

on the 200 Block of Main Street on March 25, 2011 from 6:00 p.m. to 10:00 p.m. (SP11-07)
(Admin/Clerk)

3. Approve a Special Event Liquor License application submitted by Fernando Hernandez, on behalf of the Immaculate Conception Catholic Church, for the Rodeo Ranchero event. The scheduled event will be held at Rancho San Fernando, located at 3882 S. Avenue 5¼ E, on February 20, 2011 from 12:00 p.m. to 6:00 p.m. (SP11-11) (Admin/Clerk)
4. Approve a Special Event Liquor License application submitted by Robert Lee Stull, on behalf of the Yuma Rotary Club, for the Yuma Rotary St. Patty's Day Auction. The fundraiser event will be held at Arizona Western College in building 3C, 2020 S. Avenue 8 E, on March 12, 2011 from 6:00 p.m. to 1:00 a.m. (SP11-12) (Admin/Clerk)
5. Approve a Special Event Liquor License application submitted by William W. Dowd III, on behalf of the Rotary Club of Yuma North End, for the Yuma Renaissance Faire. The scheduled event will be held at the West Wetlands Park on February 4, 2011 from 11:00 a.m. to 9:00 p.m., February 5, 2011 from 11:00 a.m. to 9:00 p.m., and February 6, 2011 from 11:00 a.m. to 6:00 p.m. (SP11-14) (Admin/Clerk)
6. Approve an application for a Temporary Extension of Premises/Patio Liquor License Permit submitted by William Edward Malo, agent for LZ Bar & Grill, 2175 S. Harley Drive, Yuma, Arizona, for an "Anniversary Party #4" scheduled for April 16, 2011. (EP11-01) (Admin/Clerk)
7. Removed for separate consideration; see below.
8. Declare as surplus and authorize the disposal of certain City personal property and equipment at the annual public auction scheduled for February 26, 2011 or by competitive sealed bid or online public auction. (Bid #2010000305) (Purch)
9. Authorize a contract amendment to the original Request for Proposal to increase the contract value by \$5,000,000.00 to the Integrated Mobile Wireless Data Solution contract with: Motorola Inc., (Contract #03-13042) San Diego, California. (RFP #2003000453) (ITS)

Motion Consent Agenda Item Removed for Separate Consideration

- B.7 Award to the lowest responsive/responsible bidder for Roadway Improvements, 32nd Street and Avenue 6E at a total cost of \$437,990.85 to DPE Construction, Inc., Yuma, Arizona. (Bid # 2009000326) (Eng)

Motion (Johnson/Beeson): To approve Motion Consent Agenda Item B.7., as recommended. Roll call vote: **approved** 5-1; Stuart voting nay.

III. RESOLUTION CONSENT AGENDA

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

Bushong displayed the following title:

Resolution R2011-02

A resolution of the City Council of the City of Yuma, Arizona, amending Resolution No. R2010-34 for the purpose of revising certain designated fund budget authority contained in the Capital Improvement Program for Fiscal Year 2011 (Capital Improvement Program Budget Adjustment) (Eng)

Roll call vote: **adopted** 6-0.

IV. ADOPTION OF ORDINANCES CONSENT AGENDA

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

Bushong displayed the following title:

Ordinance O2011-02

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 conveyed by easement to Southwest Gas Corporation by the City of Yuma, for the reason that such easement is required for the construction, expansion, operation and maintenance of Southwest Gas Corporation natural gas pipeline facilities (Conveyance of Easement: Avenue A and 32nd Street, expand Southwest Gas facilities) (Eng)

Roll call vote: **adopted** 6-0.

V. INTRODUCTION OF ORDINANCES

Johnson asked the City Administrator to explain the procedure for introducing, adopting and making amendments on ordinances, particularly as they apply to the Medical Marijuana Zoning Code Text Amendment.

Wilkinson stated once the Medical Marijuana zoning ordinance was drafted, staff reached out to other organizations for input. A presentation was given at the Worksession in which staff gave a public overview of the ordinance. Now the ordinance is up for introduction or first reading; this is an opportunity for community input and further discussion by City Council. Action to adopt the ordinance typically takes place at the next Regular City Council Meeting. However, if City Council chooses at the adoption to amend the ordinance, the ordinance would need to be re-introduced and then adopted at the following Regular City Council Meeting. After the ordinance is adopted the City Council is able to make amendments as they deem necessary; however, the process of introduction and adoption starts over on the amendments brought forward. The introduction and adoption of an ordinance typically takes two City Council meetings.

Speaker

Joann Villareal, 1198 S. 9th Avenue, expressed her support of Ordinance O2011-06. She suggested the City Council develop a Medical Marijuana Task Force assigned to observe the dispensaries activities and

that City Council require the dispensaries to have one week of video footage available in case a crime is committed. The dispensaries are designed for medical patients to have safe access to their medication. As of December 2, 2011, medical Marijuana patients will be legal to have 2.5 ounces of medical marijuana and the medication is distributed in many forms. A person requesting to make a purchase at a dispensary must show proper medical recommendation from a doctor. Police Officers who pull over a patient who has been prescribed medical marijuana, should be educated to identify the various recommendation forms, limitations and know what numbers to call to verify the validity of a recommendation. She offered to work with the Police Chief to assist with the training his officers.

Mayor Krieger stated the Director of Community Development put the ordinance together, which deals with zoning. Anything beyond that is dealt with through the County Health Department and the State. He recommended Villareal speak to Lineberry and the County Health Department.

Bushong displayed the following titles:

Ordinance O2011-04

An ordinance of the City Council of the City of Yuma, Arizona, amending Chapter 154 of the Yuma City Code, as amended, to add the Public Designation (P) Overlay District to various City-owned and maintained parks and amending the Zoning Map to conform thereto
(Rezoning of Property: add public designation overlay to various City Parks) (DCD/Planning)

Ordinance O2011-05

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 remove the word 'Public' from the on-site signage criteria for public schools and providing penalties for violations thereof
(Zoning Code Text Amendment: School Signage Requirements) (DCD/Planning)

Ordinance O2011-06

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 by adding Article 22, Medical Marijuana Dispensaries, and providing penalties for violations thereof
(Zoning Code Text Amendment: Medical Marijuana) (DCD/Planning)

VI. PUBLIC HEARINGS

Annexation Area No. A2010-07: Johnson Trust A public hearing to consider the annexation of a property generally located at the southeast corner of Avenue 8½E and 32nd Street. (A2010-007)
(DCD/ Planning)

Mayor Krieger opened the public hearing at 5:49 p.m.

Albers presented the following information:

- Applicants: Roger L. Johnson Trust and the Norman R. & Louise C. Johnson Trust

- The request is in conjunction with a previous City Council approved preannexation development agreement along with a major General Plan amendment approved by City Council changing the northern most portions of the properties from Low Density Residential to Commercial.
- Includes two parcels in an adjacent public right-of-way.
- Currently there are no development plans; however, the owner intends to eventually develop a commercial establishment.
- It is the intent of the City to develop a fire station on the south 2.5 acres.
- Introduction of the ordinance is anticipated on March 2, 2011 with the adoption being March 16, 2011.

There being no further discussion, **Mayor Krieger** closed the Public Hearing at 5:51 p.m.

VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Motion (Brooks/Stuart): To re-appoint Karen Conde to the Planning and Zoning Commission with an expiration term of December 31, 2015. Voice vote: **adopted** 6-0.

Motion (Brooks/Johnson): To re-appoint Linda Collins to the Merit System Board with an expiration term of December 31, 2015. Voice vote: **adopted** 6-0.

Motion (Beeson/Brooks): To re-appoint James Allen to the Housing Authority of the City of Yuma with an expiration term of December 31, 2015. Voice vote: **adopted** 5-0-1; Mendoza declared a conflict of interest due to his employment.

VIII. SUMMARY OF CURRENT EVENTS

Wilkinson announced the Humane Society will be having a town hall meeting regarding feral cats at the Hampton Inn. Also, AlleyCatAllies.org has verbally committed to helping the City of Yuma in the educational outreach to the community and will be furnishing materials.

Wilkinson quoted the following statistics that were provided by Chief Geier on behalf of the Yuma Police Department:

Abandoned Vehicle Project

- 517 vehicles were tagged
- Owners received adequate time to address the issue
- Assistance was provided if requested

Crime

- Homicide rate is unchanged
- Robberies are down 35%
- Burglaries are down 25%
- Motor vehicle thefts are down 40%,
- Assaults and larceny are slightly up in.

Traffic

- Injury accidents are down 6%,
- Non injury accidents are down 3.6%

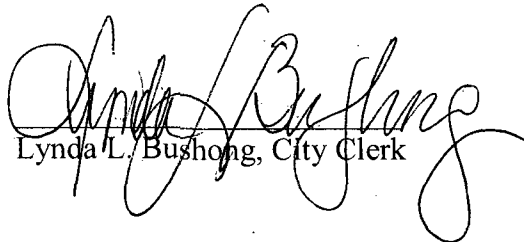
- Fatality accidents are down 60%.

The Yuma Police Department is sponsoring a Special Olympics Polar Plunge event on March 19, 2011. Chief Geier, Mayor Krieger and Wilkinson are participating in the fundraising event.

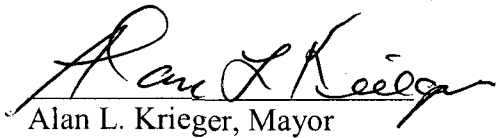
Wilkinson also informed the community there is a freeze warning for the area and urged people to protect outside plants and pipes.

IX. EXECUTIVE SESSION/ADJOURNMENT

There being no further business, **Mayor Krieger** adjourned the meeting at 6:01 p.m. No Executive Session was held.


Lynda L. Bushong, City Clerk

APPROVED:


Alan L. Krieger, Mayor

Approved at the City Council Meeting of:
April 20, 2011
City Clerk: 