

Revised: September 19, 2011



City of YUMA

**CITY OF YUMA
REGULAR CITY COUNCIL MEETING SUMMARY
COUNCIL CHAMBERS – YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
WEDNESDAY, SEPTEMBER 21, 2011
5:30 P.M.**

Notice is hereby given that Councilmember Johnson has requested to participate in the September 21, 2011 Regular City Council Meeting through electronic methods. Voting procedures will remain as required by the Yuma City Charter and other applicable laws.

CALL TO ORDER 5:30 P.M.

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.

**NO LEGAL
ACTION
PERMITTED**

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):

- APPROVED** 1. Regular Worksession May 31, 2011
- APPROVED** 2. Regular Worksession June 14, 2011
- APPROVED** 3. Regular City Council Meeting June 15, 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)

APPROVED 2. Special Event Liquor License: Yuma Fine Arts Association

Approve a Special Event Liquor License application submitted by Carolyn J. Bennett, on behalf of the Yuma Fine Arts Association, for the Oktoberfest event. The event will be held at the Yuma Art Center, located at 254 S. Main Street, on Saturday, October 1, 2011, from 6:00 p.m. to 9:00 p.m. (SP11-28) (City Administration/City Clerk) (Lynda L. Bushong)

APPROVED 3. Special Event Liquor License: St. Francis of Assisi Parish

Approve a Special Event Liquor License application submitted by Christopher Orndorff, on behalf of the St. Francis of Assisi Parish, for the St. Francis Festival Dance. The fundraiser will be held at the St. Francis Hall, located at 1825 S. 8th Avenue on Saturday, October 8, 2011, from 5:00 p.m. to 12:00 a.m. (SP11-29) (City Administration/City Clerk) (Lynda L. Bushong)

APPROVED 4. Permanent Extension of Premises: Arizona Marketplace Eatery and Pub

Approve an application for a Permanent Extension of Premises/Patio Liquor License Permit submitted by Clyde C. Curry, agent for Arizona Marketplace Eatery and Pub, located at 3351 Avenue 4E, Yuma, Arizona, to allow for an additional point of sale area. (EP11-05) (City Administration/City Clerk) (Lynda L. Bushong)

APPROVED 5. Liquor License: Asian Star

Approve an Interim Permit/New Restaurant, #12, Liquor License application submitted by Haumei Chen, agent for Asian Star LLC dba Asian Star, located at 276 W. 32nd Street, #1, Yuma, Arizona. (LL11-12) (City Administration/City Clerk) (Lynda Bushong)

APPROVED 6. Declare Surplus: Firearms

Declare firearms from the Police Department consisting of evidence, unclaimed safekeeping and found firearms, as surplus. (Police Department - RFO#2012000069) (Jerry Geier)

APPROVED 7. Request for Qualifications (RFQ): Emergency Environmental Services

Authorize staff to negotiate and execute a one-year contract with the option to renew for four additional one-year periods depending on the appropriation of funds and satisfactory performance, for Emergency Environmental Services with the following companies:

- | | |
|--|-----------------|
| 1. Nicklaus Engineering Incorporated (NEI) | Yuma, Arizona |
| 2. Kary Environmental Services Inc. (KES) | Mesa, Arizona |
| 3. Southwest Hazard Control (SHC) | Tucson, Arizona |

(Environmental Services - RFQ No. 2011000282) (Jack Dodd)

APPROVED 8. Bid Award: Landscaping and Beautification (16th Street from Arizona Avenue to Yuma Palms Parkway)

Award to the sole responsive/responsible bidder for the Landscaping and Beautification Project on 16th Street from Arizona Avenue to Yuma Palms Parkway, at a total cost of \$249,048.86 to: JSA Company, Yuma, Arizona. (City Engineering - Bid #2011000449) (Paul Brooberg)

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.

ADOPTED A. Ordinance O2011-33 Waterline Easement: Engler Avenue

Authorize the acquisition of easement right-of-way along Engler Avenue, south of 16th Street, for the extension, operation and maintenance of a waterline. (City Engineering/Administration) (Paul Brooberg)

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.

INTRODUCED A. Ordinance O2011-34 Yuma City Code Amendment: Animal Control Regulations Chapter 130, Section 110

Amend the Yuma City Code, Chapter 130-110 to grant the City of Yuma Police Department all rights, duties, responsibilities and authorities to enforce animal control regulations. (Police/Administration) (Jerry Geier)

VI. PUBLIC HEARINGS & RELATED ACTIONS

There are no public hearings scheduled at this time.

VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. Appointments:

APPOINTMENTS
MADE

- Community Tree Board: 1 appointment to expire on 12/31/2015.
- Clean and Beautiful Commission: 3 appointments to expire on 12/31/2015.
- Residential Advisory and Appeals Board: 1 appointment to expire on 12/31/2015.
- Parks, Arts, and Recreation Commission: 4 Student Commissioner appointments to expire on 6/30/2012.

2. Announcements:

REPORTED

- 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 September 8, 2011 through September 21, 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.

NOT REPORTED

- City Council request for agenda items to be placed on future agendas.

3. Scheduling: Motion to schedule future City Council meetings pursuant to Arizona Revised Statutes Section 38-431.02 and the Yuma City Code, Chapter 30.

VIII. WAIVER OF ATTORNEY-CLIENT PRIVILEGE REGARDING MEMORANDUM DATED MAY 11, 2010

MOTION
APPROVED

IX. SUMMARY OF CURRENT EVENTS

REPORTED

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

EXECUTIVE
SESSION
NOT HELD

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 6:13 p.m.

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.