

MINUTES
REGULAR CITY COUNCIL MEETING
CITY COUNCIL OF THE CITY OF YUMA, ARIZONA
CITY COUNCIL CHAMBERS, YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
MAY 4, 2011
5:30 p.m.

CALL TO ORDER

Mayor Krieger called the City Council meeting to order.

INVOCATION/PLEDGE

Nathan Shepherd, Pastor of Generations Church, gave the invocation. **Paul Brooberg**, Director of City Engineering, 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** and **Wilkinson** recognized four out-going Board and Commission members for their years of service to the City of Yuma:
 - Claude Waller – Municipal Property Corporation 2002-2011
 - Joe Montoya – Industrial Development Authority 1984-2011
 - Thomas Tyree – Merit System Board 2001-2011
 - Ryan Hengl – Housing Authority of the City of Yuma 2007-2011

I. CALL TO THE PUBLIC

Carlos Figari, 115 S. Madison Avenue, invited the City Council to attend the “Margarita Fiesta” on Friday May 6, 2011, at the Pivot Point Conference Center. The event is being sponsored by an organization, Adult Literacy Plus, that assists people with getting their General Education Development (GED) diploma.

Robert Pickels, Yuma County Administrator/Clerk of the Board of Supervisors, 198 S. Main Street, reminded the public to vote in the upcoming Special Election for Yuma County’s Jail District Tax on May 17, 2011. Yuma County is offering information regarding the use of the tax. Any questions should be directed to him by contacting Yuma County Administration.

II. MOTION CONSENT AGENDA

Motion (McClendon/Beeson): 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	January 18, 2011
Regular Worksession	February 1, 2011
Regular Worksession	February 15, 2011

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 Gary J. Snyder, on behalf of the Next Generation Leadership Council, for a Car Show and a Black & White Masquerade Party. The event will be held at 1335 S. Pacific Avenue, on Saturday, May 14, 2011 from 10:00 a.m. to 2:00 a.m. (SP11-24) (Admin/Clerk)
3. Approve an Interim Permit and New Beer and Wine Store (#10) Liquor License application submitted by Bruce Wayne Holbrook, agent for Express Stop AZ LLC dba Express Stop #506, 2490 W. 8th Street, Yuma, Arizona. (LL11-05) (Admin/Clerk)
4. Approve an Interim Permit and New Beer and Wine Store (#10) Liquor License application submitted by Bruce Wayne Holbrook, agent for Express Stop AZ LLC, dba Express Stop #505, 1600 S. Avenue B, Yuma, Arizona. (LL11-06) (Admin/Clerk)
5. Award of an Emergency Contract for the Analysis and Update of the Citywide Impact Fees with TischlerBise, Inc., Bethesda, Maryland, in the amount of \$82,000.00, in accordance with Yuma City Code, Section 36-40, Emergency Procurement. (Bid #2011000395) (Admin)
6. Authorize Staff to purchase water treatment chemicals for use by various departments within the City on an as-needed basis, utilizing a cooperative purchase agreement between the City of Chandler through Strategic Alliance for Volume Expenditures (SAVE) and the City of Yuma, at an estimated annual cost of \$1,191,612.79 with the following companies:

A & M Corson's AquaValue Pool Supply	Scottsdale, AZ
AllChem Performance Products	Gainesville, FL
Applied Products Group, LLC	Scottsdale, AZ
Aquatic Environmental Systems	Tempe, AZ
Basic Chemical Solutions, LLC	Phoenix, AZ
Brenntag Pacific	Chandler, AZ
Cal-Pacific Carbon, LLC	Fields Landing, CA
Chemical Specialists, LLC	Chandler, AZ

DPC Enterprises, LP	Glendale, AZ
F2 Industries, LLC	Smyrna, TN
General Chemical Performance Products, LLC	Parsippany, NJ
Kemira Water Solutions	Lawrence, KS
Hill Brothers Chemical Company	Phoenix, AZ
Polydyne, Inc.	Riceboro, GA
Salt Works	Mesa, AZ
Thatcher Company of Arizona	Buckeye, AZ
Waternuts Aquatic Enterprises, Inc, dba Commercial Pool Repair (CPR)	Scottsdale, AZ

(Bid #2011000367) (Utilities)

7. Authorize staff to negotiate and execute a one-year contract with the option to renew for four additional one-year periods, depending on the appropriation of funds and satisfactory performance, for Biosolids Removal and Disposal with Ag Tech, LLC, Yuma, Arizona. (RFP #2011000135) (Utilities)
8. Authorize a Special Use Permit between the new owners of Yuma River Tubing and the City of Yuma for use of City property to operate a commercial water tubing concession. (Parks & Rec)

III. RESOLUTION CONSENT AGENDA - none

IV. ADOPTION OF ORDINANCES CONSENT AGENDA

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

Bushong displayed the following titles:

Ordinance O2011-13

An ordinance of the City Council of the City of Yuma, Arizona, authorizing and directing that a certain easement parcel of real property, hereinafter described, be acquired by the City of Yuma by gift, for the reason that such property is required to improve the public utility infrastructure and other public purposes as may be related thereto
(Waterline Easement: 2750 Augusta Drive) (Eng)

Ordinance O2011-14

An ordinance of the City Council of the City of Yuma, Arizona, authorizing and directing that a certain easement parcel of real property, hereinafter described, be acquired by the City of Yuma by gift, for the reason that such property is required to improve the public utility infrastructure and other public purposes as may be related thereto
(Waterline Easement: 2220 Pacific Avenue) (Eng)

Ordinance O2011-15

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 General Commercial (B-2) District and amending the zoning map to conform thereto (Property located: southeast corner of Avenue 8½ E and 32nd Street; applicant: City of Yuma on behalf of the Johnson Trust; Z2010-016) (DCD/Planning)

Ordinance O2011-16

An ordinance of the City Council of the City of Yuma, Arizona, amending Chapter 154 of the Yuma City Code, as amended, to add a new administrative approval item to the minor maintenance modifications for Historic District properties (Zoning Code Text Amendment: Design and Historic Review Commission; Z2011-001) (DCD/Planning)

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

V. INTRODUCTION OF ORDINANCES

Bushong displayed the following titles:

Ordinance O2011-17

An ordinance of the City Council of the City of Yuma, Arizona, amending Ordinance O2010-58, for the purpose of revising a certain legal description contained therein and authorizing and directing that a certain parcel of real property, hereinafter described, 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 (Property Acquisition Modification: traffic signal located at 8th Street and 14th Avenue) (Eng)

Ordinance O2011-18

An ordinance of the City Council of the City of Yuma, Arizona, fixing compensation and benefits for the office of Municipal Judge from and after January 1, 2012 (HR)

VI. PUBLIC HEARINGS - none

VII. YUMA RIVERFRONT MASTER PLAN AND RELATED AGENDA ITEMS

- A. Resolution R2011-07 Amended Development Agreement:** Approve the Third Amendment to Amended and Restated Yuma Riverfront Master and First Phase Development and Disposition Agreement (Admin/YCNHA)

Motion (Mendoza/McClendon): To adopt the Resolution R2011-07 as recommended.

Bushong displayed the following title:

Resolution R2011-07

A resolution of the City Council of the City of Yuma, Arizona, to amend (third amendment) the Amended and Restated Yuma Riverfront Master and First Phase Development and Disposition Agreement with Clark-Lankford, LLC for the redevelopment of the Yuma riverfront (Admin/YCNHA)

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

B. Ordinance O2011-19 Amended Lease: Approve the Second Amendment to the Yuma Riverfront Development First Phase Land and Improvements Lease (Admin/YCNHA)

Bushong displayed the following title:

Ordinance O2011-19

An ordinance of the City Council of the City of Yuma, Arizona, authorizing a second amendment to the Yuma Riverfront Development First Phase Land and Improvements Lease between the City of Yuma and Clark-Lankford, L.L.C for certain parcels of real property, hereinafter described (Admin/YCNHA)

VIII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Motion (Stuart/Mendoza): To re-appoint Cynthia Leon to the Yuma County Library District Board of Trustees, with a term to expire on June 30, 2014. Voice vote: **approved 7-0.**

Motion (Brooks/McClendon): To schedule a Special Worksession at 2:00 p.m. on Wednesday, May 25th, 2011, in the City Hall Conference Room #190 for the purpose of reviewing and discussing the City of Yuma's 2011-2012 budget. Voice vote: **approved 7-0.**

IX. SUMMARY OF CURRENT EVENTS

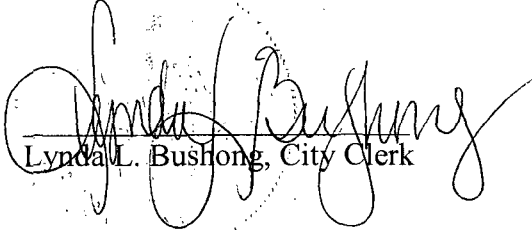
Wilkinson reported the following:

- The dedication of the Quechan Indian Tribe's Sunrise Park, which was built by the Tribe in conjunction with the City of Yuma.
- The dedication of the new General Walker Gate at Yuma Proving Grounds, named in honor of General Walton "Bulldog" Walker who was the commander of the 8th Army during the Korean War.
- On May 7, 2011, the Yuma Orchestra Association will present Classico Concerto at the Historic Yuma Theatre featuring the Arizona State Attorney General, Tom Horne, playing a selection from the Piano Concerto in F by George Gershwin.

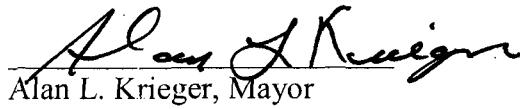
Mendoza invited everyone to attend the Law Enforcement Memorial on May 15, 2011 at the Quartermaster Depot at 7:00 p.m. Representation from all local law enforcement agencies will be there to honor officers killed in the line of duty.

X. EXECUTIVE SESSION/ADJOURNMENT

Motion (Mendoza/Beeson): To adjourn to Executive Session. Voice vote: **approved** 7-0. The meeting adjourned at 5:51 p.m; however, no Executive Session was held.


Lynda L. Bushong, City Clerk

APPROVED:


Alan L. Krieger, Mayor

Approved at the City Council Meeting of:
June 15, 2011
City Clerk: 