



**City of YUMA**

**CITY OF YUMA  
REGULAR CITY COUNCIL MEETING **SUMMARY**  
COUNCIL CHAMBERS – YUMA CITY HALL  
ONE CITY PLAZA, YUMA, ARIZONA  
WEDNESDAY, NOVEMBER 16, 2011  
5:30 P.M.**

---

**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 August 2, 2011
- APPROVED** 2. Regular Worksession August 16, 2011
- APPROVED** 3. Regular City Council Meeting September 21, 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. Liquor License: LL11-14 Barney's #40**

Approve an Interim Permit and New Beer and Wine Store (#10) Liquor License application submitted by Patrick Wesley Rook, agent for Barnicle Enterprises, Inc. dba Barney's #40, located at 351 E. 16th Street, Yuma, Arizona. (LL11-14) (City Administration/City Clerk) (Lynda L. Bushong)

**APPROVED 3. Bid Award: Auctioneer Services**

Award to the lowest responsive/responsible bidder for Auctioneer Services, a one-year contract with the option to renew for four additional one-year periods, for the disposal of obsolete and surplus property as needed to the following firm: A Smart Auctions, Yuma, Arizona. (Finance/Purchasing) Bid #2012-20000089 (Bill Pfannenstiel)

**APPROVED 4. Bid Award: Streetlights - Standard and Non-Standard Repairs, Materials and Full Replacements**

Award to the lowest responsive/responsible bidder for Streetlights: Standard and Non-Standard Repairs, Materials and Full Replacements a one-year contract with the option to renew for four additional one-year periods, depending on the appropriation of funds and satisfactory performance, at an estimated first-year cost of \$30,000.00, which may exceed \$50,000.00 over the five-year life of the contract, as needed with the following firm: Westmoor Electric Inc., Yuma, AZ. (Public Works - Streets - Bid #2011000145) (Joel Olea)

**APPROVED 5. Bid Award: Portable Toilet Rental, Service, Purchase and Delivery**

Award to the lowest responsive/responsible bidders, a one-year contract for Portable Toilet Rental, Service, Purchase and Delivery, with the option to renew for four additional one-year periods depending on the appropriation of funds and satisfactory performance at an estimated annual cost of \$21,000.00 to:

1. All Waste Sanitation Inc. Yuma, Arizona
2. P.U. Septic Service Inc. Yuma, Arizona

(Parks & Recreation: Bid #2012000071) (Becky Chavez)

**APPROVED 6. Agreement: Diamond Sports and Entertainment, Inc. Winter League Agreement**

Authorize the City Administrator to execute an agreement with Diamond Sports and Entertainment, Inc. for use of the Ray Kroc Baseball Complex for Winter League Play for three consecutive seasons, 2012-2014. (Parks & Recreation/Civic Center) (Becky Chavez)

**APPROVED 7. Grant Award: Governor's Office of Highway Safety - Driving Under the Influence (DUI) Enforcement and Equipment**

Authorization to execute contracts with the Arizona Governor's Office of Highway Safety for highway safety projects in accordance with Arizona's Federal Fiscal Year 2012 Highway Safety Plan. (Police/Patrol) (Jerry Geier)

**APPROVED 8. Settlement of all Claims: Lucero v. City of Yuma et al.**

Authorize settlement in Lucero v. City of Yuma et al. (City Attorney) (Steven W. Moore)

**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.

**ADOPTED A. Resolution R2011-33 Development Agreement: Bill Alexander Automotive Center, Inc. - Toyota**

Authorize a Development Agreement with Bill Alexander Automotive Center, Inc. (Community Development/Community Planning) (Laurie Lineberry)

**REMOVED AT THE APPLICANTS REQUEST B. Resolution R2011-34 Development Agreement: SRZ Yuma, LLC - Honda**

Authorize a Development Agreement with SRZ Yuma, L.L.C. (Community Development/Community Planning) (Laurie Lineberry)

**ADOPTED C. Resolution R2011-35 Intergovernmental Agreement With State of Arizona**

Authorize execution of an Intergovernmental Agreement with the State of Arizona for a grant in the amount of \$749,921.00, to provide scoping documents, design and construction for the West Main Canal Multi-Use Pathway. (City Engineering/ Administration) (Paul Brooberg)

**ADOPTED D. Resolution R2011-36 2011 City of Yuma General/Special Election  
Canvass**

Declare the official canvass (results) of the November 8, 2011 City of Yuma  
General/Special Election. (City Administration/City Clerk) (Lynda Bushong)

**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.

**ADOPTED A. Ordinance O2011-40 Right-of-Way Acquisition: 8th Avenue**

Authorize and direct the acquisition of right-of-way for 8th Avenue, between Oak  
Drive and Park Lane. (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.

There are no introductions scheduled at this time.

**VI. PUBLIC HEARINGS & RELATED ACTIONS**

**PUBLIC  
HEARING  
HELD**

**A. Public Hearing: Land Use Assumptions and Infrastructure Improvements Plan**

Hold public hearing on the proposed Land Use Assumptions and the Infrastructure Improvements Plan for preparation of updated Citywide Development Fees. (City Engineering/Development Engineering) (Paul Brooberg)

**VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING**

Discussion and possible action on the following items:

1. Appointments:

**APPOINTMENT  
MADE**

- Parks, Arts, and Recreation Commission: 1 unexpired term to expire 12/31/12.

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 November 3, 2011 through November 16, 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.

**REPORTED**

- City Council report of upcoming meetings.

**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. 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.

## **IX. 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 6:55 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.