



City of Yuma City Council Meeting Agenda

Wednesday, November 18, 2015

5:30 PM

Yuma City Hall Council Chambers

Notice is hereby given, pursuant to Resolution R2008-55 that one or more members of the Yuma City Council may participate in person or by telephonic, video or internet conferencing. Voting procedures will remain as required by the Yuma City Charter and other applicable laws.

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

FINAL CALL

Final call for submission of Speaker Request Forms for agenda related items.

PRESENTATIONS

There are no presentations scheduled at this time.

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):

1. **MC 2015-233** **City Council Citizen's Forum Draft Minutes January 6, 2015**
Attachments: 1. 2015_01_06_CCF_minutes

2. **MC 2015-234** **City Council Citizen's Forum Draft Minutes February 17, 2015**
Attachments: 1. 2015_02_17_CCF_minutes

3. **MC 2015-235** **City Council Citizen's Forum Draft Minutes March 31, 2015**
Attachments: 1. 2015_03_31_CCF_minutes
4. **MC 2015-236** **Regular City Council Meeting Draft Minutes June 17, 2015**
Attachments: 1. 2015_06_17_RCM_minutes
5. **MC 2015-237** **Regular City Council Meeting Draft Minutes July 15, 2015**
Attachments: 1. 2015_07_15_RCM_minutes
6. **MC 2015-238** **Special City Council Meeting Draft Minutes July 20, 2015**
Attachments: 1. 2015_07_20_SCM_minutes

B. Approval of staff recommendations:

1. [MC 2015-000](#) **Executive Sessions**

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)

2. **MC 2015-224** **Special Event Liquor License: Navy League of U.S., Yuma Council - Military Appreciation Day**

Approve a Special Event Liquor License application submitted by Dean D. Hager, on behalf of the Navy League of U.S., Yuma Council, for Military Appreciation Day. The event will be held on the 200 block of Main Street, located in downtown Yuma, on Saturday, December 5, 2015 from 9:00 a.m. to 5:00 p.m. (SP15-53) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: 1. Special Event Liquor License: Navy League of U.S.-Military Appreciation Da

3. **MC 2015-225** **Special Event Liquor License: Yuma Metropolitan Planning Organization - 2016 Rural Transportation Summit**

Approve a Special Event Liquor License application submitted by Charlene FitzGerald, on behalf of the Yuma Metropolitan Planning Organization for the 2016 Rural Transportation Summit. The summit will be held at the Yuma Quartermaster Depot, located at 201 N. 4th Avenue, on Tuesday, January 12, 2016 from 4:00 p.m. to 8:00 p.m. (SP15-54) (City Administration/City Clerk) (Lynda L. Bushong)

Attachments: 1. Special Event Liquor License: YMPO 2016 Rural Transp. Summit

4. MC 2015-226 Special Event Liquor License: Fort Yuma Rotary Club, Inc. - Traxx Christmas Party

Approve a Special Event Liquor License application submitted by Xanthi Panos, on behalf of the Fort Yuma Rotary Club, Inc., for the Traxx Christmas Party. The party will be held at the Quartermaster Depot State Historic Park, located at 201 North 4th Avenue on Saturday, December 12, 2015 from 4:00 p.m. to 10:00 p.m. (SP15-55) (City Administration/City Clerk)(Lynda L. Bushong)

Attachments:

1. RFCCA Special Event Liquor License: Fort Yuma Rotary Club, Inc.

5. MC 2015-227 Sole Source Purchase: Closed Circuit Television Mobile Video System

Authorize the purchase of a Closed Circuit Television (CCTV) Mobile Video System following sole source guidelines at a total cost of \$119,998.97 to: RS Technical Services Inc., Petaluma, California. (Utilities/Administration) (Jay Simonton)

Attachments:

1. RFCCA Sole Source: Closed Circuit

6. MC 2015-228 Contract Amendment: Environmental Engineering Services for Brownfields Assessment and Area-Wide Planning

Authorize the City Administrator to execute a 13-month extension to the existing contract for Environmental Engineering Services for Brownfields Assessment with Ayres Associates, Tempe, Arizona. (City Administration - RFQ #2013-20000049) (Greg Wilkinson)

Attachments:

1. RFCCA Contract Extension Environmental Engineering Services For Brownfi
2. EPA Contract Extension Environmental Engineering Services

7. MC 2015-229 Contract: Arizona Department of Corrections

Authorize the City Administrator to execute a contract with the Arizona Department of Corrections (ADOC) for inmate labor work within the City of Yuma. (Parks and Recreation/Public Works) (Debbie Wendt/Joel Olea)

Attachments:

1. RFCCA IGA: ADOC
2. AGMT. IGA: ADOC

8. MC 2015-230 Grant Award: U.S. Environmental Protection Agency Brownfields Assessment

Authorize the City Administrator to execute all documents necessary for acceptance of the U.S. Environmental Protection Agency (EPA) Community-Wide Brownfields Assessment Cooperative Agreement (BF-99T32901-0) which provides funding for the inventory, assessment, and redevelopment planning activities for the brownfields sites in the "Old Town South" redevelopment area. (Administration) (Ricky Rinehart)

Attachments:

1. RFCCA Grant Award: Brownfields
2. NOTICE Grant Award: Brownfields Cooperative Agreement
3. ATTACHMENT A Grant Award: Brownfields

9. MC 2015-231 Grant Award: Governor's Office of Highway Safety

Authorize the City Administrator to execute a contract with the Arizona Governor's Office of Highway Safety for highway safety projects in accordance with Arizona's Federal Fiscal Year 2015-2016 Highway Safety Plan. (Police/Patrol) (John Lekan)

Attachments:

1. RFCCA GOHS 2015 Victory Motor
2. AGMT GOHS 2015 Victory Motor

10. MC 2015-216 Memorandum of Understanding: San Luis Police Department

Authorize the City Administrator to execute a Memorandum of Understanding with the San Luis Police Department (SLPD) providing shared access to the Arizona Criminal Justice Information Services (ACJIS) interface. (Police/Communications) (John Lekan)

Attachments:

1. RFCCA Memorandum of Understanding: San Luis Police Dept.
2. AGMT Memorandum of Understanding: San Luis Police Dept.

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.

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.

1. [O2015-058](#) **Yuma City Code: Amend Chapter 138, Residential Rental Inspection**

Amend City of Yuma Code Title 13, Chapter 138: Residential Rental Inspection, replacing reference to the Housing Quality Standard (HQS), with International Property Maintenance Code (IPMC) as adopted at Title 15, Section 150-090: Housing Code. (Community Development/Neighborhood Services)(Laurie Lineberry)

Attachments:

- [1. RFCCA - Amend Rental Inspection](#)
- [2. ORD Amend Rental Inspection](#)
- [3. CODE Amend Rental Inspection](#)

2. [O2015-059](#) **Real Property Acquisition: PMG Partnership, LLC**

Authorize City acquisition of all or any portion of the real property owned by PMG Partnership, L.L.C., in the vicinity of the northeast corner of 16th Street and 4th Avenue (south of 15th Street) by purchase and exchange agreement or through the exercise of eminent domain. (Engineering) (Joshua Scott)

Attachments:

- [1. RFCCA PMG Real Property Acquisition](#)
- [2. MAP PMG Real Property Acquisition](#)
- [3. ORD PMG Real Property Acquisition](#)

IV. DEVELOPMENT AGREEMENT AND LAND AND IMPROVEMENTS LEASE: HARDKNOCKS LIMITED PARTNERSHIP

The following discussion may result in the adoption of Ordinance O2015-060

1. [O2015-060](#) **Development Agreement and Land and Improvements Lease:
Hardknocks Limited Partnership**

Enter into a development agreement authorizing the City to accept conveyance of title to land and improvements on real property located at 190 S. Madison Avenue and authorize an eight year government property land and improvements lease of the property to Hardknocks Limited Partnership as the statutory prime lessee. (This item must be adopted by a simple majority vote without the use of the consent calendar). (City Administration/Yuma Crossing National Heritage Area) (Charles Flynn)

Attachments:

1. [RFCCA Hardknocks Limited Partnership](#)
2. [DEV AGMT. Hardknocks Limited Partnership](#)
3. [GPLET Lease Hardknocks Limited Partnership](#)
4. [ORD Hardknocks Limited Partnership](#)

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 ordinances scheduled for introduction at this time.

VI. PUBLIC HEARING AND RELATED ITEMS

1. **MC 2015-232 Amendment: 2011-2015 Community Development Block Grant (CDBG)
Consolidated Plan**

Approve an amendment to the City of Yuma 2011-2015 CDBG Consolidated Plan to incorporate the Mesa Heights Neighborhood Revitalization Strategy Area Plan. (Community Development/Neighborhood Services)(Laurie Lineberry)

Attachments:

1. RFCCA Amendment: CDBG Consolidated Plan

FINAL CALL

Final call for submission of Speaker Request Forms for Call to the Public.

VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. Appointments:

There are no appointments scheduled at this time.

2. 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 November 5, 2015 through November 18, 2015. 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.

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

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. 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.

X. EXECUTIVE SESSION

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 (1, 3, 4 and/or 7) and the following items:

A. Discussion, consultation with and/or instruction to legal counsel, regarding the following legal matters: (ARS 38-431.03 A3, A4 and A7)

- Dyer v. COY
- Avenue 6E Investments v. COY
- Esquivel v. Carrillo (COY)
- LeMarche v. COY
- Smith v. COY, et al
- Loucel, et al v. COY, et al
- Armendariz v. Padilla, et al
- COY v. Clark, et al
- COY v. State of Arizona, et al
- Pixley Claim
- Camacho Claim
- Yuma Mesa Land, LLC, et al v. City Clerk, et al

B. Discussion with City Administrator regarding annual performance review. (ARS 38-431.03 A1)

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