



City of YUMA

**CITY OF YUMA
REGULAR CITY COUNCIL MEETING AGENDA
COUNCIL CHAMBERS – YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
WEDNESDAY, JUNE 01, 2011
5:30 P.M.**

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

FINAL CALL for submission of Speaker Request Forms

PRESENTATIONS

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):

- 7. 1. Regular City Council Meeting March 16, 2011
- 11. 2. Regular Worksession April 5, 2011

B. Approval of Staff Recommendations:

Page Item

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)

20. 2. Special Event Liquor License: Yuma Fine Arts Association, Inc.

Approve a Special Event Liquor License application submitted by Carolyn J. Bennett, on behalf of the Yuma Fine Arts Association, Inc. for the Summer Beerfest. The fundraiser event will be held at the Yuma Art Center, 254 S. Main Street, on June 4, 2011 from 6:00 p.m. to 9:00 p.m. (SP11-25) (City Administration/City Clerk) (Lynda L. Bushong)

22. 3. Liquor License: Yuma Southwest Refrigeration, Inc. dba Mad Greek Restaurant

Approve a New Restaurant (#12) Liquor License application submitted by Scott Brian Wilson, agent for Yuma Southwest Refrigeration, Inc. dba Mad Greek Restaurant, 1725 S. 3rd Avenue, Yuma, Arizona. (LL11-07) (City Administration/ City Clerk) (Lynda Bushong)

24. 4. Donation: World Trade Center Salvaged Artifact

Accept donation of the World Trade Center salvaged artifact to be displayed at the main entrance of the City of Yuma Public Safety Training Facility. (Fire/ Administration) (Jack McArthur)

26. 5. Bid Award: Ammunition and Firearms

Authorize staff to execute a one-year contract for Ammunition and Firearms with the option to renew for four additional one-year periods, depending on the appropriation of funds and satisfactory performance to the following firms on an as-needed basis at an estimated annual cost of \$99,430.00 to the following vendors:

- | | |
|--------------------------------|-----------------------|
| Lawmens and Shooters Supply | Vero Beach, Florida |
| San Diego Police Equipment Co. | San Diego, California |
| Sig Sauer Inc. | Exeter, New Hampshire |
| Spragues Sports Inc. | Yuma, Arizona |

(Bid #2011000349 / Police Department - Chief Jerry Geier)

33. 6. Amended Intergovernmental Agreement: Arizona Western College

Approve an Amended Intergovernmental Agreement with Arizona Western College to facilitate a City of Yuma Police substation near Araby Road and 26th Street. (Police/Administration) (Jerry Geier)

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.

40. A. Resolution R2011-12 Yuma Metropolitan Planning Organization: Cocopah Indian Tribe Membership

Approve a resolution adding the Cocopah Indian Tribe as a representative organization in the Yuma Metropolitan Planning Organization with one additional vote on the Yuma Metropolitan Planning Organization (YMPO) Board (City Administration/Administration) (Gregory K. Wilkinson)

SUGGESTED MOTION: To adopt the RESOLUTION CONSENT AGENDA as recommended:

M/ _____ S/ _____ RV/ _____

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.

44. A. Ordinance O2011-20 Annexation Area No. A2011-03: Barco

Authorize annexation of property generally located at 2220 S. Pacific Avenue (Avenue 2E). (Community Development/Community Planning) (Laurie Lineberry)

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.

50. A. Ordinance O2011-21 Repeal Ordinances 1277 and 095-027 and form a single Parks, Arts and Recreation Commission

Create a Parks, Arts and Recreation Commission and repeal Ordinances 1277 and 095-027 thereby amending City Codes 170 and 50 and abolishing the Parks and Recreation Commission and Arts and Culture Commission. (Parks & Recreation/Administration) (Becky Chavez)

55. B. Ordinance O2011-22 Amend Ordinance No. O97-49

Amend Ordinance No. O97-49 to allow for the operation of a Police Substation at the described real property. (Police/Administration) (Jerry Geier)

58. C. Ordinance O2011-23 Exchange, Sale and Acquisition of Real Property

Authorize the acquisition of two parcels of real property at the northeastern corner of 16th Street and 6th Avenue through an exchange and purchase, and the sale and exchange of two parcels of City of Yuma-owned real property at the northwestern corner of 32nd Street and Avenue 8E. (City Engineering/Administration) (Paul Brooberg)

VI. PUBLIC HEARINGS & RELATED ACTIONS

There are no public hearings scheduled at this time.

VII. TEN-YEAR CAPITAL IMPROVEMENT PROGRAM AND 2011-12 CITY OF YUMA BUDGET

66. A. Resolution R2011-11 2012-2021 Ten-Year Capital Improvement Program

Adopt the 2012-2021 Ten-Year Capital Improvement Program, pursuant to the Yuma City Charter, Article XIII, Sections 10 and 11. (City Administration/Administration) (Ana Lugo)

SUGGESTED MOTION: To adopt Resolution R2011-11 as recommended:

M/_____ S/_____ RV/_____

74. B. Preliminary Budget:

Adopt the City of Yuma Preliminary Budget for Fiscal Year 2011-2012 in the amount of \$242,766,617 which includes a Capital Improvement Program Budget of \$89,309,313 and an Operating Budget of \$153,457,304. (Finance/Administration) (Pat Wicks)

SUGGESTED MOTION: To adopt the Preliminary Budget as recommended:

M/_____ S/_____ VV/_____

VIII. ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. 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 May 19, 2011 through June 1, 2011. 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.
2. Scheduling: Motion to schedule future City Council meetings pursuant to Arizona Revised Statutes Section 38-431.02 and the Yuma City Code, Chapter 30.

IX. 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.

X. EXECUTIVE SESSION

An Executive Session may be held during this meeting for personnel, legal, litigation and real estate matters pursuant to A.R.S. Section 38-431.03 A(1), (3), (4), & (7). 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.

MINUTES
REGULAR CITY COUNCIL MEETING
CITY COUNCIL OF THE CITY OF YUMA, ARIZONA
CITY COUNCIL CHAMBERS, YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
MARCH 16, 2011
5:30 p.m.

CALL TO ORDER

Deputy Mayor Mendoza called the City Council meeting to order.

INVOCATION/PLEDGE

Monsignor O’Keefe, retired Monsignor from Immaculate Conception Church, gave the invocation. **Edward Thomas**, 2011 Charter Review Committee Vice Chairman led the City Council in the pledge of allegiance.

ROLL CALL

Councilmembers Present: Stuart, McClendon, Brooks and Deputy Mayor Mendoza
Councilmembers Absent: Beeson, Johnson and Mayor Krieger
Staffmembers Present: City Administrator, Gregory K. Wilkinson
Various Department Heads or their representative
City Attorney, Steven W. Moore
City Clerk, Lynda L. Bushong

FINAL CALL

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

PRESENTATIONS

I. CALL TO THE PUBLIC

Ann Harrison, P.O. Box 1976, touched on the following:

- Arizona will be celebrating its centennial in less than a year, in which many events have been planned. She suggested that during celebrations adding a little green on Main Street in honor of Saint Patrick’s Day.
- Helen Thomas Bennett, a late Yuma resident who dedicated her life to improving health conditions in Yuma, was inducted into the Arizona Women’s Hall of Fame last Thursday.
- The Arizona History Convention will be held in Yuma at the Hilton Garden Inn Pivot Point Conference Center from April 28 to May 1, 2011.

P.A. “Doc” Birdick, P.O. Box 333, stated that he did some research and found that there are multiple cities throughout the United States that require the licensing of cats; however, he would like to see the measure go to the voters and he will be circulating petitions at City Hall in the First Amendment area.

II. MOTION CONSENT AGENDA

Motion (Brooks/Stuart): To adopt the Motion Consent Agenda as recommended. Voice vote: **approved** 4-0.

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

Regular Worksession	November 16, 2010
Regular City Council Meeting	January 19, 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 Susan A. Bostic, on behalf of the Saint Francis of Assisi Parish, for a Benefit for the Children Event. The fundraiser event will be held at the Palms RV Resort located at 3400 S. Avenue 7E on Saturday, April 9, 2011 from 5:00 p.m. to 12:00 a.m. (SP11-20) (Admin/Clerk)
3. Approve a Special Event Liquor License application submitted by Krystal Dawn Hengl, on behalf of the Humane Society of Yuma, for the Critter Country Event. The fundraiser event will be held at the Palms RV Resort located at 3400 S. Avenue 7E on Saturday, March 26, 2011 from 5:30 p.m. to 10:00 p.m. (SP11-21) (Admin/Clerk)
4. Approve an Interim Permit/Person Transfer of a Bar (#6) Liquor License application submitted by James Neng Ki Lee, agent for Lee & Pio Corporation dba Ah So Sushi & Robata, located at 3950 W. 24th Street, Yuma, Arizona. (LL11-03) (Admin/Clerk)
5. Approve a New Restaurant (#12) Liquor License application submitted by James Neng Ki Lee, agent for Lee & Pio Corporation dba Ah So Sushi & Robata, located at 3950 W. 24th Street, Yuma, Arizona. (LL11-04) (Admin/Clerk)
6. Approve a request submitted by David Johnson, Vice President of Turf Paradise, for an Off-Track Betting License at the Yuma Landing, located at 195 S. 4th Avenue, with a term to expire May 31, 2012, to coincide with the term of Turf Paradise's existing State license. The owners of the Yuma Landing have expressed their support for the Off-Track Betting operation. (OTB06-02) (Admin/Clerk)
7. Authorize staff to execute a one-year contract for Plumbing Services, with the option to renew for four additional one-year periods, 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 on an as-needed basis, at an estimated annual cost of \$50,000.00. Westar Plumbing Services, Yuma, Arizona; American Eagle Plumbing of Arizona, Yuma, Arizona; and, PHD, LLC, Yuma, Arizona. (Bid #2011000274) (Citywide)
8. Authorize an Intergovernmental Agreement between Arizona Western College and the City of Yuma for the use of the City of Yuma Public Safety Training Facility. (Police/Admin)
9. Authorize an Intergovernmental Agreement between the Western Arizona Law Enforcement Training Academy and the City of Yuma for the use of the Public Safety Training Facility. (Police/Admin)

III. RESOLUTION CONSENT AGENDA

Motion (Brooks/McClendon): To adopt the Resolution Consent Agenda as recommended.

Bushong displayed the following title:

Resolution R2011-04

A resolution of the City Council of the City of Yuma, Arizona, expressing opposition to the elimination of road funding previously dedicated to Yuma County through the Arizona Department of Transportation and diverting the funding to other Arizona jurisdictions

(Admin)

Roll call vote: **adopted** 4-0.

IV. ADOPTION OF ORDINANCES CONSENT AGENDA

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

Bushong displayed the following title:

Ordinance O2011-08

An ordinance of the City Council of the City of Yuma, Arizona, annexing to said City a portion of Section 11 of Township 9 South, Range 22 West of the Gila and Salt River Base & Meridian, Yuma County, Arizona and pursuant to the provisions of Title 9, Chapter 4, Article 7, Arizona Revised Statutes and amendments thereto

(A2010-007: Johnson Trust) (DCD/Planning)

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

V. INTRODUCTION OF ORDINANCES

Bushong displayed the following title:

Ordinance O2011-09

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 General Commercial (B-2) District to the General Commercial / Aesthetic Overlay (B-2/AO) district and amending the zoning map to conform thereto

(Applicant: the City of Yuma on behalf of Stephen and Shirley Kleppe, Bobby and Elizabeth Merritt; property located at northeast corner of Avenue B and 31st Street; Z2010-015) (DCD/Planning)

VI. PUBLIC HEARINGS - none

VII. ANNOUNCEMENTS AND SCHEDULING

Mendoza reported attending the opening of the East Wetlands scenic overlook, which is located along the Colorado River. The overlook was named in honor of former Senator and Yuma resident Herb Guenther for the work that he invested in the community.

Motion (Stuart/McClendon): To set Special Worksession/Roundtable for April 12th, April 26th and May 10th, 2011 at 5:00 p.m. in Conference Room #190 at City Hall for the purpose of holding a joint meeting with the Planning and Zoning Commission to discuss the proposed 2012 General Plan. Voice vote: **approved** 4-0.

VIII. SUMMARY OF CURRENT EVENTS

Wilkinson thanked Senator McCain and Senator Kyl, Representative's Grijalva, Quail, Pastor and Franks who will be providing letters of support in upcoming project to attempt to bring jobs to the community. Also, the Polar Plunge, a fundraiser for the Special Olympics, is scheduled at the Yuma Valley Aquatic Center at 10:00 a.m. on Saturday, March 19, 2011.

IX. EXECUTIVE SESSION/ADJOURNMENT

There being no further business, **Deputy Mayor Mendoza** adjourned the meeting at 5:49 p.m. No Executive Session was held.

Lynda L. Bushong, City Clerk

APPROVED:

Alan L. Krieger, Mayor

MINUTES
REGULAR WORKSESSION
CITY COUNCIL OF THE CITY OF YUMA, ARIZONA
YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
April 5, 2011
5:00 p.m.

CALL TO ORDER

Mayor Krieger called the City Council meeting to order.

Councilmembers Present: Stuart, Mendoza, Beeson, McClendon, Brooks, Johnson and Mayor Krieger
Councilmembers Absent: none
Staffmembers Present: City Administrator, Greg Wilkinson
Director of Community Development, Laurie Lineberry
City Attorney, Steven W. Moore
Various department heads or their representatives
City Clerk, Lynda Bushong

I. REGULAR CITY COUNCIL MEETING AGENDA OF APRIL 6, 2011

Ordinance O2011-09 Rezoning of Properties: Northeast corner of Avenue B and 31st Street, Yuma, AZ.

Mayor Krieger referenced a previous discussion regarding the review of the Aesthetic Overlay (AO) and the possibility of scaling back and refining the process. If this process is pending review is it necessary to continue with the current implementation of the AO given the current economic strain on businesses? **Lineberry** agreed that it has been discussed to scale back the AO, but because of the need to address other time sensitive issues it has not been addressed. The reason this item was brought before Council is because it is part of a development agreement that was previously approved by City Council. **Mayor Krieger:** Is the development agreement time sensitive that mandates this action to be address at this time? Could this be delayed until the AO process is reviewed? **Lineberry** replied that this component of the agreement can be postponed.

Mendoza asked if this agenda item could be pulled from the agenda. **Johnson** suggested the development agreement be modified to exclude the AO component. **Mayor Krieger** indicated that if removing Ordinance O2011-09 from the agenda was not a violation it could be considered, but amending the agreement should be postponed until all development agreements can be addressed at the same time. **Moore** recommended that since Ordinance O2011-09 is on the agenda for adoption, instead of removing the agenda item Council should consider continuing it for a specified time period. **Mayor Krieger** agreed, if staff could provide a feasible timeline to address the current AO and the development agreement. **Lineberry** responded that 180 days should be enough time to address these issues.

Ordinance O2011-10 Zoning Code Text Amendment: Conditional Use Permit Time Extensions

Mayor Krieger stated that based on the meeting minutes from the Planning and Zoning Commission meeting on February 14, 2011, information about the appeals process was going to be provided once review of the ordinance was completed. **Mayor Krieger** indicated he was uncomfortable making a decision until all information was available for Council's review. **Lineberry** informed Council that the information would be available during the Regular Council Meeting on April 6, 2011, once it's reviewed by the City Attorney's Office.

II. ARIZONA PUBLIC SERVICE 230kV INFRASTRUCTURE UPDATE

Paul Herndon, Senior Siting Consultant, Arizona Public Service Company (APS) presented the following:

- History of the 230kV siting effort
 - In 2007 transmission planners identified a need for additional resources in the Yuma area to adequately serve the growing area and to add reliability to the APS system. The project was suspended in 2008 as a result of slowing regional growth, in-service date change for the Palo Verde North Gila #2 500kV project and local Yuma area upgrades.
- APS Public Siting Activities/Conceptual Project Schedule
 - Began collecting input in April 2010 through ongoing stakeholder briefings, Public Open House meetings, and discussions with special interest groups such as MCAS and Western Area Power Administration (WAPA)
 - Next Public Open House is scheduled for April 27, 2011, at the Hampton Inn & Suites, from 5:30 p.m. to 7:30 p.m.
 - During the summer of 2010 a preliminary route was identified, alternate routes will be identified by the summer of 2011.
 - Prepare and file a Certificate of Environmental Compatibility application with the Arizona Power Plant and Transmission Line Siting Committee by Fall 2011
 - Hearings will be held and then recommendations will be submitted to the Arizona Corporation Commission for approval, denial, or an amended application.
 - Arizona Corporation Commission Line Siting Hearings – Fall/Winter 2011
 - Hearings are open to the public for comments in support or against the project
 - Stakeholder briefings and opportunities for public comment will occur through out this time period.
- North Gila, Transmission Station 8 (TS-8), and Yucca 230kV Project
 - Project Description
 - Double-circuit 230kV capable transmission line; this is a large line that can carry a lot of bulk power.
 - Substation interconnection facilities at North Gila and Yucca Power Plant, and a new 230/69kV substation at TS-8
 - Single shaft steel poles about 130-150 feet high
 - Typical right-of-way width of 100 feet
 - Potential co-location of existing and future APS 69kV facilities
 - Project Need
 - Necessary component for the 500kV transmission line from Palo Verde generating hub to North Gila substation presented in 2008. The 500kV transmission line will bring bulk power into the area and provide the ability to introduce new transmission element into the Yuma area to supplement the existing 69kV system. This will increase reliability of the

APS systems and increase the load serving capability in the Yuma area for many years to come.

- The area continues to grow even through the depressed economy. The project will provide opportunities to integrate regional renewable generation resources into the electric system.
- Project Timeline
 - The North Gila Substation to TS-8 segment is scheduled for completion during the summer of 2014 which coincides with the date the 500kV transmission line will be in service at the North Gila Substation.
 - The TS-8 to Yucca Power Plant portion completion date has not been determined. This project falls beyond APS' 10-year planning horizon.

Jim Valenzuela Sr., Director of SW Energy Delivery, APS, displayed the following:

- Power sources all come from the northern part of APS' service territory:
 - Yucca Power Plant is a peaking plant that only comes on during peak loads in the summer.
 - Shaw Industries has a code generation plant that allows 50 megawatts to be acquired
 - North Gila Substation is the main source with a 500kV transmission line
 - Gila Substation is a western power authority substation
- The 69kV lines connect all substations to the power source. The new substation located between Avenue 1E and 4th Avenue Extension and the substation on Avenue 6E will serve as a switch yard with the ability to interconnect the different 69kV line systems. The switch yards allow the system to connect and feed from different directions. It also allows a 69kV line to run from the substation to San Luis and the Baja Substation near the new port of entry. The importance of this substation is the ability to serve the south part of Yuma through different 69kV lines that will integrate right into the TS-8 Substation.
- One of the goals is to partner with other utilities similar to previous projects to accomplish consolidation of poles, avoid breaking new ground, and impacting other customers.
- Ensure these two projects remain separate

Johnson expressed residents' concern of having multiple power lines and poles going along the same routes. **Valenzuela** responded that the map displayed is a planning map which serves more as a connection type map. The approved routes will be presented to the public at the Public Open Houses to allow for public input.

McClendon asked if once the 69kV project for the Waldrip Substation is completed in 2012, if it will allow other substations with excess power to pull energy from it. **Valenzuela** explained that the Waldrip Substation is intended to work as a switch yard which makes it possible to bring power to substations from different directions. The switch yard gives APS the ability to manage the flow of energy and feed power to out of service lines, due to an outage. **McClendon** inquired if the switch yard will allow APS to address outages such as the one that occurred on August 2010 more efficiently. **Valenzuela** indicated that the switch yard will help minimize the amount of time and customers affected during outages. During the August 2010 storm APS was able to shorten the length of the outage and restore power because of the ability to feed from different directions from the 69kV line system and the distribution system. This switch yard will also give the ability to add another loop feed for the cities of Somerton and San Luis. This will truly enhance the ability to diversify the number of areas APS can restore.

Herndon displayed the following:

- The plan is to connect the 500kV line to the North Gila Substation; this will create a number of different line-route links. The intent is not to build the transmission line on all the routes but to create a family of routes. The route that will be presented to the public will be modified to illustrate changes in the lines encroaching on the department of defense lands. The map will continue to evolve and change as feed back from the public and stakeholders is received.
- Public Outreach Activities
 - Briefing elected officials
 - Series of newsletters to stakeholders and the public with information about the project
 - Public Open House meetings
 - Information can be obtained by contacting the APS Project Manager or accessing project website at www.aps.com/siting
- Typical Siting Considerations
 - Public Acceptability
 - Regulatory Approvals
 - Land Acquisition
 - Cost
 - Engineering
 - Environmental
- These considerations are in conjunction with the Certificate of Environmental Compatibility application process.

McClendon inquired if the information presented at the last Public Open House meeting had significantly changed resulting in the need to present it again at the upcoming meeting. **Herndon** indicated that the routes originally presented to the public last year were more generalized and conceptualized line routes. The line routes being presented now have been validated. The public will continue to be updated through out the process through the Public Open House meetings as information changes.

III. GREATER YUMA ECONOMIC DEVELOPMENT CORPORATION MID-YEAR REPORT

Julie Engel, President/CEO, Greater Yuma Economic Development Corporation (GYEDC), presented GYEDC's Mid-year Report:

- During the 2009-2010 Annual Dinner GYEDC issued a challenge to leverage funds for the Yuma area through the American Recovery and Reinvestment Act (ARRA) funds or other grants. Due to the distressed level of this region and the unemployment rate GYEDC was successful in obtaining several funds for the region. Funding includes:
 - Grant Dollars
 - From 75 applications submitted and \$27 million applied for, Yuma County was awarded \$480,630 of the Arizona Rural Grant \$2 million competitive package for the Arizona Commerce Authority (ACA) Rural Authority.
 - Johnson Controls – \$100,000
 - Yuma International Airport – \$380, 630 towards the Defense Contractor Complex
 - Partnerships
 - Yuma Private Industry Council was awarded \$8,660 ARRA funds to compensate for the software that is used in attraction and retention.
 - Claritas Demographics Program

- One Source – Company Director
- Executive Pulse – Project Lead Tracking Program
- Sun Corridor Alliance leveraged \$15,000 marketing dollars with \$150,000 from Greater Phoenix Economic Council, Tucson Regional Economic Opportunity, Flagstaff and this year Pinal County has joined. These funds will be allocated towards sales missions into California.
- Competitiveness is an issue Arizona has been battling for the last five years; several initiatives are underway to increase the competitiveness of Arizona and Yuma County.
 - The Governors recently adopted Competitiveness Package, moved Arizona from last place to 4th place in the Western Mountain States Region.
 - SB 1041 – Invest Arizona is scheduled for full vote on April 6, 2011. If passed, SB 1041 will replace the current enterprise zone that is designed primarily to help minority and smaller businesses; it will assist larger corporations that want to make a large capital investment. SB 1041 would become effective immediately if adopted opposed to the Governor’s bill that will be phased in until 2016. GYEDC supports this bill because it fills the 4-year gap of the Competitiveness Package. GYEDC became involved during the initial stages of the bill with the drafting phase to ensure it addressed and helped the rural community.

Johnson asked if the enterprise zones were used to get the Intel manufacturing plant. Intel’s CEO has stated that without the zone used it would have been financially impossible to locate in Arizona. **Engel** responded that foreign trade zones were used for that purpose. The foreign trade zone offers property tax reclassification by reducing the property tax bill by 85% which makes capital intensive operations like Intel more affordable. The jurisdiction where a capital intensive operation is located benefits regardless of the reduced property tax.

Engel added that even with the Governor’s Competitiveness Package and SB 1041 issues will still exist, SB 1041 offers a 10-year property tax reclassification but the reduction level does not compare to the foreign trade zone. GYEDC is the grantee of that zone and has submitted an application to become the magnet site. Engel continued to present the following:

- GYEDC partnered on a grant application to the Economic Development Administration on behalf of the Yuma International Airport, to build a multi-tenant Defense Contractor Facility a \$3 million request. This grant will be leveraged with the \$10 million capital investment the airport has made towards improvements and structures.
- New Market Tax Credits available for capital intensive projects through Chelsea Financing which offers companies with gap financing trouble to apply for interest to be forgiven. Chelsea Finance located in San Diego is responsible for the entire border region from Yuma County to San Diego and has been allocated and designated as a new market tax credit lender. GYEDC’s Senior Project Manager Greg LeVann is the local Board Member for Chelsea Finance.
- Efforts are underway to improve the level of technical skills in the labor force, beginning with students in high schools and linking them directly to higher education programs. These programs include:
 - Joint Technological Education District (JTED) program with Antelope and Yuma Union High School Districts
 - Science Technology Engineering Agricultural and Math (STEAM) program that is being introduced at Yuma Union High School
 - Lessons 2 Life
 - The Science Foundation of Arizona that is committed to the STEAM program
 - Yuma Business Education Coalition

- The Logistics Education Career Path program that is being funded through the Yuma Private Industry Council and Arizona Western College, 20 logistics degrees have been issued and 30 students are enrolled. These classes are free of charge.
- Unencumbered transportation system SR-195 connecting to Interstate 8 and Highway 95
- Improved Coordination with Union Pacific Railroad
 - New location in Yuma has been identified by Union Pacific as a transload facility. Union Pacific will fund the development of this facility and GYEDC will select a developer.
 - Will offer new opportunities to existing Yuma manufacturers and boost attraction efforts for new manufacturers
 - Union Pacific is paying to rehabilitate a spur on Avenue 4E for DC Logistics who serves Johnson Controls.

Johnson stated that Arizona Department of Transportation (ADOT)'s State Transportation Improvement Program (STIP) has budgeted \$10 million over the last 4 fiscal years including FY 2012 and FY 2013 for the widening of Highway 95; an additional \$5 million was budgeted for roadway improvements at San Luis I port of entry. About 2 months ago ADOT staff proposed to remove these funds for the next 5-years, but their finance staff is stating that by that time the state will only have about \$532,000 a year for all 13 counties. **Johnson** asked if GYEDC was planning to attend the public hearing that will be held this month in Phoenix, AZ to support the City and express the importance of the road improvements that were removed from the proposed budget. **Engel** explained that these funding situations have occurred on two other occasions with other funding sources. Some studies to help improve the logistics in the Yuma area had been approved funds were later removed. Although the GYEDC and representatives from the Gowan Company and Gray & Terkelsen were invited to sit on a symposium and are involved with the Capital Improvement Program (CIP) and the long term plans for the State, but at this time the focus remains with Maricopa County. GYEDC can attend the Public Hearing in Phoenix to participate in the STIP discussion once the date is provided. **Johnson** reported that he will be attending this month's Public Hearing with Mayor Escamillo from the City of San Luis because the General Services Administration (GSA) will not budget funds for the San Luis I Port of Entry or any port unless a local or state entity budgets for road improvements. Therefore, if the \$5 million budgeted for San Luis I Port of Entry is removed from the STIP as proposed, it gives the GSA an excuse not to budget \$80 million towards San Luis I Port of Entry. The more people who get involved to support this cause – the more awareness is brought to the State of the importance of these projects.

Engel continued the presentation with project updates:

- F-35 Joint Strike Fighter Program
 - The June 17th Open House meeting for the basing of the F-35 Aircraft was considered a success because of the support shown from Yuma County residents
 - It was announced that Marine Corps Air Station (MCAS) Yuma would receive 5 operational squadrons plus 1 OT&E squadron.
 - A single squadron consists of 16 aircraft and 311 personnel. The estimated personnel impact to MCAS Yuma once all 5 squadrons arrive will be 88 aircraft and 1,743 military personnel.
 - The first squadron is expected to arrive at MCAS Yuma in December 2011.
 - GYEDC recently visited the Lockheed Martin facility where the F-35 planes are currently in production. The testing phase is back on schedule and once the federal budget is adopted, MCAS Yuma will begin with the building of the hangers.

- The purpose of the trip was to establish Yuma as a serious consideration for Lockheed Martin 5th Generation Fighters.
- It is critical that Yuma improves its infrastructure, power, and natural gas in order to attract and retain large scale industries.
- White Mountain Roofing Materials is a building product manufacturer that has developed a unique product line of low emission, environmentally friendly asphalt roofing products.
 - The project will consist of relocating the entire production line to Yuma and is scheduled to begin next week.
 - The facility will be located in a heavy industrial park within the City of Yuma.
 - The first phase of production will have 24 new production employees and 5 management staff, because of the rapid increase in orders this number is anticipated to increase.
- The Agua Caliente Solar Project is completely under construction and is now in the Balance of System (BoS) subcontracting phase. Selection of the BoS subcontractor for the first three blocks is anticipated to occur by early March with a target start date of late March.
 - The project is scheduled to last at least 3 years.
 - Onsite there is 150 employees, 90% of them are Arizona residents and 53% of those Arizona residents are from the Yuma area.
- As of February 2011 GYEDC has 36 new business leads. The number of leads received by GYEDC from the Arizona Department of Commerce has increased from previous years.

Mayor Krieger commended everyone involved with the presentation given at Lockheed Martin in Dallas Fort Worth, TX.

IV. CITY WIDE DEVELOPMENT FEES

Wilkinson informed City Council that SB1525, a revamp of development fees, is in progress at the State Legislature.

- If SB1525 passes as currently presented, the City will not be able to address development fees this year.
- The City continues to advocate for control of development fees to remain at the local level and not through the State.
 - A meeting with a group of local businessmen and a developer was held to discuss development fees. The focuses from all parties were aligned.
- The 1st development fee meeting with staff was held to start the review process and set guidelines for development fees.
 - The group will define the criteria for fees to be based on, with consideration of the changes that have occurred since the last review in 2007.
 - The plan is to put everything in place by the time a decision on SB1525 is made. However if SB1525 does not pass, the group will have the ability to move forward with the usual process. If SB1525 does pass, it will take the group significantly longer to determine the impacts of the changes and develop a new process.

Mayor Krieger: Is the review for commercial and residential? **Wilkinson** responded that all fees are linked together. The City has to be able to justify what is being done and where the cost is suppose to be. One of the focuses will be to attract industrial and/or commercial businesses, which will result in new jobs and home buyers. Ordinance O2011-10 is on the agenda because review of development fees is currently on a 3-year cycle and the next review must be completed by December 2011. The proposal is to change “shall” to “may” in the current development fee ordinance, in case the City is

unable to complete a timely review due to the anticipated changes of SB1525. **Mayor Krieger** asked if the State might change the current development fee regulations, why would the City move forward with changes at this time. **Wilkinson** agreed that this change could be put off until more direction from the State is received, but also pointed out that this change mitigates some of the issues already occurring.

Mayor Krieger expressed concern of harming the good reputation for honesty, openness, and good dialogue the City has established and this seems to be counter productive. **Wilkinson** responded that there would be no problem if Council prefers to wait. This ordinance will not affect the review of development fee that has started.

Beeson stated that adjusting development fees sooner rather than later can assist in attracting new business to the City of Yuma and Yuma County. **Wilkinson** informed City Council that offering an incentive package to a particular target industry manufacture is different from development fees. Currently, the City of Yuma, Yuma County, GYEDC, and the Chamber of Commerce are working together to create an incentive package for these manufacturers. The development fees are a more complicated process that needs to be defensible in court on a number of different levels.

Mayor Krieger: What is the current mandate by the State Legislature? Moratorium? **Wilkinson** responded that the direction is definitely not to raise development fees which is not something the City would consider, but there is also a different debate about lowering them. There is a 50/50 split about lowering development fees, but there shouldn't be an issue if they are lowered which is why we want to proceed with the review of the fees.

Beeson stated that information was received that several companies are turning away once they start calculating the cost of fees. If there is something that could be done to relieve that burden and make Yuma a place where companies want to locate, then the City should act now. **Wilkinson** replied that he is not aware of any company that has turned away because of the development fee cost. Johnson Control is a typical example of the incentive package. There is a lot of discussion about what development fees are and what they could be, but the end result is that the fees need to be able to pay for the infrastructure to support these companies. Otherwise, the City will not be able to have roads, streets, water, and sewer in place to attract these companies. It is a fine balance.

McClendon: What is the timeline for the review of development fees? **Wilkinson** indicated that some of the wording is unclear but there is currently a 4-month delay due to the State. If SB1525 does not pass, the review should be completed in about 90 days. Additional time to make adjustments will be required if the bill is adopted. The Governor, Senate and House are trying to get the League of Cities and the Home Builders Association to work together in formulating a bill that works for everyone.

Mayor Krieger: Why is the City moving forward with the review of development fees if response from the State Legislature is pending? **Wilkinson** stated that regardless, if development fees are completely rewritten, which is how it is being presented to the State at this time, the information that will be compiled during this review will allow the City to move forward.

McClendon stated she would like to see the review of fees move forward instead of waiting to see what the State Legislature might do. **Wilkinson** noted that the State should complete the review of their bills shortly. Some difficulties might arise throughout the review process based on the direction

the legislature takes. The idea is that once the first step is complete, the decision on SB1525 will be finalized.

Beeson asked if any representative from GYEDC, BetterGreaterYuma.org, or the Chamber of Commerce would like to speak on the agenda item he would like to hear their input. **Moore** stated that public comment and participation is not noticed on the public agenda. **Mayor Krieger** indicated that this is the reason he wants to keep this issue on the agenda of the Regular Council Meeting, on April 6, 2011.

Johnson asked if the capacity and system development fees, including water and sewer, will be part of this review process. **Wilkinson** responded that water and sewer and capacity fees are part of a different review process and will not be included in this review.

V. ADDITIONAL ITEMS FOR POSSIBLE DISCUSSION

Johnson reported to City Council that he attended the National League of Cities Conference with Mayor Krieger in Washington D.C. from March 13-17, 2011 which included several break-out sessions regarding economic strategies. The Senate and House staff held a briefing about rewriting the Safety Surface Transportation Bill. Until about three years ago this bill was self funded out of the gasoline tax, but it has been operating in a deficit for the last three years. Due to federal funding transportation cuts the changes can result in a cut from \$42 billion to \$27 billion, which constitutes a year in the transportation program. **Johnson** reported he also attended the YMPO Executive Board meeting in San Luis. Mayor Escamillo of San Luis made a presentation about the San Luis I Port of Entry project and the need for its completion.

Mendoza held Saturday Coffee at the Coffee Bean and received good information and a thank you from community members regarding the Animal Control Ordinance.

VI. ADJOURNMENT/EXECUTIVE SESSION

Motion (Beeson/Brooks): To adjourn the meeting to Executive Session for the agenda items listed and to include Ordinance O2011-11. Voice vote: **adopted** 7-0. The meeting adjourned at 6:26 p.m.

Lynda L. Bushong, City Clerk

APPROVED:

Alan L. Krieger, Mayor



City of YUMA

REQUEST FOR CITY COUNCIL ACTION

MEETING DATE:

June 1, 2011

DEPARTMENT:

City Administration

DIVISION:

City Clerk

- Motion
- Resolution
- Ordinance - Introduction
- Ordinance - Adoption
- Public Hearing

TITLE:

Special Event Liquor License: Yuma Fine Arts Association, Inc.

SUMMARY RECOMMENDATION:

Approve a Special Event Liquor License application submitted by Carolyn J. Bennett, on behalf of the Yuma Fine Arts Association, Inc. for the Summer Beerfest. The fundraiser event will be held at the Yuma Art Center, 254 S. Main Street, on June 4, 2011 from 6:00 p.m. to 9:00 p.m. (SP11-25)

REPORT:

Carolyn J. Bennett, on behalf of the Yuma Fine Arts Association, Inc., has applied for a Special Event Liquor License for the Summer Beerfest. The fundraiser event will be held at the Yuma Art Center, 254 S. Main Street, on June 4, 2011, from 6:00 p.m. to 9:00 p.m.

As per State Liquor License requirements, the Yuma Art Center has agreed to suspend a portion of their liquor license that covers the Yuma Art Center complex on the date and time listed above.

The application has been sent to Community Development, Police Department, Fire Department, Risk Management and Parks & Recreation for their department review. No objections have been received.

Upon City Council's recommendation of approval, this application will be forwarded to the Arizona Department of Liquor Licenses and Control for final processing.

FISCAL REQUIREMENTS	CITY FUNDS:	\$0.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
		\$0.00		
		\$0.00		
TOTAL:	\$0.00			
FISCAL IMPACT STATEMENT: Application fee revenue: \$20.00				
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. Special Event Liquor License application 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="checkbox"/> Department <input checked="" type="checkbox"/> City Clerk's Office			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		5/24/2011	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Steven W. Moore		5/24/2011	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Lynda L. Bushong		5/16/2011		
WRITTEN/SUBMITTED BY:		DATE:		
Jasmin Rodriguez		5/16/2011		



City of YUMA

REQUEST FOR CITY COUNCIL ACTION

MEETING DATE: June 1, 2011

DEPARTMENT: City Administration

DIVISION: City Clerk

- Motion
- Resolution
- Ordinance - Introduction
- Ordinance - Adoption
- Public Hearing

TITLE:

Liquor License: Yuma Southwest Refrigeration, Inc. dba Mad Greek Restaurant

SUMMARY RECOMMENDATION:

Approve a New Restaurant (#12) Liquor License application submitted by Scott Brian Wilson, agent for Yuma Southwest Refrigeration, Inc. dba Mad Greek Restaurant, 1725 S. 3rd Avenue, Yuma, Arizona. (LL11-07)

REPORT:

Scott Brian Wilson, agent for Yuma Southwest Refrigeration, Inc. dba Mad Greek Restaurant, located at 1725 S. 3rd Avenue, Yuma, Arizona, has applied for a New Restaurant (#12) Liquor License.

The subject property has been posted for the required 20-day period and no arguments in favor of or opposed to the issuance of this license have been received.

The application has been reviewed by Community Development, Police Department, Fire Department, and Business Licensing; no objections have been received.

Upon City Council recommendation of approval, this application will be forwarded to the Arizona Department of Liquor Licenses and Control for final processing.

FISCAL REQUIREMENTS	CITY FUNDS:	\$0.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
	TOTAL:	\$0.00		
	FISCAL IMPACT STATEMENT: Application Fee \$250.00			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. New Restaurant (#12) Liquor License Application 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="checkbox"/> Department <input checked="" type="checkbox"/> City Clerk's Office			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		5/24/2011	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Steven W. Moore		5/24/2011	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Lynda Bushong		5/9/2011		
WRITTEN/SUBMITTED BY:		DATE:		
Flora L. Hatch		5/9/2011		



City of YUMA

REQUEST FOR CITY COUNCIL ACTION

MEETING DATE: June 1, 2011
DEPARTMENT: Fire
DIVISION: Administration

- Motion
- Resolution
- Ordinance - Introduction
- Ordinance - Adoption
- Public Hearing

TITLE:
Donation: World Trade Center Salvaged Artifact

SUMMARY RECOMMENDATION:
Accept donation of the World Trade Center salvaged artifact to be displayed at the main entrance of the City of Yuma Public Safety Training Facility.

REPORT:
The Port Authority of New York and New Jersey has donated to the Yuma Fire Department a steel beam artifact that was salvaged from the World Trade Center after September 11, 2001.

The artifact will be displayed at the City's Public Safety Training Facility in a permanent presentation at the main entrance to the main building. The display will be designed, built and maintained to honor the memory of those lost in this tragic event. The City will be responsible for the shipping costs.

The display will be accessible to the public. The design will follow the theme "We Will Never Forget – September 11, 2001" and will focus on honoring Police Officers and Firefighters, as well as the innocent victims.

The City's request to the Port Authority was for a two foot square piece and is identified in The Port Authority of New York and New Jersey's Artifact Inventory Report as a "steel beam".

FISCAL REQUIREMENTS	CITY FUNDS:	\$1,000.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
	TOTAL:	\$1,000.00		
	FISCAL IMPACT STATEMENT: Expenditures cover removing the artifact from The Port Authority and transporting/shipping to the City. There will also be expenses for design and building of the display.			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="checkbox"/> Department <input type="checkbox"/> City Clerk's Office			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		5/24/2011	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Steven W. Moore		5/24/2011	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Jack McArthur		5/11/2011		
WRITTEN/SUBMITTED BY:		DATE:		
Ruth Gloria		5/2/2011		



City of YUMA

REQUEST FOR CITY COUNCIL ACTION

MEETING DATE: June 1, 2011
DEPARTMENT: Finance
DIVISION: Purchasing

- Motion
- Resolution
- Ordinance - Introduction
- Ordinance - Adoption
- Public Hearing

TITLE:
 Bid Award: Ammunition and Firearms

SUMMARY RECOMMENDATION:

Authorize staff to execute a one-year contract for Ammunition and Firearms with the option to renew for four additional one-year periods, depending on the appropriation of funds and satisfactory performance to the following firms on an as-needed basis at an estimated annual cost of \$99,430.00 to the following vendors:

- | | |
|--------------------------------|-----------------------|
| Lawmens and Shooters Supply | Vero Beach, Florida |
| San Diego Police Equipment Co. | San Diego, California |
| Sig Sauer Inc. | Exeter, New Hampshire |
| Spragues Sports Inc. | Yuma, Arizona |

(Bid #2011000349 / Police Department - Chief Jerry Geier)

REPORT:

The existing purchase orders for ammunition and firearms purchases have expired. Purchasing issued a request for bid based upon specifications developed by police department staff. Bids were received from seven vendors and are reflected in the attached spreadsheet A, with three being determined as non-responsive.

The service ammunition has been standardized in the police department and specific products were requested.

The attached spreadsheet B lists the product bid, the recommended bidders and the justification for the recommendations. All costs listed are based on a cost per box. The number of rounds per box varies, based on the type of ammunition. Estimated use and overall cost are also reflected on spreadsheet B.

These contracts will be used to obtain a variety of ammunition and weapons on an as-needed basis. The respondents recommended for award offered the lowest prices in either a primary or secondary capacity while meeting specifications as indicated by the attached spreadsheet. Due to the ongoing hostilities overseas, there is a high demand for the same ammunitions used by police departments across the nation, making it necessary to award to multiple vendors in an effort to meet the needs of the department in a timely manner.

The Bid was distributed for solicitation as follows:

BID STATISTICS	TOTAL	LOCAL VENDORS
Bid Packages Distributed	19	1
Bids Received	7	1

This recommendation has the concurrence of the Police Chief and Captain in charge of Field Services.

FISCAL REQUIREMENTS	CITY FUNDS:	\$99,430.00	BUDGETED:	\$100,000.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP: 00160125332084	
	TOTAL:	\$99,430.00		
FISCAL IMPACT STATEMENT: Funding is available in the proposed FY2011-12 Operational Budgets to cover the expenditures for this contract. Purchases will be made on an as-needed basis. The full dollar volume may not be expended for this contract, but if expenditures exceed the budgeted amounts, the appropriate budget transfers will be made.				
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input checked="" type="checkbox"/> Department <input type="checkbox"/> City Clerk's Office			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		5/24/2011	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Steven W. Moore		5/24/2011	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Pat Wicks		5/17/2011		
WRITTEN/SUBMITTED BY:		DATE:		
Peggy Hayes / Bill Pfannenstiel		5/11/2011		

**CITY OF YUMA
Ammunition And Firearms
Bid #: 2011000349**

SPREADSHEET A		GRACE AMMO LLC	JAMES WRIGHT DBA TACTICAL WEAPONS USA	LAWMENS & SHOOTERS SUPPLY	PROFORCE MARKETING INC DBA	SAN DIEGO POLICE EQUIPMENT CO	SIG SAUER INC	SPRAGUES SPORTS
		EAGLE, CO	CARLISLE, KY	VERO BEACH, FL	PRESCOTT, AZ	SAN DIEGO, CA	EXETER, NH	YUMA, AZ
	Case	Quantity						
1	.40 Smith & Wesson Ammunition 180 Grain Speer Gold Dot Hollow Point GDHP 53962	20				\$18.36		
2	.40 Smith & Wesson Ammunition 180 Grain CCI Blazer Clean Fire TMJ3477	20	\$235.00			\$10.49		\$17.75
3	.45 Auto Ammunition 230grain Speer Gold Dot Hollow Point GDHP 53966	20				\$19.94		
4	.45 Auto Clean Fire Ammunition 230 Grain CCI Blazer Clean Fire TMJ3480	20	\$276.00			\$11.08		\$21.79
5	9MM Luger Premium Expanding Full Metal Jacket Ammunition 124 Grain Federal Premium P9CSP1	20				\$15.11		
6	9MM Luger Ammunition Gold Dot Hollow Point 147 Grain GDHP#53619	20				\$17.11		
7	9MM Luger Clean-Fire Ammunition 147 Grain CCI Blazer CF-TMJ #3462	20	\$200.00			\$8.26		\$16.39
8	.38 Special Ammunition 125 Grain CCI Blazer Clean Fire #5204	20				\$9.46		\$17.75
9	.38 Special Speer Gold Dot 125 Grain #53722	20				\$18.37		
10	38 Special+P Ammunition 125 Grain Speer Gold Dot Hollow Point GDHP #53720	20				\$18.37		
11	.38 Special+P Ammunition 125 Grain CCI Blazer Clean Fire #3514	20				\$10.07		\$14.94
12	.308 Winchester Ammunition 168 Grain Sierra Match King Boat-tail Hollow Point BTHP #GM308M	25				\$15.89		\$16.24
13	357 Sig Sauer Ammunition 125 Grain Speer Gold Dot #53918	20				\$19.36		
14	357 Clean Fire Ammunition 125 Grain Speer Lawman CF-TMJ#54232	20				\$12.14		
15	.380 Auto Ammunition 90 Grain Speer Gold Dot Hollow Point GDHP#53606	20				\$18.43		
16	.380 Auto Ammunition 90 Grain TMJ CCI Blazer TMJ#3504	20	\$189.00			\$10.70		\$15.69
17	.223 Remington Ammunition: 64 Grain Tactical Rifle Urban Hi-Shok Hollow Point #T223L	25				\$11.13		
18	.223 Remington Ammunition 55 Grain Tactical Rifle Urban Hi-Shok Hollow Point #T223A	25				\$10.58		

This information is not the official results but is for informational purposes only. Please contact the Purchasing Division for further information.

**CITY OF YUMA
Ammunition And Firearms
Bid #: 2011000349**

SPREADSHEET A		GRACE AMMO LLC	JAMES WRIGHT DBA TACTICAL WEAPONS USA	LAWMENS & SHOOTERS SUPPLY	PROFORCE MARKETING INC DBA	SAN DIEGO POLICE EQUIPMENT CO	SIG SAUER INC	SPRAGUES SPORTS
		EAGLE, CO	CARLISLE, KY	VERO BEACH, FL	PRESCOTT, AZ	SAN DIEGO, CA	EXETER, NH	YUMA, AZ
19	Colt Rifle .223 Semi-auto Colt Law Enforcement Carbine Model LE692	1	\$819.00	\$824.47	\$838.89		\$791.00	\$919.00
20	Colt M4 Commando Rifle Flat Top, Safe/Semi/Full Auto Colt Law Enforcement Model R0933	1	\$1,029.00	\$1,070.65	\$1,089.38			\$1,190.00
21	12 Gauge 1-ounce Ammunition 438 Grain Federal Hydra-Shock Hollow Point Tactical Rifled Slug Federal #LE127RS	50				\$2.27		
22	12 Gauge 00-Buckshot Ammunition Federal 9 Pellet Tactical Buckshot w/ Flight Control Wad, Federal #LE127-00	50				\$2.11		
23	12 Gauge 1-ounce Ammunition Federal Truball Rifled Slug Reduced Recoil Federal #LEB127-LRS	50				\$2.50		
24	12 Gauge 00-Buckshot Ammunition Federal 8 Pellet Tactical Buckshot w/ Flight Control Wad Federal #LE133-00	50				\$1.99		
25	.223 Remington Ammunition/Federal Ballisticlean RHT 55 Grain Training Rounds Federal #BC223NT5A	25	\$285.00			\$13.65		
R=Recommended N=Non-Responsive to bid		NR Bid alternate items. Their own brand of Ammo. Prices are for 1000 Round Cases.	NR Qualified Bid. Did not include freight in price.	R Award as Primary Supplier for these guns.	NR 8 Exceptions to Terms and Conditions.	R Award as Primary Vendor for listed ammunition.	R Offered Sig M400-16B-C for item 2.19. Recommend considering award for this weapon as a new item in addition to the requested firearm.	R Award as Secondary Supplier for listed ammunition.

**CITY OF YUMA
Ammunition And Firearms
Bid #: 2011000349**

ATTACHMENT B		Estimated annual use in rounds	How many rounds per box	Estimated annual use in box quantity	LAWMENS & SHOOTERS SUPPLY VERO BEACH, FL	SAN DIEGO POLICE EQUIPMENT CO SAN DIEGO, CA	SIG SAUER INC EXETER, NH	SPRAGUES SPORTS YUMA, AZ	Estimated Annual Cost per item
1	.40 Smith & Wesson Ammunition 180 Grain Speer Gold Dot Hollow Point GDHP 53962 (3000 RNDS Per Year)	3000	50	60		\$18.36			\$1,101.60
2	.40 Smith & Wesson Ammunition 180 Grain CCI Blazer Clean Fire TMJ3477 (10000 RNDS Per Year)	10000	50	200		\$10.49		\$17.75	\$2,098.00
3	.45 Auto Ammunition 230grain Speer Gold Dot Hollow Point GDHP 53966 (17000 RNDS Per Year)	17000	50	340		\$19.94			\$6,779.60
4	.45 Auto Clean Fire Ammunition 230 Grain CCI Blazer Clean Fire TMJ3480 (109000 RNDS Per Year)	109000	50	2180		\$11.08		\$21.79	\$24,154.40
5	9MM Luger Premium Expanding Full Metal Jacket Ammunition 124 Grain Federal Premium P9CSP1 (7200 RNDS Per Year)	7200	50	144		\$15.11			\$2,175.84
6	9MM Luger Ammunition Gold Dot Hollow Point 147 Grain GDHP#53619 (3000 RNDS Per Year)	3000	50	60		\$17.11			\$1,026.60
7	9MM Luger Clean-Fire Ammunition 147 Grain CCI Blazer CF-TMJ #3462 (3000 RNDS Per Year)	3000	50	60		\$8.26		\$16.39	\$495.60
8	.38 Special Ammunition 125 Grain CCI Blazer Clean Fire #5204 (4000 RNDS Per Year)	4000	50	80		\$9.46		\$17.75	\$756.80
9	.38 Special Speer Gold Dot 125 Grain #53722 (3000 RNDS Per Year)	3000	50	60		\$18.37			\$1,102.20
10	38 Special+P Ammunition 125 Grain Speer Gold Dot Hollow Point GDHP #53720 (3000 RNDS Per Year)	3000	50	60		\$18.37			\$1,102.20
11	.38 Special+P Ammunition 125 Grain CCI Blazer Clean Fire #3514 (3000 RNDS Per Year)	3000	50	60		\$10.07		\$14.94	\$604.20
12	.308 Winchester Ammunition 168 Grain Sierra Match King Boat-tail Hollow Point BTHP #GM308M (5800 RNDS Per Year)	5800	20	290		\$15.89		\$16.24	\$4,608.10
13	357 Sig Sauer Ammunition 125 Grain Speer Gold Dot #53918 (3000 RNDS Per Year)	3000	50	60		\$19.36			\$1,161.60
14	357 Clean Fire Ammunition 125 Grain Speer Lawman CF-TMJ#54232 (2000 RNDS Per Year)	2000	50	40		\$12.14			\$485.60
15	.380 Auto Ammunition 90 Grain Speer Gold Dot Hollow Point GDHP#53606 (4000 RNDS Per Year)	4000	50	80		\$18.43			\$1,474.40

This information is not the official results but is for informational purposes only. Please contact the Purchasing Division for further information.

**CITY OF YUMA
Ammunition And Firearms
Bid #: 2011000349**

ATTACHMENT B		Estimated annual use in rounds	How many rounds per box	Estimated annual use in box quantity	LAWMENS & SHOOTERS SUPPLY VERO BEACH, FL	SAN DIEGO POLICE EQUIPMENT CO SAN DIEGO, CA	SIG SAUER INC EXETER, NH	SPRAGUES SPORTS YUMA, AZ	Estimated Annual Cost per item
16	.380 Auto Ammunition 90 Grain TMJ CCI Blazer TMJ#3504 (3000 RNDS Per Year)	3000	50	60		\$10.70		\$15.69	\$642.00
17	.223 Remington Ammunition: 64 Grain Tactical Rifle Urban Hi-Shok Hollow Point #T223L (36000 RNDS Per Year)	36000	20	1800		\$11.13			\$20,034.00
18	.223 Remington Ammunition 55 Grain Tactical Rifle Urban Hi-Shok Hollow Point #T223A (12000 RNDS Per Year)	12000	20	600		\$10.58			\$6,348.00
19	Colt Rifle .223 Semi-auto Colt Law Enforcement Carbine Model LE692	n/a			\$824.47			\$919.00	\$824.47
20	Colt M4 Commando Rifle Flat Top, Safe/Semi/Full Auto Colt Law Enforcement Model R0933	n/a			\$1,070.65			\$1,190.00	\$1,070.65
21	12 Gauge 1-ounce Ammunition 438 Grain Federal Hydra-Shock Hollow Point Tactical Rifled Slug Federal #LE127RS (3600 RNDS Per Year)	3600	5	720		\$2.27			\$1,634.40
22	12 Gauge 00-Buckshot Ammunition Federal 9 Pellet Tactical Buckshot w/ Flight Control Wad, Federal #LE127-00 (3600 RNDS Per Year)	3600	5	720		\$2.11			\$1,519.20
23	12 Gauge 1-ounce Ammunition Federal Truball Rifled Slug Reduced Recoil Federal #LEB127-LRS (5100 RNDS Per Year)	5100	5	1020		\$2.50			\$2,550.00
24	12 Gauge 00-Buckshot Ammunition Federal 8 Pellet Tactical Buckshot w/ Flight Control Wad Federal #LE133-00 (5100 RNDS Per Year)	5100	5	1020		\$1.99			\$2,029.80
25	.223 Remington Ammunition/Federal Ballisticlean RHT 55 Grain Training Rounds Federal #BC223NT5A (20000 RNDS Per Year)	20000	20	1000		\$13.65			\$13,650.00
Sig M400-16B-C for item 2.19.							\$791.00		
R=Recommended N=Non-Responsive to bid					R Award as Primary Supplier for these guns.	R Award as Primary Vendor for listed ammunition.	R Offered Sig M400-16B-C for item 2.19. Recommend considering award for this weapon as a new item.	R Award as Secondary Supplier for listed ammunition and firearms.	
								Annual Estimated Cost	\$99,429.26

This information is not the official results but is for informational purposes only. Please contact the Purchasing Division for further information.



City of YUMA

REQUEST FOR CITY COUNCIL ACTION

MEETING DATE: June 1, 2011

DEPARTMENT: Police

DIVISION: Administration

- Motion
- Resolution
- Ordinance - Introduction
- Ordinance - Adoption
- Public Hearing

TITLE:
Amended Intergovernmental Agreement: Arizona Western College

SUMMARY RECOMMENDATION:
Approve an Amended Intergovernmental Agreement with Arizona Western College to facilitate a City of Yuma Police substation near Araby Road and 26th Street.

REPORT:

On August 20, 1997, the City Council of the City of Yuma approved Ordinance No. O97-49, authorizing acquisition of real property near Araby Road and 26th Street for the purpose of operating a Fire Station/Regional Public Safety Training Facility.

Concurrently, the City of Yuma and Arizona Western College entered into an Intergovernmental Agreement to allow the college the use of the training facility once it was constructed.

A proposed ordinance amendment (O97-49) is pending that would enable the Police Department to construct a substation on that same property. This amended Intergovernmental Agreement reflects the changes to the ordinance.

FISCAL REQUIREMENTS	CITY FUNDS:	\$0.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
	TOTAL:	\$0.00		
	FISCAL IMPACT STATEMENT:			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="checkbox"/> Department <input type="checkbox"/> City Clerk's Office			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		5/24/2011	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Steven W. Moore		5/24/2011	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Jerry Geier		5/18/2011		
WRITTEN/SUBMITTED BY:		DATE:		
Janet Udart		5/16/2011		

After recording, please return to:
Vice President for Administrative Services
Arizona Western College
P.O. Box 929
Yuma, Arizona 85366-0929

AMENDED INTERGOVERNMENTAL AGREEMENT

This Agreement is between the Yuma/La Paz Counties Community College District (Arizona Western College), hereinafter referred to as "AWC", and the City of Yuma, a municipal corporation of the State of Arizona, hereinafter referred to as "CITY" pursuant to A.R.S. § 11-951 and A.R.S. § 11-954, as amended.

WHEREAS, the parties, AWC and the CITY, wish to pursue cooperative endeavors in regards to providing training support and educational programs for the College's Fire Science, Administration of Justice Studies and Emergency Medical Services programs and other regional fire skills and law enforcement training; and,

WHEREAS, the parties acknowledge that it is the intent that the CITY will provide classroom facilities and a faculty office to AWC by July 1, 1998, or as soon thereafter as is reasonably possible, for educational purposes associated with the programs mentioned above.

WHEREAS, AWC is empowered by A.R.S. § 15-1444 B. (3) to enter into this Agreement and has resolved to enter into it and has authorized the undersigned to execute this Agreement on behalf of the AWC.

WHEREAS, The CITY is empowered by A.R.S. § 11-952 and A.R.S. § 9-461.11 to enter into this Agreement and has authorized the undersigned to execute this Agreement on behalf of the CITY.

NOW THEREFORE, AWC and the CITY agree as follows:

I. TERMS

- A. AWC will assure that Dedicated Land described as the South one-half (S ½) of Lot 3, Section 4, T9S, R22W of the Gila and Salt River Base and Meridian, Yuma County, Arizona, is transferred in fee title to the CITY for purposes of constructing and operating a Fire Station/Police Substation/Regional Public Safety Training Facility.
- B. The City will construct a Fire Station/Police Substation/Regional Public Safety Training Facility which will include approximately 1500 square feet of classroom space available for joint use by CITY and AWC.

CITY will also provide AWC with 200 square feet of dedicated office space for AWC use. AWC may participate in the design of these spaces.

- C. The CITY may make available other training assets for AWC educational programs on an “as available” basis.
- D. AWC will not be charged rent for use of the above spaces but may be charged for janitorial, utilities and other operational costs.
- E. AWC and the CITY will jointly schedule use of educational spaces with priority given to AWC Fire Science and EMS curriculum.

II. DURATION OF AGREEMENT

This agreement shall be in effect for the duration of time the site is continued to be used as an operational Fire Station/Police Substation/Regional Public Safety Training Facility.

III. PURPOSE

The purpose of this agreement is to pursue cooperative endeavors between AWC and the CITY to establish a Fire Station/Police Substation/Regional Public Safety Training Facility.

IV. GENERAL PROVISIONS

A. TERMINATION

This Agreement may be terminated by the mutual consent of both parties.

B. CONFLICT OF INTEREST

This Agreement is subject to the conflict of interest provisions of A.R.S. § 38-511, et. seq.

C. COMPLIANCE WITH LAW

AWC and the CITY must comply with all federal, state, and local laws and ordinances applicable to its performance under this Agreement.

D. NONDISCRIMINATION

AWC and CITY may not discriminate against any person based on disability, religion, color, age, gender, or national origin, and must comply with Title VII of the Civil Rights Act of 1964, P.L. 88-354 (1964), and Americans with Disabilities Act of 1990.

E. INSURANCE

AWC and the CITY must provide full liability insurance in the amount of at least \$1,000,000 through an insurance company authorized to do business in Arizona or self-insurance, to cover any property damage claims or personal injury or death claims. This insurance may be comprised of self-insurance retention (SIR) and insurance in aggregate sum not less than One Million Dollars. Insurance must be maintained for the entire duration of this Agreement. AWC and the CITY will provide evidence of such insurance to each other with a Certificate of Insurance and policy endorsement naming the other as an additional insured.

F. INDEMNIFICATION

Each party must defend and indemnify the other, its agents and employees, against all claims, losses, and expenses resulting from that party's negligent acts, mistakes, or omissions in performance of this Agreement.

G. ATTORNEY FEES AND COSTS

If either party brings an action for failure to observe any of the terms of provisions of this Agreement, the prevailing party is entitled to recover reasonable attorney fees and costs.

H. SUCCESSOR AND ASSIGNS

This Agreement is not assignable unless all parties mutually consent in writing. The requirements of this Agreement are binding upon the heirs, executors, administrators, successors, and assigns of all parties.

I. GOVERNING LAW

The laws of the State of Arizona govern this Agreement as to validity, interpretation, and performance.

J. WAIVER

If any party fails to require any other party to perform any provision of this Agreement, that failure does not prevent the party from later enforcing that provision. No party is released from any responsibilities or obligations imposed by law or this Agreement if any party fails to exercise a right or remedy.

K. SEVERABILITY

If any terms, parts, or provisions of this Agreement are for any reason invalid or enforceable, the remaining terms, parts, or provisions are nevertheless valid and enforceable.

L. INTEGRATION

This Agreement contains the entire agreement between the parties, and no oral or written statements, promises, or inducements made by any party or its agents not contained or specifically referred to in this Agreement is valid or binding. All modifications to this Agreement must be in writing, signed and endorsed by all parties.

M. NO PARTNERSHIP

Nothing in this Agreement constitutes a partnership or joint venture between the parties, and no party is the principal or agent of the other, except as specifically written herein.

N. VENUE

The parties must institute and maintain any legal actions or other judicial proceedings arising from this Agreement in a court of competent jurisdiction in Yuma County, Arizona.

O. EFFECTIVENESS

This Agreement is not effective until duly recorded with the Yuma County Recorder.

P. NOTICES

All notices or demands upon any party to this Agreement shall be in writing and shall be delivered in person or sent by mail addressed as follows:

City of Yuma
City Administrator
One City Plaza
Yuma, Arizona 85364

Arizona Western College
Vice President for Business and
Administrative Services
P.O. Box 929
Yuma, Arizona 85366

This Agreement is effective on _____, 2011

ACCEPTANCE: City of Yuma

Arizona Western College

By: _____
Gregory K. Wilkinson,
City Administrator

By: _____
Dan Hann, Vice President
for Administrative Services

ATTEST:

By: _____
Lynda L. Bushong,
City Clerk

APPROVED AS TO FORM:

By: _____
Steven W. Moore,
City Attorney

By: _____
Legal Counsel for AWC



City of YUMA

REQUEST FOR CITY COUNCIL ACTION

MEETING DATE:

June 1, 2011

DEPARTMENT:

City Administration

DIVISION:

Administration

- Motion
 Resolution
 Ordinance - Introduction
 Ordinance - Adoption
 Public Hearing

TITLE:

Yuma Metropolitan Planning Organization: Cocopah Indian Tribe Membership

SUMMARY RECOMMENDATION:

Approve a resolution adding the Cocopah Indian Tribe as a representative organization in the Yuma Metropolitan Planning Organization with one additional vote on the Yuma Metropolitan Planning Organization (YMPO) Board

REPORT:

The City Council of the City of Yuma adopted Resolution 2291 authorizing the creation of a Metropolitan Planning Organization (MPO) as emergency legislation on December 15, 1982. The towns of Wellton, Somerton, San Luis, and Yuma County adopted similar resolutions authorizing participation of each governmental organization and a weighted voting structure for the MPO Board.

At its April 12, 1983 meeting, the MPO Board adopted the name "Yuma Metropolitan Planning Organization (YMPO)." Fifteen years later on October 29, 1998 the YMPO Board voted unanimously to include the Cocopah Indian Tribe as a member of the YMPO, effective January 1, 1999, and to assign the Cocopah Indian Tribe one additional vote on the YMPO Board.

To date, the City of Yuma has never approved the Cocopah Indian Tribe as a representative organization of the YMPO, or authorized an additional vote on the Yuma Metropolitan Planning Organization Board. The attached Resolution adds the Cocopah Indian Tribe as a representative organization, with one additional vote for a total of 12 votes on the YMPO Board. All of the Yuma area cities, towns, county and the Arizona Department of Transportation retain their original number of votes, of which the City of Yuma has five votes.

FISCAL REQUIREMENTS	CITY FUNDS:	\$0.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
	TOTAL:	\$0.00		
	FISCAL IMPACT STATEMENT:			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="checkbox"/> Department <input checked="" type="checkbox"/> City Clerk's Office			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		5/24/2011	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Steven W. Moore		5/24/2011	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Gregory K. Wilkinson		5/17/2011		
WRITTEN/SUBMITTED BY:			DATE:	

RESOLUTION NO. R2011-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, AUTHORIZING THE COCOPAH INDIAN TRIBE AS A MEMBER REPRESENTATIVE IN THE YUMA METROPOLITAN PLANNING ORGANIZATION AND AUTHORIZING THE COCOPAH INDIAN TRIBE ONE VOTE ON THE YMPO BOARD

WHEREAS, pursuant to Resolution No. 2291 adopted by the City Council of the City of Yuma on December 15, 1982 as a legislative emergency measure, the City Council authorized the establishment of a Metropolitan Planning Organization; and,

WHEREAS, the authorizing legislation contemplated the establishment of a board composed of representative(s) of the City of Yuma, Yuma County, Town of Somerton, Town of Wellton, Town of San Luis, and Arizona Department of Transportation; and,

WHEREAS, the authorizing legislation contemplated that each representative organization of the board shall have a specific number of votes; and,

WHEREAS, the Metropolitan Planning Organization at its April 12, 1983 meeting adopted the name “Yuma Metropolitan Planning Organization (YMPO)”; and,

WHEREAS, at an October 29, 1998 meeting, the YMPO Board voted unanimously to include the Cocopah Indian Tribe as a member of the YMPO, effective January 1, 1999, and to assign the Cocopah Indian Tribe one additional vote on the YMPO Board; and,

WHEREAS, the City of Yuma has not yet approved the Cocopah Indian Tribe as a representative organization of the Metropolitan Planning Organization, or authorized the Cocopah Indian Tribe one additional vote on the Metropolitan Planning Organization Board.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Yuma as follows:

SECTION 1: That the recitals above are hereby incorporated as if fully set forth herein.

SECTION 2: That the Metropolitan Planning Organization known as the YMPO shall be administered by a board composed of representative(s) of the City of Yuma, Yuma County, Town of Somerton, Town of Wellton, Town of San Luis, Arizona Department of Transportation (“ADOT”), and the Cocopah Indian Tribe.

SECTION 3: That each representative organization of the YMPO board shall have the following assigned number of votes on the board:

City of Yuma	5 votes
Yuma County	2 votes
Town of Somerton	1 vote
Town of Wellton	1 vote
Town of San Luis	1 vote
ADOT	1 vote
The Cocopah Indian Tribe	1 vote

SECTION 4: That all other provisions of Resolution No. 2291 shall remain in full force and effect.

Adopted this _____ day of _____, 2011.

APPROVED:

Alan L. Krieger
Mayor

ATTESTED:

Lynda L. Bushong
City Clerk

APPROVED AS TO FORM:

Steven W. Moore
City Attorney



City of YUMA

REQUEST FOR CITY COUNCIL ACTION

MEETING DATE:	June 1, 2011	<input type="checkbox"/> Motion
DEPARTMENT:	Community Development	<input type="checkbox"/> Resolution
DIVISION:	Community Planning	<input type="checkbox"/> Ordinance - Introduction
		<input checked="" type="checkbox"/> Ordinance - Adoption
		<input type="checkbox"/> Public Hearing
TITLE: Annexation Area No. A2011-03: Barco		
SUMMARY RECOMMENDATION: Authorize annexation of property generally located at 2220 S. Pacific Avenue (Avenue 2E).		
REPORT: Pursuant to a previously approved preannexation agreement that was signed on November 12, 2004, (Resolution R2004-72), the City received the requisite annexation petitions and is proceeding with completion of an annexation action for the area designated in the annexation map A2011-03. In accordance to Arizona law, a blank petition with a legal description and a map of the area to be annexed was filed with the County Recorder on March 23, 2011. There was a 30-day waiting period after recording the map and petition with the County Recorder before the signatures could be obtained. During that time, a public hearing for annexation A2011-03 was held by the City Council on April 20, 2011, to comply with the State annexation law, Section 9-471 of the Arizona Revised Statutes. All appropriate and necessary notice and posting requirements have been met. After a 30-day waiting period and the public hearing the following procedures were followed: 1. The signatures of the property owners were obtained such that at least one-half of the value of the real and personal property is represented AND such that more than one-half of the parcel owners are represented. No modifications, including increases or decreases to the territory to be annexed, were made after the first property owners in the area signed the annexation petition. 2. Within one year after the last day of the 30-day waiting period, these completed petitions were received and recorded with the office of the Yuma County Recorder. Following the recording of the completed petitions, an ordinance must be adopted by the City Council changing the City boundaries to include the annexation area.		

FISCAL REQUIREMENTS	CITY FUNDS:	\$0.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
	TOTAL:	\$0.00		
	FISCAL IMPACT STATEMENT:			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="checkbox"/> Department <input type="checkbox"/> City Clerk's Office			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		5/10/2011	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Richard W. Files for Steven W. Moore		5/10/2011	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Laurie Lineberry		3/30/2011		
WRITTEN/SUBMITTED BY:		DATE:		
Jennifer L. Albers		3/25/2011		

ORDINANCE NO. O2011-20

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, ANNEXING TO SAID CITY A PORTION OF SECTION 34 OF 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 LIGHT INDUSTRIAL 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

WHEREAS, a petition in writing (“Petition”), accompanied by a map or plot of said property, having been filed and presented to the Mayor and City Council of the City of Yuma, Arizona, signed by the owners of more than one-half in value of the real and personal property and more than one-half of the persons owning real and personal property as would be subject to taxation by the City of Yuma in the event of annexation of the territory and land hereinafter described as shown by the last assessment of said property, which said territory is contiguous to the City of Yuma and not now embraced within its corporate limits, asking that the property more particularly hereinafter described be annexed to the City of Yuma, and to extend and increase the corporate limits of the City of Yuma so as to embrace the same; and,

WHEREAS, the Mayor and City Council of the City of Yuma, Arizona, are desirous of complying with said petition and extending and increasing the corporate limits of the City of Yuma to include said territory; and,

WHEREAS, said Petition sets forth a true and correct description of all the exterior boundaries of the entire area proposed to be annexed to the City of Yuma and had attached thereto at all times an accurate map of the territory desired to be annexed; and,

WHEREAS, no alterations increasing or reducing the territory sought to be annexed have been made after said Petition had been signed by any owner of real and personal property in such territory; and,

WHEREAS, the provisions of A.R.S. § 9-471, Arizona Revised Statutes, and amendments thereto, have been fully observed; and,

WHEREAS, proper and sufficient certification and proof of the foregoing facts are now on file in the office of City Clerk of the City of Yuma, Arizona, together with a true and correct copy of the original petition referred to herein, which is on file in the office of the Yuma County Recorder; and,

WHEREAS, upon annexation the initial designation for zoning of the property described in Section 1 shall be Light Industrial (L-I), as provided for in A.R.S. § 9-471, and amendments thereto.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, AS FOLLOWS:

SECTION 1. That the following described territory be, and the same hereby is, annexed to the City of Yuma, and that the present corporate limits be, and the same hereby are, extended and increased to include the following described territory contiguous to the present City of Yuma corporate limits, to wit:

A portion of the Northeast Quarter of the Southeast Quarter (NE¹/₄SE¹/₄) of Section 34, Township 8 South, Range 23 West, Yuma County, Arizona, more particularly described as follows:

Commencing at the Southeast Corner of the Northeast Quarter of the Southeast Quarter (NE¹/₄SE¹/₄)

of said Section 34, point also being the **True Point of Beginning**;

Thence West along the South line of the Northeast Quarter of the Southeast Quarter (NE¹/₄SE¹/₄) of said Section 34, a distance of 86.0 feet (Record) to a point described as the Northeast corner of City of Yuma Annexation Ordinance 1578, recorded in Docket 951, Page 196, dated January 20, 1974, Yuma County Records;

Thence continuing West along the South line of the Northeast Quarter of the Southeast Quarter (NE¹/₄SE¹/₄) of said Section 34, also being the North line of said Annexation Ordinance 1578, a distance of 914.0 feet (Calculated), more or less, to a point;

Thence North along a line that is parallel to and 1000 feet West of the East line of the Northeast Quarter of the Southeast Quarter (NE¹/₄SE¹/₄) of said Section 34, a distance of 433.8 feet (Calculated), more or less, to a point lying on the Union Pacific Rail Road (U.P.R.R) South right-of-way line;

Thence Southeast along the U.P.R.R South right-of-way line a distance of 1038.9 feet (Calculated), more or less, to a point lying on the East line of the Northeast Quarter of the Southeast Quarter (NE¹/₄SE¹/₄) of said Section 34;

Thence South along the East line of the Northeast Quarter of the Southeast Quarter (NE¹/₄SE¹/₄) of said Section 34, a distance of 149.0 feet (Calculated) to the **True Point of Beginning**.

Containing 6.69 acres, more or less.

SECTION 2. That the property contained within the legal description described in Section 1 be, and the same hereby is, placed in the Light Industrial (L-I) District, as defined by Chapter 154 of the Yuma City Code, as amended, pursuant to the provisions provided for in A.R.S. § 9-471, as amended; that said zoning be extended to the centerline of all streets contained therein; that said property upon this Ordinance becoming final, be subject to all rules, regulations and requirements of Chapter 154 of the Yuma City Code, as amended, pertaining to the Light Industrial (L-I) District, and that the zoning map adopted under Chapter 154 of the Yuma City Code, as amended, be hereby ordered to be changed and amended so as to show that said property described in this Section will be located within the District herein provided.

SECTION 3. That a copy of this ordinance, together with an accurate map of the territory hereby annexed to the City of Yuma, certified by the Mayor of the City of Yuma, be forthwith filed and recorded in the office of the County Recorder of Yuma County, Arizona.

Adopted this _____ day of _____, 2011.

APPROVED:

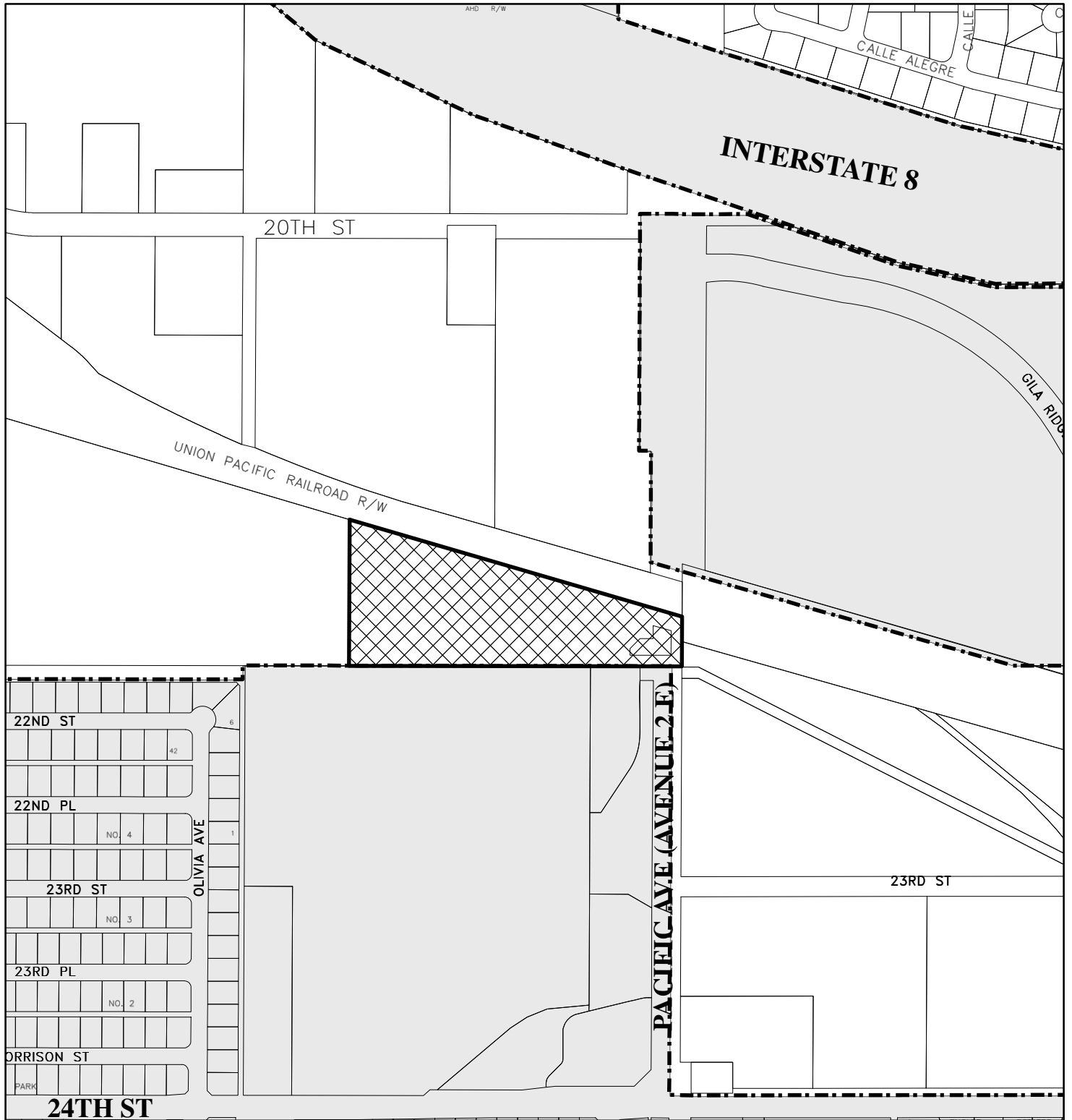
Alan L. Krieger
Mayor

ATTESTED:

Lynda L. Bushong
City Clerk

APPROVED AS TO FORM:

Steven W. Moore
City Attorney



NOT TO SCALE
 INFORMATION TECHNOLOGY
 SERVICES, ENTERPRISE
 GIS

**Annexation Map Produced
 Pursuant to A.R.S. §9-471**

**City of Yuma, Arizona
 Annexation Area No. A2011-03**

- City of Yuma
- Annexation Area

ANNEXATION PETITION A2011-03
Barco Annexation

TO THE HONORABLE MAYOR AND COUNCIL OF THE CITY OF YUMA, ARIZONA:

We, the undersigned, owners of real and personal property, being the real property hereinafter described and all personal property that we may own in the area to be annexed, request the City of Yuma to annex our property, said property being located in a territory contiguous to the City of Yuma, Arizona, and being located within the following described area:

A portion of the Northeast Quarter of the Southeast Quarter (NE¹/₄SE¹/₄) of Section 34, Township 8 South, Range 23 West, Yuma County, Arizona, more particularly described as follows:

Commencing at the Southeast Corner of the Northeast Quarter of the Southeast Quarter (NE¹/₄SE¹/₄) of said Section 34, point also being the True Point of Beginning;

Thence West along the South line of the Northeast Quarter of the Southeast Quarter (NE¹/₄SE¹/₄) of said Section 34, a distance of 86.0 feet (Record) to a point described as the Northeast corner of City of Yuma Annexation Ordinance 1578, recorded in Docket 951, Page 196, dated January 20, 1974, Yuma County Records;

Thence continuing West along the South line of the Northeast Quarter of the Southeast Quarter (NE¹/₄SE¹/₄) of said Section 34, also being the North line of said Annexation Ordinance 1578, a distance of 914.0 feet (Calculated), more or less, to a point;

Thence North along a line that is parallel to and 1000 feet West of the East line of the Northeast Quarter of the Southeast Quarter (NE¹/₄SE¹/₄) of said Section 34, a distance of 433.8 feet (Calculated), more or less, to a point lying on the Union Pacific Rail Road (U.P.R.R) South right-of-way line;

Thence Southeast along the U.P.R.R South right-of-way line a distance of 1038.9 feet (Calculated), more or less, to a point lying on the East line of the Northeast Quarter of the Southeast Quarter (NE¹/₄SE¹/₄) of said Section 34;

Thence South along the East line of the Northeast Quarter of the Southeast Quarter (NE¹/₄SE¹/₄) of said Section 34, a distance of 149.0 feet (Calculated) to the True Point of Beginning.

Containing 6.69 acres, more or less.

In addition to the above description, any and all county rights-of-way and roadways with no taxable value that are within or contiguous to the exterior boundaries of the proposed annexation are part of the territory proposed to be annexed and will be included in any ordinance of annexation adopted as a result of this petition.

The City Council may determine the exact boundary of said territory to be annexed; provided, however, that said annexation area lies wholly within the above described area, and provided further, that the provisions of Section 9-471, Arizona Revised Statutes, are fully observed and complied with.

DATE	SIGNATURE	MAILING ADDRESS	PARCEL ID/LEGAL DESCRIPTION
------	-----------	-----------------	-----------------------------

(Legal description can be Lot/Block/Subdivision; Book/Map/Parcel; or Metes and Bounds)

Print Name of Property Owner: _____



City of YUMA

REQUEST FOR CITY COUNCIL ACTION

MEETING DATE:

June 1, 2011

DEPARTMENT:

Parks & Recreation

DIVISION:

Administration

- Motion
- Resolution
- Ordinance - Introduction
- Ordinance - Adoption
- Public Hearing

TITLE:

Repeal Ordinances 1277 and 095-027 and form a single Parks, Arts and Recreation Commission

SUMMARY RECOMMENDATION:

Create a Parks, Arts and Recreation Commission and repeal Ordinances 1277 and 095-027 thereby amending City Codes 170 and 50 and abolishing the Parks and Recreation Commission and Arts and Culture Commission.

REPORT:

The City Council created a Parks and Recreation Commission in 1972 and an Arts & Culture Commission in 1995. These commissions individually have served as advisory groups to the City Council and the Parks and Recreation Department on matters related to parks and recreation and to arts and culture.

The Parks and Recreation Department recommends abolishing these two advisory Commissions and creating a single Commission serving as a broader scope advisory group with oversight and advocacy for the entire Department rather than just a portion of it.

The benefits are a more effective use of staffing resources, clearer communication to a single Commission and diversity of feedback for issues and opportunities.

FISCAL REQUIREMENTS	CITY FUNDS:	\$0.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
	TOTAL:	\$0.00		
	FISCAL IMPACT STATEMENT:			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="checkbox"/> Department <input checked="" type="checkbox"/> City Clerk's Office			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		5/24/2011	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Steven W. Moore		5/24/2011	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Becky Chavez		5/17/2011		
WRITTEN/SUBMITTED BY:		DATE:		
Roberta Ukura		5/17/2011		

ORDINANCE NO. 02011-21

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA REPEALING ORDINANCE NUMBER 1277 AND ORDINANCE NUMBER 095-027 WHICH AMEND SECTION 170 AND SECTION 50 OF THE CITY CODE AND CREATING A PARKS, ARTS, AND RECREATION COMMISSION, PRESCRIBING THE TERMS AND DUTIES THEREOF, AND PROVIDING FOR THE APPOINTMENT THERETO

WHEREAS, the City Council supports a continuing effort to provide an environment conducive to quality parks, arts, and recreation systems; and

WHEREAS, the City Council recognizes the importance of parks, arts, and recreation for the well being and enhancement of a vital community; and

WHEREAS, The City Council created a Parks and Recreation Commission on September 20, 1972 through Ordinance No. 1277 and an Arts and Culture Commission on June 27, 1995 through Ordinance No. 095-027; and

WHEREAS, the City Council wishes to combine these Commissions and establish a single Parks, Arts, and Recreation Commission to advise the City Council on matters affecting parks, arts, and recreation in Yuma.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Yuma as follows:

Section 1. Creation of Parks, Arts, and Recreation Commission.

There is hereby established a City of Yuma Parks, Arts, and Recreation Commission (PARC).

Section 2. Membership and Terms of Office.

The Commission shall consist of not more than eleven (11) voting members appointed by the City Council. of which seven (7) will be members of the community and no more than four (4) may be high school students. For the initial term of community members serving on the Commission, four (4) members shall be appointed for a term of two (2) years and three (3) members shall be appointed for a term of five (5) years to establish staggered terms. Thereafter, all members shall be appointed for a term of five (5) years. All terms shall end on December 31. Terms of high school student members shall be the duration of school year in which each is appointed.

The City Council shall fill vacancies for the unexpired terms of any members of the Commission.

No member may be appointed to more than two (2) consecutive terms, full or partial.

Members of the Commission may be removed by a majority vote of the City Council.

Section 3. Compensation of Commission Members.

Members of the Commission shall serve without compensation.

Section 4. Organization, Rules, and Records.

Within thirty (30) days after the initial appointment of the Commission by the City Council, the Commission shall meet for the purpose of organization. At that meeting, the Commission shall elect a Chairperson and Vice Chairperson from among its members. The term of the Chairperson shall be one year with eligibility for re-election. Commission members may not serve more than (2) consecutive terms as Chairperson. The Commission shall adopt rules for the transaction of business, and shall keep records of its discussions, findings, and recommendations.

Section 5. Meetings.

The Commission shall hold at least one regular meeting per month, which shall at all times be open to the public. The time and place of said meeting shall be posted in accordance with the applicable Arizona State Statutes. There shall be no meeting the month of July.

A quorum consisting of a minimum of four (4) City Council appointed voting members shall be required to conduct business.

If a member is absent for four meetings of all the meetings held within a consecutive twelve month period, excused or unexcused, that member shall be deemed to have vacated the membership and may be replaced by the City Council.

Section 6. The Functions of the Commission shall include, but not be limited to, the following:

- A. Acting in an advisory capacity to the City Council, City Administrator, and the Director of Parks and Recreation concerning matters affecting the planning and development of the City's parks, arts, and recreation programs and systems.
- B. Acting as supportive liaison between the City government and the residents of the City of Yuma on subjects including, but not limited to, capital improvement projects, bond issues, system improvements, Parks and Recreation Department practices, and development of City parks, arts, and recreation policies and procedures.
- C. Serving as a catalyst and advocate for all matters relating to the City's parks, arts, and recreation facilities, programs, and initiatives.
- D. Establishing criteria for recommending award of City funds. Developing a peer review process to review requests for City funding and recommending to the City Council distribution of City Funds. Award of City funds must be approved by City Council.
- E. Appointing ad hoc committees as needed to support specific projects or areas of interest within the Parks and Recreation Department.
- F. Recommending legislation that will enhance the City's parks, arts, and recreation programs and systems.
- G. Promoting activities and community collaboration relating to parks, arts, and recreation.
- H. Identifying grant opportunities, making recommendations, and reviewing City sponsored grant applications to federal, state, or private agencies for parks, arts, and recreation purposes.
- I. Receiving and making recommendations on acceptance of tangible gifts to the City pertaining to art, equipment, or supplies as deemed necessary.

Section 7. The City Administrator shall assign such City staff as the Administrator deems appropriate to support the Commission.

Section 8. Ordinance 1277 and Ordinance O95-027 are hereby repealed.

Adopted this _____ day of _____, 2011.

APPROVED:

Alan L. Krieger
Mayor

ATTESTED:

Lynda L. Bushong
City Clerk

APPPROVED AS TO FORM:

Steven W. Moore
City Attorney



City of YUMA

REQUEST FOR CITY COUNCIL ACTION

MEETING DATE:	June 1, 2011	<input type="checkbox"/> Motion
DEPARTMENT:	Police	<input type="checkbox"/> Resolution
DIVISION:	Administration	<input checked="" type="checkbox"/> Ordinance - Introduction
		<input type="checkbox"/> Ordinance - Adoption
		<input type="checkbox"/> Public Hearing
TITLE: Amend Ordinance No. O97-49.		
SUMMARY RECOMMENDATION: Amend Ordinance No. O97-49 to allow for the operation of a Police Substation at the described real property.		
REPORT: On August 20, 1997, the City Council of the City of Yuma approved Ordinance No. O97-49, authorizing acquisition of real property near Araby Road and 26th Street for the purpose of operating a Fire Station/Regional Public Safety Training Facility. Since the acquisition of the property in 1997, numerous annexations, developments and subsequent population growth has occurred in the eastern Yuma city limits. The city owned property described in the ordinance provides for a suitable location for the construction of a police substation. The substation will enable the Yuma Police Department to provide police services to the current and future citizens and businesses that occupy the eastern portion of the city limits. The proposed amendment will change the wording of Ordinance No. O97-49 from “for the purpose of operation of a Fire Station/Regional Public Safety Training Facility” to “for the purpose of operation of a Fire Station/Police Substation/Public Safety Training Facility.”		

FISCAL REQUIREMENTS	CITY FUNDS:	\$0.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
	TOTAL:	\$0.00		
	FISCAL IMPACT STATEMENT:			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="checkbox"/> Department <input type="checkbox"/> City Clerk's Office			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		5/24/2011	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Steven W. Moore		5/24/2011	
RECOMMENDED BY (DEPT/DIV HEAD):		DATE:		
Jerry Geier		5/16/2011		
WRITTEN/SUBMITTED BY:		DATE:		
Janet Udart		5/12/2011		

ORDINANCE NO. O2011-22

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, AMENDING ORDINANCE O97-49 TO INCLUDE THE OPERATION OF A POLICE SUBSTATION AMONG THE PURPOSES FOR ACQUISITION OF THE REAL PROPERTY

WHEREAS, the City of Yuma (City) is authorized, pursuant to the City Charter, Article III, Section 2, to acquire real property; and,

WHEREAS, on August 20, 1997, the City adopted Ordinance No. O97-49 authorizing the acquisition of real property “for the purpose of operation of a Fire Station/Regional Public Safety Facility Training Center”; and,

WHEREAS, the property has been acquired, and the City seeks to add a Police Substation as an additional public use for the property.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Yuma as follows:

SECTION 1: That Ordinance No. O97-49, Section 1, shall be amended to read:

That it is deemed necessary and essential as a matter of public necessity and public welfare that certain parcels of real property, herein described as the South one-half (S1/2) of Lot 3, Section 4, T9S, R22W of the Gila and Salt River Base and Meridian, Yuma County, Arizona, and by this reference made a part hereof, be acquired by the City of Yuma for the purpose of operation of a Fire Station/Police Substation/Regional Public Safety Training Facility.

SECTION 2: That all other parts of Ordinance No. O97-49 not otherwise amended herein shall remain in full force and effect.

Adopted this _____ day of _____, 2011.

APPROVED:

Alan L. Krieger
Mayor

ATTESTED:

Lynda L. Bushong
City Clerk

APPROVED AS TO FORM:

Steven W. Moore
City Attorney



City of YUMA

REQUEST FOR CITY COUNCIL ACTION

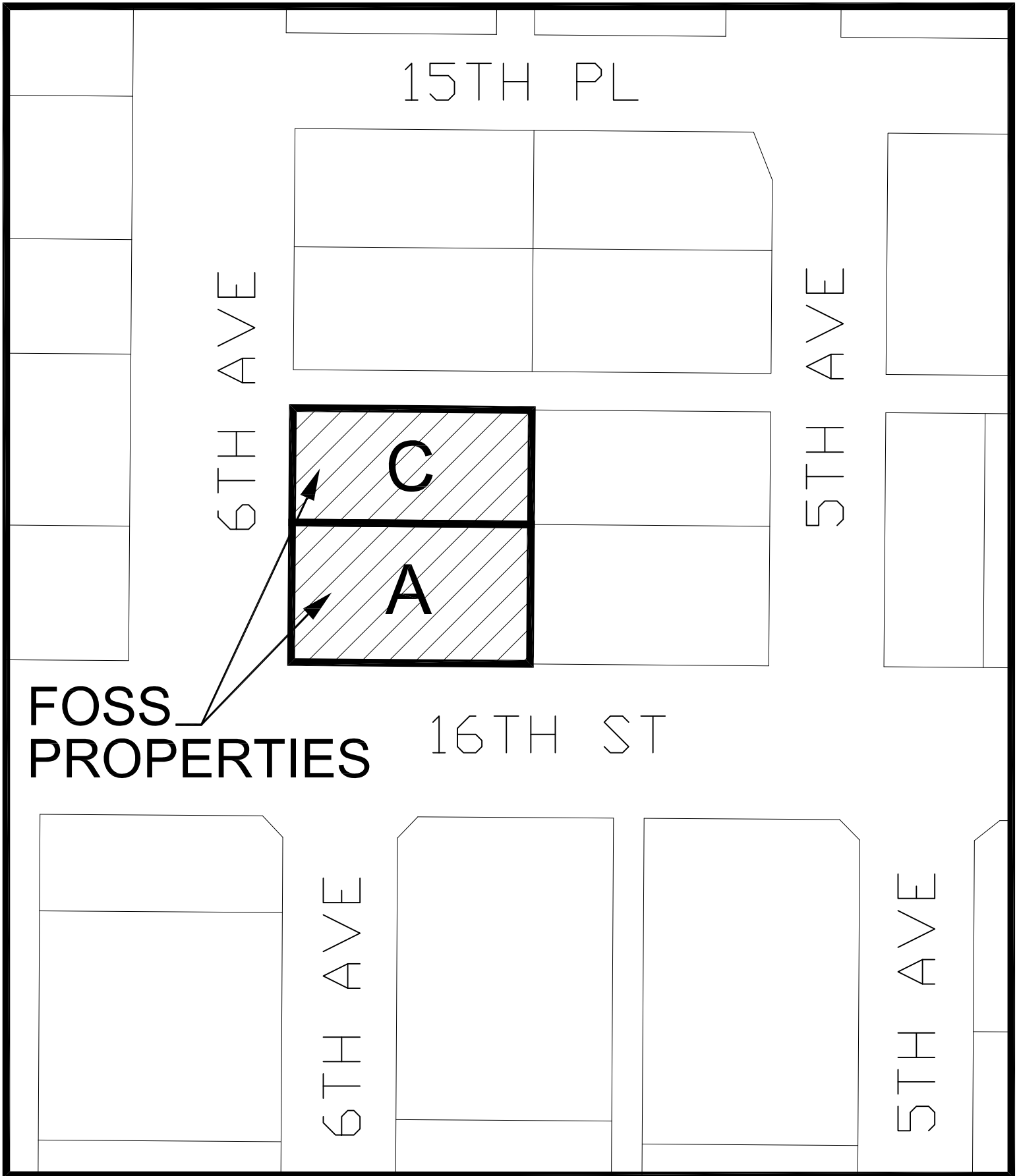
MEETING DATE:	June 1, 2011	<input type="checkbox"/> Motion
DEPARTMENT:	City Engineering	<input type="checkbox"/> Resolution
DIVISION:	Administration	<input checked="" type="checkbox"/> Ordinance - Introduction
		<input type="checkbox"/> Ordinance - Adoption
		<input type="checkbox"/> Public Hearing
TITLE: Exchange, Sale and Acquisition of Real Property		
SUMMARY RECOMMENDATION: Authorize the acquisition of two parcels of real property at the northeastern corner of 16th Street and 6th Avenue through an exchange and purchase, and the sale and exchange of two parcels of City of Yuma-owned real property at the northwestern corner of 32nd Street and Avenue 8E.		
REPORT: In preparation for future 16 th Street roadway improvements, the City of Yuma (City) has been acquiring properties along that street, between Maple Avenue and 6 th Avenue. The City desires to acquire two properties, Parcels A and C, respectively, from Dr. and Mrs. Ned Foss, Jr. (Owners of Parcel A) and the Ned Foss, D.D.S., PC Money Purchase Plan, a pension plan (as Owner of Parcel C) for right-of-way purposes, at the northeastern corner of the 16 th Street and 6 th Avenue intersection. These properties are improved and total approximately 16,531 square feet as shown on the attached location map. City staff has negotiated an exchange, sale and purchase of property with the Owners of Parcels A and C, as described below: 1. Parcel A property was appraised at approximately \$450,000. The City will exchange 46,242.2 square feet of its unimproved property, Parcel B on the attached location map and having an appraised value of \$450,000.00, for the entire 9,073 square feet of the Owners' improved Parcel A property. This exchange will leave the City with 22,533.6 square feet of remnant property next to the 32 nd Street and Avenue 8E intersection, shown as Parcel D on the attached location map. 2. Following the exchange described in Item 1 above, the City will have a remnant parcel with a limited land area for development and, as such, Parcel D would have minimal value to the City for sale as a stand-alone parcel. The Owners of Parcel A have requested to purchase the remnant Parcel D from the City at its appraised value of \$195,000.00, with the intent to combine it with their other property at 32 nd Street and Avenue 8E.		

3. The Owners' 7,458 square-foot Parcel C has been appraised at \$195,000.00. As the final action in this process, the City will purchase Parcel C from the pension plan.

The proposed exchange and sale of City property is in conformance with the City's General Plan, as:

"the land use designation is Commercial and the current zoning of General Commercial and the intended use of the lot is in conformance with the land use designation and zoning. The property for disposal meets the minimum lot size requirement of 12,000 square feet and the minimum area requirement of 8 acres is part of a larger 13 acre General Commercial Zoning District boundary."


FISCAL REQUIREMENTS	CITY FUNDS:	\$5,000.00	BUDGETED:	\$5,000.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP: FY 2011 CIP No. 5.0574	
	TOTAL:	\$5,000.00		
	FISCAL IMPACT STATEMENT: City funds will be expended for title and escrow services.			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input checked="" type="checkbox"/> Department <input type="checkbox"/> City Clerk's Office			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		5/24/2011	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Steven W. Moore		5/24/2011	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Paul Brooberg		5/18/2011		
WRITTEN/SUBMITTED BY:		DATE:		
Teresa Blackburn		5/17/2011		

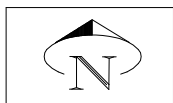


**FOSS
PROPERTIES**

NOTE: THIS MAP IS PREPARED TO SHOW GENERAL SITE LOCATION ONLY AND REPRESENTS NO SPECIFIC DIMENSIONS RELATED TO THE SITE.

LOCATION MAP

Subject Site = 



Checked by: PAUL BROOBERG

Prepared by: SERGIO PEÑUÑURI

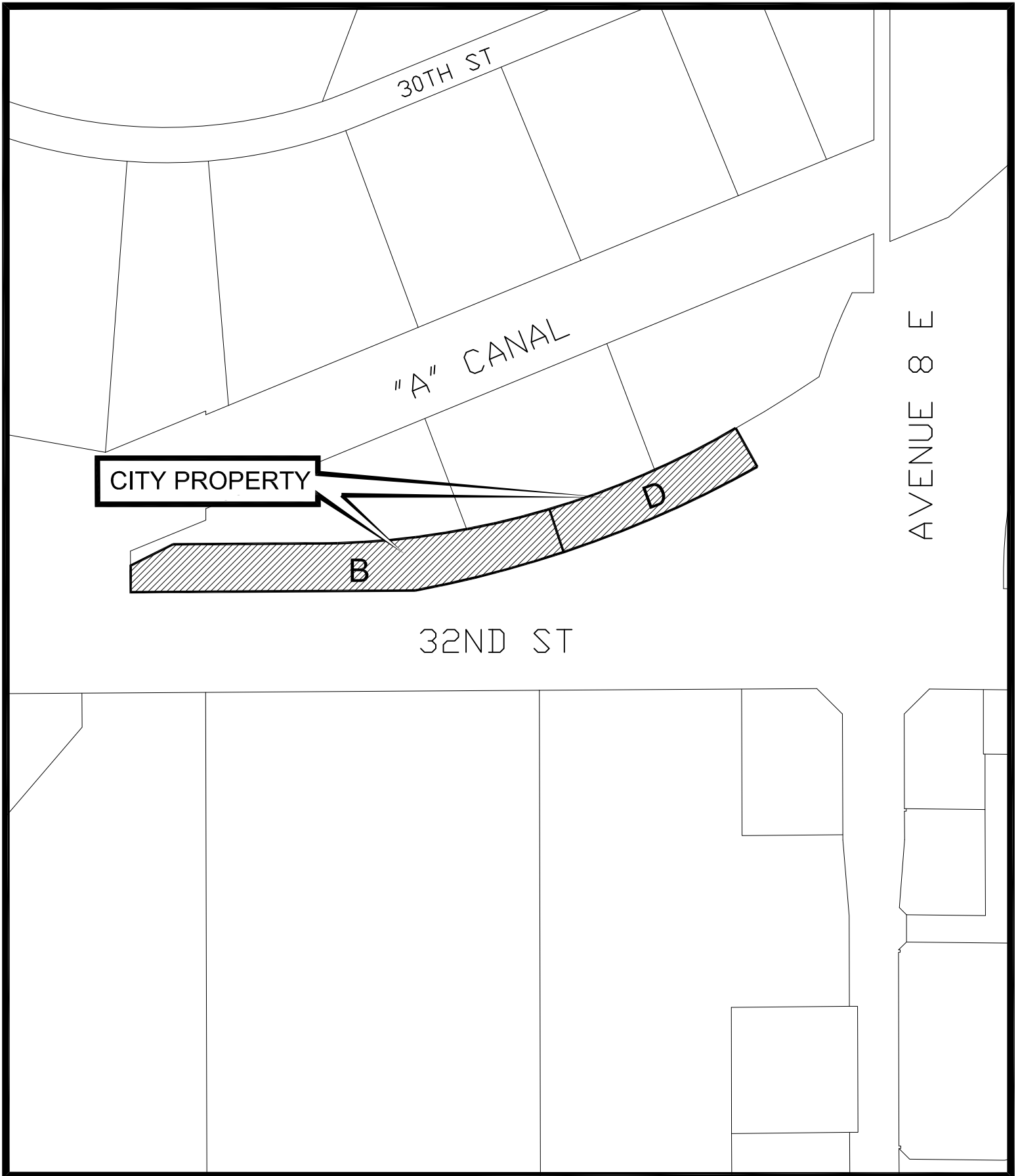
CITY OF YUMA
CITY ENGINEERING
DEPARTMENT

DATE: 5-16-11

SCALE: N.T.S


REVISED:

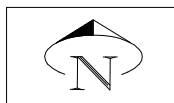
CIP No. 5.0574



NOTE: THIS MAP IS PREPARED TO SHOW GENERAL SITE LOCATION ONLY AND REPRESENTS NO SPECIFIC DIMENSIONS RELATED TO THE SITE.

LOCATION MAP

City Property = 



Checked by: PAUL BROOBERG
 Prepared by: SERGIO PEÑUÑURI

CITY OF YUMA
 CITY ENGINEERING
 DEPARTMENT

DATE: 5-16-11
 SCALE: N.T.S
 REVISED:

C.I.P. No.
 5,0574
 62

ORDINANCE NO. O2011-23

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, DECLARING CERTAIN PARCELS OF REAL PROPERTY, HEREINAFTER DESCRIBED AS PARCELS B AND D, SURPLUS FOR USE BY THE CITY AND AUTHORIZING AND DIRECTING THAT CERTAIN PARCELS OF REAL PROPERTY, HEREINAFTER DESCRIBED AS PARCELS A AND C, BE ACQUIRED BY THE CITY OF YUMA, PARCEL C BY PURCHASE AND PARCEL A BY EXCHANGE FOR CITY- OWNED PARCEL B, FOR THE REASON THAT PARCELS A AND C ARE REQUIRED TO IMPROVE THE PUBLIC ROADWAY AND UTILITY INFRASTRUCTURE AND OTHER PUBLIC PURPOSES AS MAY BE RELATED THERETO, AND AUTHORIZING THE CITY-OWNED REMNANT PARCEL D TO BE SOLD AND AUTHORIZING PAYMENT OF ALL COSTS NECESSARY FOR THE ACQUISITION, EXCHANGE AND SALE THEREOF

WHEREAS, the City of Yuma (City) is authorized, pursuant to the City Charter, Article III, Section 2, to acquire and dispose of real property; and

WHEREAS, the City has identified the acquisition of real property owned by Edward Joseph (Ned) Foss, Jr. and Joanne P. Foss (Parcel A) and the Ned Foss, D.D.S., PC Money Purchase Plan (Parcel C), located in the northeastern quadrant of the intersection of 16th Street and 6th Avenue, and described in Exhibits A and C, respectively, attached hereto and by this reference made a part hereof, as necessary for 16th Street public roadway and utility improvements; and,

WHEREAS, the City is the owner of vacant real property located in the northwestern quadrant of the 32nd Street and Avenue 8E intersection, as described in Exhibit B (Parcel B) and Exhibit D (Parcel D), attached hereto and by this reference made a part hereof, and that, due to location, size and shape, those properties are of no use for stand-alone development to the City and can be reasonably returned to private ownership and placed on the public property tax roll; and,

WHEREAS, that property described in said Exhibit B is available for exchange for that property described in said Exhibit A; and

WHEREAS, the exchange of the above properties would result in a remnant parcel to the City, as described in Exhibit D, attached hereto and by this reference made a part hereof, which would not be appropriate for redevelopment as stand alone property.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Yuma as follows:

SECTION 1: That the City declares that real property as described in said Exhibit B (Parcel B) and Exhibit D (Parcel D), attached hereto and by this reference made a part hereof, have become surplus for use by the City and that the disposition of said property serves the public interest of the City and would be of public benefit.

SECTION 2: That it is deemed necessary and essential, as a matter of public necessity and public welfare, that a certain parcel of real property described in Exhibit A (Parcel A), attached hereto and by this reference made a part hereof, be acquired by the City by exchange for that City-owned parcel of real property described in Exhibit B (Parcel B), attached hereto and by this reference made a part hereof, as the former property is required to extend and improve public roadway and utility infrastructure for the public interest of the City and would be of public benefit.

SECTION 3: That City staff is hereby authorized and directed to perform all acts necessary to effect the exchange of Parcel A for Parcel B.

SECTION 4: That City staff is authorized to sell the remnant parcel described in Exhibit D (Parcel D) to Edward Joseph (Ned) Foss, Jr. and Joanne P. Foss, at the appraised value of \$195,000.00.

SECTION 5: That it is deemed necessary and essential, as a matter of public necessity and public welfare, that a certain parcel of real property described in Exhibit C (Parcel C), attached hereto and by this reference made a part hereof, be acquired by the City.

SECTION 6: That City staff is hereby authorized and directed to perform all acts necessary to purchase Parcel C for the appraised value of \$195,000.00.

SECTION 7: That the duly authorized disbursing officers of the City of Yuma are hereby authorized and directed to pay all sums necessary to acquire the property, as shown in Exhibits A and C, together with recording fees, escrow, title insurance, closing and all other costs necessary in the acquisition, exchange and sale of the described properties.

Adopted this _____ day of _____, 2011.

APPROVED:

Alan L. Krieger
Mayor

ATTESTED:

Lynda L. Bushong
City Clerk

APPROVED AS TO FORM:

Steven W. Moore
City Attorney

EXHIBITS

Exhibit A (Parcel A)

Lot 52, Los Altos Amended Subdivision, as recorded in Book 2 of Plats, Page 43, in the office of the County Recorder of Yuma County, Arizona.

Containing 9,073 square feet, more or less.

Exhibit B (Parcel B)

That portion of the Southeast Quarter of Section 3, Township 9 South, Range 22 West of the Gila and Salt River Base and Meridian, Yuma County, Arizona, more particularly described as follows:

Beginning at the Southeast Corner of said Section 3; thence South 89° 12' 33" West along the South Line of said Section 3 a distance of 1,472.69 feet; thence North 00° 48' 03" West a distance of 100.00 feet to the TRUE POINT OF BEGINNING; thence continuing North 00° 48' 03" West a distance of 42.42 feet; thence North 56° 06' 51" East a distance of 110.92 feet; thence North 89° 12' 33" East a distance of 226.61 feet to a point on a curve, concave northwesterly, having a radial bearing of South 00° 47' 28" East; thence northeasterly along said curve concave northwesterly, of radius 1,859.86 feet through a central angle of 16° 22' 13", an arc distance of 531.39 feet; thence South 17° 09' 42" East a distance of 103.84 feet to a point on a curve, concave northwesterly, having a radial bearing of South 19° 14' 01" East; thence southwesterly along said curve concave northwesterly, of radius 2,241.83 feet through a central angle of 08° 06' 22", an arc distance of 317.17 feet; thence South 89° 12' 33" West parallel with and 100.00 feet North of the South Line of said Section 3 a distance of 566.02 feet to the TRUE POINT OF BEGINNING.

Containing 2.0661 acres, more or less.

Exhibit C (Parcel C)

Lot 51, Los Altos Amended Subdivision, as recorded in Book 2 of Plats, Page 43, in the office of the County Recorder of Yuma County, Arizona.

Containing 7,458 square feet, more or less.

Exhibit D (Parcel D)

That portion of the Southeast Quarter of Section 3, Township 9 South, Range 22 West of the Gila and Salt River Base and Meridian, Yuma County, Arizona, more particularly described as follows:

Beginning at the Southeast Corner of said Section 3; thence South 89° 12' 33" West along the South Line of said Section 3 a distance of 1,472.69 feet; thence North 00° 48' 03" West a distance of 142.42 feet; thence North 56° 06' 51" East a distance of 110.92 feet; thence North 89° 12' 33" East a distance of 226.61 feet to a point on a curve, concave northwesterly, having a radial bearing of South 00° 47' 28" East; thence

northeasterly along said curve concave northwesterly, of radius 1,859.86 feet through a central angle of 16° 22' 13", an arc distance of 531.39 feet to the TRUE POINT OF BEGINNING; thence continuing northeasterly along said curve concave northwesterly, of radius 1,859.86 feet, through a central angle of 11° 54' 05", an arc distance of 386.33 feet; thence South 29° 39' 24" East a distance of 94.42 feet to a point on a curve concave northwesterly, having a radial bearing of South 29° 39' 24" East; thence southwesterly along said curve, concave northwesterly, of radius 2,241.83 feet, through a central angle of 10° 25' 23", an arc distance of 407.83 feet; thence North 17° 09' 42" West a distance of 103.84 feet to the TRUE POINT OF BEGINNING.

Containing 0.8953 acres, more or less.



City of YUMA

REQUEST FOR CITY COUNCIL ACTION

MEETING DATE:	June 1, 2011	<input type="checkbox"/> Motion
DEPARTMENT:	City Administration	<input checked="" type="checkbox"/> Resolution
DIVISION:	Administration	<input type="checkbox"/> Ordinance - Introduction
		<input type="checkbox"/> Ordinance - Adoption
		<input type="checkbox"/> Public Hearing

TITLE:
2012-2021 Ten-Year Capital Improvement Program

SUMMARY RECOMMENDATION:
Adopt the 2012-2021 Ten-Year Capital Improvement Program, pursuant to the Yuma City Charter, Article XIII, Sections 10 and 11.

REPORT:
The Yuma City Charter, Article XIII, Sections 10 and 11 contain the authority and procedure for adoption of the City of Yuma (City) Ten-Year Capital Improvement Program (CIP). Pursuant to Section 10, the CIP is required to include the basic elements of 1) a general summary of contents, 2) a list of all capital improvements proposed to be undertaken during the City’s next ten fiscal years and 3) cost estimates and methods of financing, together with project schedules. Pursuant to Section 11, the City Council is required to conduct a public hearing on the Ten-Year CIP prior to adoption. The adoption is required to be by resolution on or before the first of July of each year.

The proposed 2012-2021 Ten-Year CIP is a ten-year schedule of capital improvements to the City’s infrastructure. While the CIP identifies where City facility improvements will be established, where facilities are to be improved or expanded and the City funds to be expended, it is more than a schedule of expenditures. It is a statement of budgetary policy and a planning document.

The first year of the CIP is the Capital Budget and identifies the projects for which committed CIP funding is to be expended during that fiscal year. The projects within the first year are prioritized, based on the need for the project and the resources available to complete the project. This CIP Capital Budget is fiscally balanced and constrained in all funding sources. The second through the fifth years, inclusive, of this ten-year program are a fiscally constrained CIP, while the last five years of the ten-year program are a projected CIP based on reasonably anticipated revenues.

The draft Capital Improvement Program was compiled by the CIP Administrator and the City Administrator, with input from the CIP Program Manager and all affected City Departments, and has been reviewed by the Planning and Zoning Commission and the City Council. A copy of the final draft edition, which is the subject of this Council Action Request, has been on file with and available for public review at the City Clerk’s office, the Heritage Branch of the Yuma County Library and the City Public Works Services front office since April 28, 2011.

A Public Hearing was held on May 9, 2011 by the Planning and Zoning Commission, with a second Public Hearing held before City Council on May 18, 2011. Subsequent to those reviews and also as the result of continued action related to the current Fiscal Year 2011 Capital Budget, modifications have been made to the draft CIP.

For the reasons presented above, it is requested that City Council adopt the attached resolution, establishing the 2012-2021 Ten-Year Capital Improvement Program and the Capital Budget, valued at \$394,061,313 and \$89,309,313, respectively.

FISCAL REQUIREMENTS	CITY FUNDS:	\$0.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
	TOTAL:	\$0.00		
	FISCAL IMPACT STATEMENT: The 2012-2021 Ten-Year Capital Improvement Program fiscal impact is \$394,061,313			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. 2012-2021 Ten-Year Capital Improvement Program (Draft) 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="checkbox"/> Department <input checked="" type="checkbox"/> City Clerk's Office			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		5/24/2011	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Steven W. Moore		5/24/2011	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Ana Lugo		5/12/2011		
WRITTEN/SUBMITTED BY:			DATE:	

Planning and Zoning Commission Meeting Minutes
May 9, 2011

A meeting of the City of Yuma Planning and Zoning Commission was held on Monday, May 9, 2011, at Yuma City Hall Council Chambers, One City Plaza, Yuma, AZ.

PLANNING AND ZONING COMMISSION MEMBERS present included Chairman David Koopmann and Commissioners Del Cave, Tony Brockington, Marty Carter and Richard Sorenson. Commissioners Clinton Underhill and Karen Conde were absent.

STAFF MEMBERS present included Laurie Lineberry, Community Development Director; Paul Brooberg, Director of City Engineering; Richard Files, Deputy City Attorney; Andrew McGarvie, Assistant City Engineer; Ana Lugo, CIP Administrator, Bobette Bauermann, Principal Planner; Noah Cullis, Senior Planner; and Richard Munguia, Senior Customer Service Specialist.

Chairman Koopmann called the meeting to order at 4:30 p.m. and noted there was a quorum present.

CONSENT CALENDAR MINUTES

April 11, 2011

WITHDRAWALS BY APPLICANT

None

TIME EXTENSIONS

None

CONTINUANCES

None

APPROVALS

None

MOTION

Motion by Cave, second by Brockington, to APPROVE the Consent Calendar including the minutes of April 11, 2011. Motion carried unanimously (5-0).

PUBLIC HEARINGS

GP2010-002: *The City of Yuma is in the process of developing the 2012-2021 Capital Improvement Program (CIP). This is the annual update to the CIP. The CIP is a schedule of public physical improvements to the City's infrastructure and identifies where City facility improvements will be located, and the amount of City funds for each category.*

Noah Cullis, Senior Planner, summarized the staff report, recommending **APPROVAL.**

Ana Lugo, CIP Administrator, gave a presentation on the CIP Budget for FY2012-2021.

QUESTIONS FOR STAFF

Koopmann asked about the changes of the draft CIP. **Lugo** said she would give the Commission a listing of the changes.

Commissioner Cave asked if there was a dollar amount limit to be included in the CIP. **Lugo** said some of the projects were remainders of the project, and not necessarily the full cost of the project. **Cave** asked if that was the case on the new signal light on 32nd Street and Avenue 6E. **Lugo** said yes.

Commissioner Sorenson asked about the Citywide Development Fee Update CIP Project. **Paul Broberg, Director of City Engineering**, said state legislature required the City to have their new Development Fees ready by the end of the calendar year. **Sorenson** asked if it was going to cost \$160,000 to do this. **Broberg** said no, the contract awarded was for about \$85,000. **Sorenson** asked if it was only a study. **Broberg** said it was to put together the whole package that will eventually be proposed to City Council. **Sorenson** asked what the Budget Authority Reserve was. **Broberg** said an example was if the City budgeted \$100,000 for the repair of the sallyport at the Yuma Territorial Prison, and was awarded \$140,000 in grant money, \$40,000 would have to wait until next budget year to be used, since the City only budgeted for \$100,000. The Budget Reserve Authority allowed the money to be utilized without having to wait until the next fiscal year.

Sorenson asked about a \$12.5 million dollar radio site. **Broberg** said that was all grant money or other fund sources. **Sorenson** asked if this would be spent in one year. **Broberg** said something new in the CIP was money for multi-year projects being allocated in the first year. This was to allow the true cost of the project to be viewed. **Sorenson** asked what this included. **Broberg** said it was radios, towers, controllers, mobile units and everything needed for an emergency radio network.

Sorenson asked about the cost of a \$600,000 permit. **Broberg** said it was \$60,000 per year for a 10 year project.

Sorenson asked about the design cost of Avenue 3E from Gila Ridge Road to 32nd Street being \$4 million dollars. **Broberg** said the Arizona Department of Transportation prepared the initial design for 3E at the estimated cost of \$4 million dollars. The City took over the project and the total has changed to \$4.4 million dollars for the construction of Avenue 3E.

Cave asked if the redesign of Avenue 3E would relieve some of the truck traffic in the area. **Broberg** said the City was anticipating a substantial amount of relief. The bridge was being widened from 3 lanes to 3 lanes in each direction. **Broberg** added that in general, a project needed to cost \$50,000 or more to be included in the CIP.

Commissioner Carter asked about the project moving Staff to City Hall and asked if there would be any space left over in the City Hall building. **Broberg** said it was his understanding that there would be a small amount of space left on the east wing on the 3rd floor.

Carter asked about funding projects with the word "proposed" in parenthesis, and asked if those were projects hoping to be funded by grants and other money. **Broberg** said yes.

Carter asked if it was cost effective to spend a lot of budget money on designing projects that may or may not get funding. **Broberg** said he liked to see the design done, because if the design wasn't complete, he could not go after funding sources. **Carter** said it sounded like a lot of opportunities could be lost if the designs were not in place.

Carter described the newer basketball courts at Winsor Park and talked about how much use they were getting. He wanted to recommend adding basketball courts to some parks. **Broberg** said that was an item that could be addressed at a pre-design meeting.

Carter asked about the 24th Street project from Avenue B to Avenue C. **Broberg** said Avenue B to Avenue C would be expanded to a five lane road.

Carter asked about the Main Street Water Treatment Facility auxiliary power being converted to diesel from natural gas. **Broberg** said the project had two goals. Natural gas was not as stable and did not provide an adequate amount of power needed to run everything. Natural gas was also interruptible. There would be a reservoir of diesel fuel onsite that would allow an uninterrupted supply. **Carter** asked if there was some policy or law that was driving this change. **Broberg** said no.

Cave said there was talk of tearing down the golf course and driving range and turning it into a soccer field, and asked if this was going to occur. **Broberg** said no, the driving range and golf course were going to stay as is. **Cave** said the Arroyo Dunes parking lot didn't need repaving, since it was working already. **Broberg** said it was a city requirement and the deterioration of the parking lot was a hazard for people walking through it.

Cave asked about the stop light being put in near the Dunes subdivision. **Cave** said that was too far west from the high school. **Broberg** said the traffic signal was to be installed at 15th Avenue, and bus traffic would be re-routed on the school site and access 32nd Street via the 15th Avenue intersection.

Brockington asked about diesel versus natural gas generators. **Broberg** said the reasoning behind the change was because the City's experience with the natural gas generator showed that natural gas was underpowered. The second reasoning was that the gas lines could be interrupted by a seismic event or other catastrophe. With a diesel reservoir onsite, this would not be an issue. **Brockington** asked if the amount of diesel fuel stored was the same. **Broberg** said he did not have the answer to that.

Koopmann asked if engineers were coming to city hall, where were they coming from. **Broberg** said about 29 engineers were currently housed at the public works building, and the utilities staff now in the old APS building would move to the vacant spaces in the public works building. **Koopmann** asked about the old APS building. **Broberg** said once the City Prosecutor was moved, it would be torn down.

Koopmann asked about the function of the parking lot near the Pivot Point. **Broberg** said it was a multi-use parking lot for anyone in the downtown area, including being partially used by the future courthouse. **Koopmann** asked if the area was planned for retail. **Broberg** said in the future, yes. **Koopmann** was looking at how it would tie to the funding source, since he did not think the voters were told this parking lot was to be used for retail or courthouse uses. **Broberg** said this was a National Heritage Area project, and there was a certain amount designated for those projects.

Koopmann said he noticed some of the pro rata funds were being used. After the completion of the park in the valley and 24th Street between Avenue B and Avenue C, would he asked if all the pro rata funds were gone. **Broberg** said yes.

Koopmann said he was concerned with changes to the CIP, which details would be provided later. The draft provided did not reflect the changes, and asked if the changes were to be provided later. **Lugo** said the listing of changes were description changes, some of which were expanded or revised and some had map changes. **Koopmann** said he understood, but did not know what the changes were. **Lugo** said a listing of the changes would be provided. **Koopmann** asked if the changes were to be provided after a motion was voted on. **Lugo** said yes. **Koopmann** asked if that seemed right. **Richard Files, Deputy City Attorney**, said a motion could be made to approve the draft as presented and reviewed by the Planning and Zoning Commission (Draft date 4/18/2011), and then approve the changes when received.

Sorenson said he only saw one figure for each project, and did not know what exactly was being done. He wanted to be able to see and compare what the cost for different things was. He did not have the basis to make a good decision. He requested enough information with the costs broken down a little more. He did not want to approve paying for a \$200 hammer.

APPLICANT / APPLICANT'S REPRESENTATIVE

None

OPEN PUBLIC COMMENT

MOTION

Motion by Brockington, second by Cave, to APPROVE Case Number GP2011-002, as presented to the Commission (draft date 4/18/2011). Carter asked if this motion was sufficient to approve the draft as presented and not the changes. Files said yes. Motion carried unanimously (5-0).

CU2010-002: *This is a request by Jon Matheus, on behalf of Ingold Family Investments L.L.C, for a Conditional Use Permit to expand the existing General Administrative offices and related uses in the Heavy Industrial (H-I) District. The properties are located at 7015 & 7101 E. 29th St., 7016 & 7102 E. 30th St, Yuma, AZ.*

Bobette Bauermann, Principal Planner, summarized the staff report, recommending **APPROVAL.**

QUESTIONS FOR STAFF

Sorenson asked if there had been any complaints. **Bauermann** said no.

APPLICANT / APPLICANT'S REPRESENTATIVE

Tom Pancrazi, 350 W. 16th Street, Suite 332, Yuma, Arizona, said there had been no complaints.

OPEN PUBLIC COMMENT

Koopmann said he did not want to set precedent turning H-I into office and L-I into retail when there was vacant space in town.

MOTION

Motion by Sorenson, second by Carter, to APPROVE Case Number CU2011-002, subject to the Conditions of Approval in Attachment A. Motion carried unanimously (5-0).

INFORMATION ITEMS

Staff

None

Commission

Carter thanked Lugo for the format of the CIP, and felt that it was easier to understand. **Koopmann** agreed, but did not think enough time was given to look at the details. **Cave** agreed with **Koopmann.** **Brockington** agreed with **Koopmann.**

Public

None

ADJOURNMENT

The meeting was adjourned by motion of **Cave,** second by **Carter,** at 5:34 p.m.

Minutes approved this _____ day of _____, 2011.

Chairman

RESOLUTION NO. R2011-11

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUMA,
ARIZONA, ADOPTING THE TEN-YEAR CAPITAL IMPROVEMENT
PROGRAM FOR FISCAL YEARS 2012-2021**

WHEREAS, pursuant to Article XIII, Section 10 of the City Charter of the City of Yuma (City), the City Council compiled a list of all Capital Improvements which are proposed to be undertaken during the next ten fiscal years, with appropriate supporting information as to the necessity for such improvements; and,

WHEREAS, pursuant to Article XIII, Section 11 of said Charter, the City Council published a general summary of the Capital Improvement Program (CIP) and, following due Public Notice, Public Hearings were held on May 9, 2011 and May 18, 2011; and

WHEREAS, the first year of the CIP is to be undertaken utilizing committed CIP funding, the second through the fifth years of the CIP are a fiscally constrained CIP and the sixth through the tenth years of the program are a projected CIP based on reasonably anticipated revenues.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Yuma, Arizona, as follows:

SECTION 1: That the Capital Improvement Program for Fiscal Years 2012-2021 dated May 1, 2011, on file with the City Clerk, as increased, reduced or changed, is hereby adopted.

SECTION 2: That the Capital Improvement Program Budget for Fiscal Year 2012 be adopted as a part of the City of Yuma budget for Fiscal Year 2012.

SECTION 3: That the Capital Improvement Program is subject to annual revision and authorization and is not binding on future legislative bodies.

Adopted this _____ day of _____, 2011.

APPROVED:

Alan L. Krieger
Mayor

ATTESTED:

Lynda L. Bushong
City Clerk

APPROVED AS TO FORM:

Steven W. Moore
City Attorney



City of YUMA

REQUEST FOR CITY COUNCIL ACTION

MEETING DATE: June 1, 2011
DEPARTMENT: Finance
DIVISION: Administration

- Motion
- Resolution
- Ordinance - Introduction
- Ordinance - Adoption
- Public Hearing

TITLE:
Preliminary Budget:

SUMMARY RECOMMENDATION:

Adopt the City of Yuma Preliminary Budget for Fiscal Year 2011-2012 in the amount of \$242,766,617 which includes a Capital Improvement Program Budget of \$89,309,313 and an Operating Budget of \$153,457,304.

REPORT:

The Preliminary Budget has been reviewed by City Staff, the City Administrator, and the City Council. The end result is a financial planning document incorporating the policies, goals, and objectives, as established by City Council and developed by City Staff.

Attached to this Request for City Council Action are two schedules. Schedule 1 reflects the City Operating Budget on a Fund Basis and Schedule 2 reflects the City Capital Improvement Budget on a Fund Basis.

FISCAL REQUIREMENTS	CITY FUNDS:	\$0.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
	TOTAL:	\$0.00		
	FISCAL IMPACT STATEMENT: This budget will approve the spending of \$242,766,617 for the Fiscal Year 2011-2012.			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="checkbox"/> Department <input type="checkbox"/> City Clerk's Office			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		5/24/2011	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Steven W. Moore		5/24/2011	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Pat Wicks		5/17/2011		
WRITTEN/SUBMITTED BY:			DATE:	

FundSummary(H Report)

Schedule 1

	ACTUAL	ADJUSTED	YTD	ESTIMATE	REQUEST
001 GENERAL FUND	48,588,600	51,751,413	40,859,859	48,567,343	56,705,571
002 COMMUNITY INVESTMENT TRUST	19,567	0	0	0	0
003 RIVERFRONT REDEVELOPMENT FUN	586,726	440,200	571,931	571,931	557,323
004 GF SALES TAX REBATE	915,969	952,168	872,825	952,168	952,168
005 RADIO COMMUNICATIONS	551,197	0	0	40,218	637,677
101 HIGHWAY USERS REVENUE FUND	6,519,119	7,280,471	6,013,416	7,207,256	6,372,059
102 CITY ROAD TAX FUND	2,544,310	2,352,050	1,954,541	2,067,507	2,992,999
103 LOCAL TRANS ASSISTANCE FUND	94,429	0	0	0	75,000
105	0	899,383	1,027,818	1,026,167	0
111 PUBLIC SAFETY TAX FUND	64,309	65,528	56,939	65,123	72,438
121 RECREATION COMPLEX FUND	1,626,932	1,747,344	1,460,875	1,720,530	1,844,427
122 TWO PERCENT TAX FUND	969,290	1,732,745	1,623,178	1,760,376	1,831,893
131 SOLID WASTE FUND	2,875,999	2,779,449	2,100,936	2,765,773	2,749,792
141 MALL MAINTENANCE DIST FUND	216,960	232,363	190,373	221,475	225,736
161 HUD CDBG ENTITLEMENT FUND	938,182	1,675,501	935,900	1,097,137	1,629,943
162 COMMUNITY REDEVELOPMENT FUN	224,333	332,502	255,708	281,285	50,000
163 ACTION GRANT FUND	0	0	0	0	0
164 DOJ WEED & SEED INITIATIVE	31,924	0	0	0	0
171 APPROPRIATED GRANTS FUND	6,230,031	8,098,984	3,711,718	8,375,547	13,756,031
221 REVENUE BOND FUND	0	0	0	0	0
231 1995 REF MPC DEBT SERVICE FUND	2,814,745	2,585,645	320,323	2,590,645	2,587,945
232 1996 MPC DEBT SERVICE FUND	0	0	0	0	0
233 1998 MPC DEBT SERVICE FUND	0	0	0	0	0
234 2001 MPC DEBT SERVICE FUND	1,451,425	1,034,025	1,500	1,500	0
235 2007B MPC DEBT SERVICE FUND	2,298,470	2,293,220	585,610	2,294,720	2,286,970
236 2007D MPC DEBT SERVICE FUND	4,765,025	4,783,525	1,278,263	4,785,025	4,772,025
237	419,562	0	621,752	2,533,793	2,528,581
241 SPECIAL ASSMT DIST 67 FUND	952,518	956,736	906,488	957,086	960,000
243 SPECIAL ASSMT DIST 68 FUND	377,800	382,280	306,490	382,630	384,955
311 CAPITAL PROJECTS FUND	0	0	3,710	3,711	0
312 CAPITAL PROJECTS FUND	0	0	0	0	0
322 ARTS & CULTURE IMPACT FEE	0	0	0	0	0
411 ARROYO DUNES GOLF COURSE FUN	267,672	251,498	183,391	226,504	266,966
412 DESERT HILLS GOLF COURSE FUND	1,884,951	1,947,589	1,646,923	1,816,777	2,033,908
421 WATER FUND	21,051,448	23,682,210	12,551,465	23,543,833	23,014,154

422 WATER TRANSFER FUND	34,109	40,263	22,916	45,397	40,809
423 WATER CAPACITY FUND	1,103,975	1,103,711	554,941	1,103,974	1,117,185
424 WATER SYSTEM DEVELOPMENT FU	0	0	0	0	0
431 WASTEWATER FUND	10,755,559	11,577,856	8,175,793	11,582,502	11,540,313
432 WASTEWATER CAPACITY FUND	2,978,527	2,978,488	481,838	2,978,488	2,978,488
433 WASTEWATER SNTRY SWR INTC	6,537	6,568	1,058	6,568	6,568
440 WATER REVENUE BOND FUND	0	0	0	0	0
450 WASTEWATER REVENUE BND FUND	0	0	0	0	0
481 WATER ACCRUAL FUND	-141,855	0	0	0	0
482 WASTEWATER ACCRUAL FUND	-42,372	0	0	0	0
483	0	0	0	0	0
501 EQUIPMENT MAINTENANCE FUND	3,264,980	3,351,835	2,895,991	3,402,508	3,564,155
502 INSURANCE RESERVE FUND	1,965,069	2,133,121	2,044,465	2,233,841	2,134,023
511 EQUIPMENT REPLACEMENT FUND	307,659	2,759,718	388,058	791,400	2,787,202
Report Total	129,513,680	142,208,389	94,606,990	138,000,738	153,457,304

Schedule 2
Capital Improvement Project Summary
2011-2012 Capital Budget

FUND	2011-2012
Grants Fund	
Appropriated Grants Fund	\$ 23,422,000
CDBG Grant Fund	30,000
Two Percent Tax Fund	2,153,000
City Road Tax Fund	2,208,467
Water Fund	1,320,640
Wastewater Fund	1,153,100
Restricted Funds	
Bond General	8,280,000
Bond Road	8,963,500
Bond Water	9,546,000
Bond Wastewater	2,305,000
Developer Deposits	91,294
Prorata	2,810,245
Development Fees	5,490,000
Sewer Capacity Fees	2,700,000
Other	<u>18,836,067</u>
	<u>\$ 89,309,313</u>