of funds and satisfactory performance, on an as-needed basis with L N Curtis & Sons, Phoenix, Arizona. (Bid # 2011000197) (Fire)
10. Authorize the "turn key" project consisting of replacement of cooling tower, permitting, demolition, start up and test services, as required to complete the replacement project by a qualified licensed contractor at a cost of \$48,900.00 (before tax), be awarded to FMI Heating and Cooling, Tempe, Arizona. (Bid #2011000237) (Parks/YCC)
11. Authorize the City Administrator to negotiate and execute a contract agreement for one year, with the option to renew for four additional one-year terms, depending on satisfactory performance to the following firm Intermedix, Placerville, California. (RFP #2010000298) (Fire)

III. RESOLUTION CONSENT AGENDA - none

IV. ADOPTION OF ORDINANCES CONSENT AGENDA

Motion (Brooks/Mendoza): To adopt the Ordinance Consent Agenda as recommended.

Bushong displayed the following titles:

Ordinance O2010-66

An ordinance of the City Council of the City of Yuma, Arizona, amending Yuma City Code Sections 34-02, 34-05, 50-02, 50-21, 70-31, 137-02, 150-016, 150-175, 154-283, 154-538, 170-18, and 193-86 to standardize City of Yuma Board and Commission members' terms to five years, with terms expiring on December 31 of the respective year

(Board and Commission Term Alignment) (Admin/Clerk)

Ordinance O2010-68

An ordinance of the City Council of the City of Yuma, Arizona, authorizing a grant of easement for a power line to the Yuma County Water Users' Association, authorizing and directing that certain parcels of street rights-of-way be abandoned for public use as street right-of-way, and establishing authority to subsequently place a restrictive covenant on 11.16 acres of city-owned real property for the purpose of creating upland habitat in mitigation of unpermitted activities within the Yuma West Wetlands Park

(Right-of-way abandonment: portions of 9th Avenue, 11th Avenue and 12th Avenue) (Admin/YCNHA)

Ordinance O2010-69

An ordinance of the City Council of the City of Yuma, Arizona, authorizing and directing that a certain parcel of real property hereinafter described, be acquired by the City of Yuma, by gift or transfer, for the reason that such property is required to provide additional cemetery property and other public purposes as may be related thereto, and authorizing payment of the costs necessary for the acquisition of said parcel of real property

(Property acquisition located in the City cemetery from the Benevolent and Protective Order of the Elks for use as burial plots) (Parks and Rec/Admin)

Ordinance O2010-70

An ordinance of the City Council of the City of Yuma, Arizona, authorizing and directing that a certain easement, hereinafter described, be acquired by the City of Yuma, for the reason that such easement is required to improve the public roadway and utility infrastructure and other public purposes as may be related thereto, and authorizing payment therefor, together with costs necessary for the acquisition thereof

(Right-of-way acquisition: Avenue 3E) (Eng)

Ordinance O2010-71

An ordinance of the City Council of the City of Yuma, Arizona, annexing to said city a portion of Section 35 all lying within Township 8 South, Range 23 West of the Gila and 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 Aesthetic Overlay 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 A2010-006: Yuma Pacific Avenue LLC; property located at the southeast corner of Pacific Avenue and 16th Street) (DCD/Planning)

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

V. INTRODUCTION OF ORDINANCES

Bushong displayed the following title:

Ordinance O2011-01

An ordinance of the City Council of the City of Yuma, Arizona, authorizing and directing that a certain parcel of real property, hereinafter described, together with the described Temporary Construction Easement, be acquired by the City of Yuma, by gift, easement, purchase or under the power of eminent domain, for the reason that such property is required to improve the public roadway and utility infrastructure and other public purposes as may be related thereto, and authorizing payment therefor, together with costs necessary for the acquisition of said parcel of real property

(Right-of-way acquisition: 12th Street between Avenue B and Avenue A; CIP 5.9811) (Eng)

VI. PUBLIC HEARINGS - none

VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Motion (McClendon/Johnson): To appoint George Ehrich to the Building Advisory Board with an expiration term of December 31, 2015. Voice vote: **approved** 7-0.

Motion (Johnson/Brooks): To re-appoint David Harrington to the Building Advisory Board with an expiration term of December 31, 2015. Voice vote: **approved** 7-0.

Motion (Stuart/Johnson): To re-appoint William S. Masland, M.D. to the Housing Authority of the City of Yuma (HACY) with an expiration term of December 31, 2015. Voice vote: **approved** 6-0-1; Mendoza declared a conflict of interest as he is employed by HACY.

Motion (Beeson/Brooks): To re-appoint William Craft to the Housing Authority of the City of Yuma with an expiration term of December 31, 2015. Voice vote: **approved** 6-0-1; Mendoza declared a conflict of interest, as stated above.

Motion (Johnson/Stuart): To re-appoint Diane Hansberger to the Industrial Development Authority with an expiration term of December 31, 2016. Voice vote: **approved** 7-0.

Motion (Brooks/McClendon): To appoint or re-appoint Mark Pancrazi to the Industrial Development Authority with an expiration term of December 31, 2016. Voice vote: **approved** 7-0.

Motion (McClendon/Mendoza): To appoint the City Administrator, Greg Wilkinson, as the City of Yuma's representative for the Intergovernmental Public Transportation Authority. Voice vote: **approved** 7-0.

Motion (Mayor Krieger/Stuart): To nominate Raul Mendoza to the position of Deputy Mayor for the year 2011. Voice vote: **approved** 7-0.

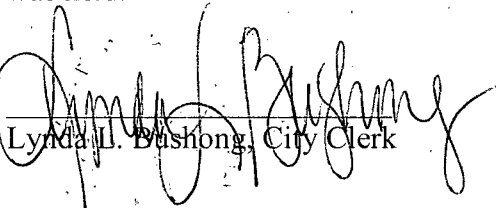
VIII. SUMMARY OF CURRENT EVENTS

Wilkinson noted

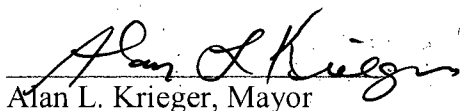
- Upcoming Household Hazardous Waste collection day on Saturday, January 8th, at the City of Yuma North Public Works yard
- New Years Resolution 10-K Run at the West Wetlands beginning at 8:30 a.m. on Saturday, January 8th

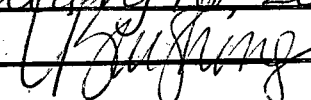
IX. EXECUTIVE SESSION/ADJOURNMENT

There being no further business, **Mayor Krieger** adjourned the meeting at 6:00 p.m. No Executive Session was held.


Lynda L. Bushong, City Clerk

APPROVED:


Alan L. Krieger, Mayor

Approved at the City Council Meeting of:
February 10, 2011
City Clerk: 

STATE OF THE CITY ADDRESS

*Mayor Alan Krieger
January 5, 2011*

Good Evening.

In Article 7, Section (C), The City Charter requires the Mayor, to annually give the City Council information relative to the affairs of the City. This is generally known as the State of the City Address.

This past year has gone by in a flash, but that's how it goes when you're busy. Some of the changes at City Hall are obvious and others more subtle. The new City Administrator has been a welcome change to the community, City employees and to the Mayor and Council.

Administration

Our City Administration and staff are working hard to restore trust and confidence in your local Government. The City Administrator and staff have met with local business leaders and the Chamber of Commerce, to repair those broken relationships. I have been very clear about who we work for. I have met with different developers and groups to establish better working relationships to make sure, the City is doing all that they can to assist businesses, to help them get through the tough economic times, we are currently facing. I don't expect all parties to agree 100% of the time. I am committed to continually encourage a honest, frank discussion on the issues we're faced with.

This past year we have had to make many hard choices to reduce our expenditures to live within our means and budgets. We are happy to say our budget is balanced. This past year, we reduced our City staffing 123 positions through attrition or just over 12%, saving about six million a year. While we have reduced positions we have still manage to maintain the critical services we provide.

We have become more flexible working cooperatively on projects like the Green Gate Cooler to speed our processes to meet aggressive construction timelines, in order to assist in getting the facilities on-line and get people working.

We have re-directed our efforts to “buy locally” and have some local contracts in place and are working on others to purchase materials and supplies locally, wherever we can, along with contracting locally.

We are also implementing the New World Financial Administration, Human Resources and Utility billing, which will reduce manpower requirement by reduction in duplicate data entry and track many financial transactions we currently track manually.

We are finalizing the implementation of our Community Development software, EnerGov, which will assist us in tracking applications and make much of the applications and tracking available on-line to Yuma citizens. On-line access will be provided for Building Permits, Planning and Zoning, Code Enforcement, Licensing, Web access and Credit Card payments.

As for Sales Tax Revenue, November 2010 beat 2009 by \$63,000 (2.8%). Year to date (YTD) shows we're up \$394,000. Look a little closer and you'll see Retail Trade (the largest classification) is still suffering and is down one percent for the year. What has increased overall is construction, up 41%, YTD. We are still down significantly from prior years, but up from last year.

In response to citizen suggestions, we have simplified our City website to make it easier to find City information and will be incorporating changes from citizen comments.

We are also working cooperatively with the County and other cities, to partner where it makes sense and saves money. Some of these areas are in Public Safety and GIS, with additional collaboration planned.

Many Departments now have a fresh approach to old problems. Public Safety has expanded our partnership with Arizona Department of Public Safety, through the Regional Communications System. Both are kicking in several million dollars and we have received a grant worth \$2.2 million dollars from anti-racketeering funds to provide more sites and latest software and servers.

City's Information Technology Services (ITS) is currently working together with all other Yuma County 9-1-1 Centers, Qwest and the State of Arizona to work together to build one Geographic Information System to provide all dispatch centers in the County with up to date mapping and 9-1-1 information.

This past year in September 2009, the Yuma Police Department (YPD) began a major reorganization and during 2010 changes continued to be made to ensure that YPD provides excellent service to the residents of Yuma and becomes one of the premier law enforcement agencies in Arizona.

Compared to statistics in the first half of 2009, the crime statistics for January to June 2010, have shown a decrease in most categories.

Thanks to the voters that were willing to approve long term funding, the City will be able to maintain the excellent level of equipment and facilities and service, we have worked so hard to achieve.

YPD and ITS are working together to develop an on-line citizen reporting system for citizens to more easily report minor crimes such as bicycle theft, vandalism, and lost property. Video Recording Systems are being installed in Patrol vehicles utilizing grant funding.

In April 2010, Master Police Officer Cruz Vidal was appointed Public Affairs liaison to our Hispanic community. Her duties include keeping lines of communication open with our Hispanic citizens through the use of local Spanish newspapers and news media.

During March and April of 2010, YPD held the 13th Annual Citizens Police Academy. Sixteen attendees graduated on May 4, 2010.

YPD announced in August, that we will participate in the GREAT Program, aiming to launch the program by the start of the second semester in January 2011. GREAT, or Gang Resistance Education and Training, is a nationwide program that provides a prepared curriculum local Police Officers take into the classrooms of elementary and middle schools, to teach the students skills that will help them avoid destructive behavior.

A new K-9 Unit was announced on July 30, 2010, by Police Chief Jerry Geier. This is the Yuma Police Department's first ever patrol-based K-9 Unit.

Through October 31, 2010, a total of 158,152 calls have been received in the Public Safety Communications Center and 30,522, 9-1-1 calls have been received.

In April 2010, the City of Yuma announced the formation of TAGS, The Anti-Graffiti Strategy Program. Since its inception, more than a dozen “Taggers” have been identified and several have been arrested and prosecuted. From January 2, 2010 to November 1, 2010, there have been 2,552 calls to the Graffiti Hotline.

On December 24, 2010, a habitual tagger was arrested at the San Luis Port of Entry. This is a direct result of the cooperative effort of Local and Federal Law Enforcement on the Border.

GRANTS

During 2010, YPD has applied for and received numerous grants, amounting to well over 3 million dollars. Additionally, we have received jointly between other Law Enforcement Agency and Fire agencies, about five million dollars in grants. These funds assist us with Border Security and advance our Public Safety agencies and the service we provide.

As part of the Federal initiative to improve response to chemical accidents on or around the border, our Fire Department trains and exercises with Mexican communities from Baja California and Sonora.

FIRE

The City Fire Department is in the final step of getting its Certificate of Necessity. This will allow emergency transport in City ambulances instead of having to wait until other ambulances arrive.

The Public Safety Training Facility will be completed this year. Both the Police Department and Fire Department will soon be training on the driving track and Burn Facility. It will allow for state of the art training for our Fire Department and City academies training, keeping out of town training expenses to a minimum. The Training Center was completed using only local contractors.

During the past year, we have provided mutual aid to Somerton, Wellton, Winterhaven, Imperial County, the United States Border Patrol and the Marine Corps Air Station-Yuma. When called, we sent an engine company to the “Sheep” wildfire near Wrightwood, California.

We are working closely with all our public safety partners. The City of Yuma and

MCAS forged the first Automatic Aid Agreement at a Federal facility in Arizona.

The Utilities Department is continuing to look at ways to improve service while minimizing costs. Over 60% of the City is now utilizing automatic meters to reduce our meter reading costs. In addition, the Department is now exploring the use of the next generation of meter reading equipment, which can be done from a computer terminal inside the Utilities offices.

With the finished construction of the new award winning Agua Viva Water Plant, the Utilities Department now has the facilities it needs for several years to come. These plants have been modernized to be able to remotely manage them from one location, saving significant personnel costs. We have secured a long term (30 year) water delivery contract to supply water to the new Aqua Viva Plant.

The Completion and Opening of Pivot Point Plaza is a major addition to the Riverfront and helps tell the story of the Yuma Crossing for residents and visitors alike.

With significant help from the community and with the limitations on City funds due to budget challenges, we partnered to keep open two State Historic Parks; the Yuma Quartermaster Depot and Yuma Territorial Prison.

We are currently working with GSA to facilitate the construction of the \$30 million Federal Courthouse within the Riverfront Project. This Project will help jumpstart private investment surrounding the Courthouse site and will be a big boost to the Historic downtown area. Construction will begin this year.

The Finance Department was awarded its 28th Certificate of Achievement for Excellence in Financial Reporting for the 2009 Comprehensive Annual Financial Report and received its Seventh Award of the Distinguished Budget Presentation.

The Administrator and Finance Director are re-evaluating expenditures in all departments, in anticipation of continued revenue reductions. This fiscally constrained approach to Capital Improvement Projects and operational costs will reduce the cost of Government to the taxpayer.

PARKS

The City of Yuma received the Arizona Parks and Recreation Association's

“Outstanding Facility Award” for the Valley Aquatic Center. The Recreation Department hosted the National Men’s 16” Softball Tournament for the Amateur Softball Association Class “A” Division. A new scoring system at the Athletic Fields has been implemented to again, save on labor costs.

The Parks Department completed renovation of eight Desert Sun Tennis Courts (July 2010) and collaborated with the Hoops Project to locate an outdoor, lighted basketball court at Winsor Park with (estimated value \$115,000 – in August 2010). Work is underway for a new restroom and loop road at Joe Henry Park.

The privatization of the Desert Hills Golf Course has proven to be incompatible with the community and economically unsound.

We have utilized more inmate labor in the maintenance of the Golf Course and ground of the Deyo Complex, streets, etc., to help keep costs down.

This year the City Council, the Administrator and I, will work even harder to serve the community in a way that will honor the City employees, the taxpayers, with the highest standard.