



CITY OF YUMA
REGULAR CITY COUNCIL MEETING SUMMARY
COUNCIL CHAMBERS – YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
WEDNESDAY, DECEMBER 17, 2014
5:30 P.M.

CALL TO ORDER 5:34 PM

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

FINAL CALL for submission of Speaker Request Forms for agenda related items.

PRESENTATIONS

- Recognition of Eagle Scouts

**PRESENTATION
MADE**

I. 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 City Council Meeting July 16, 2014

APPROVED 2. Regular City Council Meeting August 6, 2014

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: Val's Drive Thru Liquor**

Approve an Interim Permit/Person Transfer #9 Liquor Store, Liquor License application, submitted by Rivan Saad Nona, agent for Val's Drive Thru Liquor LLC dba Val's Drive Thru Liquor, located at 2500 W. 8th Street, Yuma, Arizona. (LL14-27) (City Administration/City Clerk) (Lynda L. Bushong)
- APPROVED** 3. **Special Event Liquor License: Silver Spur Rodeo, Inc. - Annual Rodeo Event**

Approve a Special Event Liquor License application submitted by Patrick Lee Collins, on behalf of the Silver Spur Rodeo, Inc., for the annual rodeo event. The event will be held at the Yuma County Fairgrounds located at 2520 E. 32nd Street, on Friday, February 13, 2015 from 9:00 a.m. to 2:00 a.m., Saturday, February 14, 2015 from 9:00 a.m. to 2:00 a.m., and Sunday, February 15, 2015 from 9:00 a.m. to 9:00 p.m. (SP15-02) (City Administration/City Clerk) (Lynda Bushong)
- APPROVED** 4. **Bingo License: Carefree Village Resort - Class A**

Approve a Class A Bingo License application submitted by Janice Brothers, on behalf of the Carefree Village Resort, located at 3900 Avenue 8 ½ E, Yuma, Arizona. (BL14-01) (City Administration/City Clerk) (Lynda Bushong)
- APPROVED** 5. **Grant Award: Arizona Companion Animal Spay and Neuter Committee**

Authorize the City Administrator, or his designee, to execute the necessary documents with Arizona Companion Animal Spay and Neuter Committee (ACASNC) to obtain grant funds to support community spay and neuter surgeries. (Police/Animal Control Services) (John Lekan)
- APPROVED** 6. **Intergovernmental Agreement: Yuma Union High School District No. 70**

Authorize the City Administrator, or his designee, to execute an Intergovernmental Agreement (IGA) with Yuma Union High School District No. 70 for the School Safety Program. (Police/Patrol) (John Lekan)

APPROVED 7. Intergovernmental Agreement: Arizona National Guard

Authorize the execution of an Intergovernmental Agreement (IGA) with the Arizona National Guard Det 1, 855 Military Police Company (MPC) for the use of the City of Yuma Public Safety Training Facility. (Police/Support Services) (John Lekan)

APPROVED 8. Memorandum of Understanding: City of Phoenix Police Department

Authorize the City Administrator, or his designee, to execute a Memorandum of Understanding (MOU) with the City of Phoenix Police Department (PPD) for use of the National Integrated Ballistic Information Network (NIBIN). (Police/Administration) (John Lekan)

SUGGESTED MOTION: To approve the MOTION CONSENT AGENDA as recommended:

M/_____ S/_____ VV/_____

II. 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.

There are no resolutions scheduled for adoption at this time.

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

M/_____ S/_____ RV/_____

III. 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 O2014-35 Amendment: Ordinance No. O2013-52 Legal Description

Approve amending the legal description to the YRMC Ring Road Easement previously adopted as Ordinance No. O2013-52. (City Administration/Right-of-Way)

ADOPTED B. Ordinance O2014-36 Amend Yuma City Code: NFPA 1 Fire Code 2012 adoption with local amendments

Amend Yuma City Code Chapter 131, Sections 131-15 through 131-19 and adopt by reference NFPA 1 Fire Code 2012, commonly known as National Fire Protection Association 1 Fire Code 2012, including Annexes A, B, D, E and G, and local amendments. (Fire/Community Risk Reduction) (Steve Irr)

ADOPTED C. Ordinance O2014-38 Yuma City Code Amendment: Title 15, Chapter 157, Section of City Code 157-01 (Definitions)

Amend the Yuma City Code, Title 15, Chapter 15, Section 157-001 to add a definition of "biennial certified audit" and correct the title to Ordinance No. 2012-10 adopted May 2, 2012. (City Attorney)

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

M/_____ S/_____ RV/_____

IV. 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 O2015-01 Real Property Acquisition: 3401 S. 18th Avenue and 1771 W 34th Street

Authorize the purchase of two parcels of real property to resolve water drainage issues with the Desert Hills Golf Course. (City Attorney/City Attorney) (Steven W. Moore)

V. PUBLIC HEARINGS & RELATED ACTIONS

There are no public hearings scheduled at this time.

FINAL CALL for submission of Speaker Request Forms for Call to the Public.

VI. ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. 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 December 4, 2014 through December 17, 2014. 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.
- 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.

VII. 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.

VIII. CALL TO THE PUBLIC

NO LEGAL
ACTION
PERMITTED

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.

IX. EXECUTIVE SESSION

EXECUTIVE
SESSION
HELD

An Executive Session may be called during the public meeting for the purpose of receiving legal advice for items on this agenda pursuant to A.R.S. Section 38-431.03 A (3 and/or 4) and the following items:

1. Discussion with City Administrator regarding annual performance review. (A.R.S. 38-431.03 A1)
2. Discussion, consultation with and/or instruction to legal counsel regarding the telecommunication tower erected on the East Main Canal, between 16th Street and 24th Street. (A.R.S. 38-431.03 A3)
3. Discussion, consultation with and/or instruction to legal counsel, regarding potential lawsuit. (A.R.S. 38-431.03 A3 and A4)
4. Discussion, consultation with and/or instruction to legal counsel, regarding Evangelista claim. (A.R.S. 38-431.03 A3 and A4)
5. Discussion, consultation with and/or instruction to legal counsel, regarding GPLET Lease with Zee Tacos. (A.R.S. 38-431.03 A3 and A4)

ADJOURNMENT 5:55 PM

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, Yuma, Arizona 85364-1436; (928) 373-5125 or TTY (928) 373-5149.