

MINUTES
Regular Meeting
San Luis City Council
San Luis Council Chambers
1090 E. Union Street
August 12, 2015
7:00 p.m.

<p>APPROVED by Council Date: September 23, 2015 Clerk's Office: /s/ M. Lopez</p>

1. CALL TO ORDER Mayor G. Sanchez called the Regular City Council meeting to order at approximately 6:55 p.m.

ROLL CALL

PRESENT: Mayor Gerardo Sanchez
Vice-Mayor Matias Rosales
Council Member Africa Luna-Carrasco
Council Member Maria Cecilia Ramos
Council Member Mario Buchanan Jr.
Council Member Ruben Walshe
Council Member Gloria Torres

OTHERS PRESENT: Robert Eads, City Manager
Tadeo De La Hoya, Assistant to the City Manager
Sonia Cornelio, City Clerk
Andrea Moreno, Police Administrator
Aracely De La Hoya, Senior Services Director
Chris Kasid, Parks & Recreation Director
Daniel Paz, I.T. Director
Eulogio Vera, Public Works Director
Geraldine Gutierrez, Asst. to Council/PIO
Hank Green, Fire Chief
Jennifer Cisneros, Assistant Parks and Recreation Director
Jenny Torres, Community Development Director
John Starkey, Building Safety Director
Jose Guzman, Assistant Planner
Kay Macuil, Assistant City Attorney
Katie St. Louis, Finance Director
Olivia Jenkins, Utilities Director
Rosendo Morales, Magistrate
Yolanda Dueñas, Fleet Services/Facilities Department
Francisca Guzman, Meeting Translator
Richard Bauermann, Fire Inspector
Ernesto Prieto, Police Officer
Ana Lomeli, Resident
Paul Lomeli, Resident
Jose Leonardo Suarez, Resident

Jonathan Dumadag, I.T. Technician
Cesar Neyoy, Reporter
Ruth Guerra, Court Interpreter
David Lara, Resident

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member R. Walshe.

3. INVOCATION

The invocation was made by Mr. Hank Green.

4. PRESENTATIONS

4.A. Presentation by Campesinos Sin Fronteras Youth Coalition on tobacco smoke at Joe Orduño park, (Ivan Gutierrez, Campesinos Sin Fronteras Youth Coalition)

Mr. Ivan Gutierrez, Campesinos Sin Fronteras Youth Coalition, and members of the Youth Coalition gave a presentation regarding tobacco smoking at Joe Orduño park and asked the Mayor and Council to implement a policy to make Joe Orduño smoke free.

4.B. Recognition of recently graduated San Luis Police Department Explorers from the Yuma County Law Enforcement Explorer Academy. (Ernesto Prieto)

Mr. Ernesto Prieto, San Luis Police Department Detective, presented a recognition to the graduates from the Yuma County Law Enforcement Explorer Academy.

5. CONSENT AGENDA

Minutes of:

- Regular Council meeting held June 24, 2015

DISBURSEMENTS from July 18, 2015 to July 31, 2015

Total disbursements \$520,237.75

(Five-Hundred, Twenty-Thousand, Two-Hundred, Thirty-Seven Dollars and Seventy-Five Cents)

MOTION: Council Member G. Torres/ Council Member M.C. Ramos to approve the Consent Agenda as presented. Motion passed unanimously.

6. DISCUSSION AND POSSIBLE ACTION ITEMS:

6.A. Discussion and possible action on any and all matters regarding the purchase of two (2) new vehicles for the Parks Department. (Chris Kasid, Parks and Recreation Director)

Mr. Chris Kasid, Parks and Recreation Director, stated that the vehicles are a budgeted item for \$68,000.00. Mr. Kasid also stated that the Parks Department was able to get a Ford F-250 4x4 and a F-150 Super Crew Cab for a total of \$61,636.77, by utilizing a state contract, from Chapman Ford in Scottsdale Arizona.

Mr. Kasid clarified that the department was not able to get the vehicles from Ford in Yuma because they would not be able to arrive on time as they are out of stock.

MOTION: Council Member A. Luna-Carrasco/ Council Member G. Torres to approve the purchase of a Ford F-250 4x4 and Ford F-150 Super Crew in an amount of \$61,636.77 through the state contract as presented. Motion passed unanimously.

6.B. Discussion and possible action on any and all matters regarding the contract for the Court Interpreter for the San Luis Municipal Court. (Rosendo Morales, Jr., Magistrate)

Mr. Rosendo Morales Jr., Magistrate, presented the renewal contract for the court interpreter, Ms. Ruth Guerra.

Mr. Morales confirmed the contract total is \$25,000.00.

Ms. Kay Macuil, Assistant City Attorney, added that Ms. Guerra had been paid since July 1, 2015 therefore the effective date would have to be ratified.

MOTION: Council Member G. Torres/Council Member A. Luna-Carrasco to approve and authorize staff to execute the independent contract for Court Interpreter as presented. Motion passed unanimously.

MOTION: Council Member R. Walshe/ Council Member A. Luna-Carrasco to ratify the effective date of the contract to July 1, 2015. Motion passed unanimously.

6.C. Update on any and all matters regarding the water temperature data collection, report, and conclusions prepared by Nicklaus Engineering, Inc. (Eulogio Vera, Public Works Director)

Mr. Eulogio Vera, Public Works Director, stated that he was there to recap the presentation by Nicklaus Engineering, Inc. presented to Council Last Council meeting.

Mr. Vera stated that the collection data took place during July 6 thru July 8 from 8:00 a.m. and 4:00 p.m. He also stated that there were two (2) test at every location, one from the outside and one from the inside of the house.

He added that the collection of water showed that the water's temperature increased as it traveled into the faucet. He informed, that at the moment there is still no solution to the problem but will look into possible things that committees could solve for recent construction or future construction.

Mayor G. Sanchez suggested a possible solution should be tested to give the residents an option.

Mr. Raul Lomeli, 1133 San Luis Lane, stated that the issue is not the way the water is circulating in the pipes.

Ms. Marisela Bobadilla, San Luis Lane, stated that the problem has been present for several years and believes the residents deserve fresh water.

A resident stated that the problem is not the residents but the City's. He too stated that the problem is not healthy or wanted.

Ms. Luz Gis, 1132 San Luis Lane, stated that if the City is not going to install a new tube, then the City should lower the water fees.

Mayor G. Sanchez stated that the problem is not going to disappear and that the City would continue to work on the situation. He added that the City would be bringing engineers from different cities to obtain their opinions.

Ms. Ana Louisa Lomeli, 1133 San Luis Lane, asked Mr. Eulogio Vera, Public Works Director, whether the water main on the cul-de-sac are looped.

Mr. Eulogio Vera replied that in cul-de-sacs water mains are not looped and they are dead ends.

MOTION: No action was taken by the City Council.

6.D. Discussion and possible action on any and all matters regarding Resolution No. 1104. A resolution of the Mayor and Council for the City of San Luis, Arizona approving the transfer of funds between department accounts and the transfer of contingency funds for fiscal year 2014-2015. (Robert A. Eads, City Manager)

Mr. Robert Eads, City Manager, stated that there were two (2) departments that needed transfer of contingency funds. The reason being that the Fleet Department had a retirement that caused the salaries account to go negative and the San Luis Fire Department went \$22,400.00 over budget; the total amount needed would be \$37,595.00.

Mr. Hank Green, Fire Chief, stated that the overtime overrun was covered by the savings from Part-Time/Hourly pay.

Mr. Eads added that this fiscal year, departments are adding changes so that no corrections would need to be made after the end of the fiscal year.

MOTION: Vice-Mayor M. Rosales/ Council Member M.C. Ramos to approve and adopt Resolution No. 1104. Motion passed unanimously.

6.E. Discussion and possible action on any and all matters regarding Resolution No. 1105. A resolution of the Mayor and Council of the City of San Luis, Arizona, approving an Addendum to the Intergovernmental Agreement (IGA) between the City of San Luis and Yuma County for the purpose of providing mandated Weekend and Holiday Municipal Court Services. (Rosendo Morales, Jr., Magistrate)

Mr. Rosendo Morales Jr., Municipal Court Judge, stated that the City of San Luis has entered into an intergovernmental agreement (IGA) with Yuma County and the Justice Court to provide coverage on weekends and holidays.

MOTION: Council Member G. Torres/ Council Member M.C. Ramos to approve and adopt Resolution No. 1105. Motion passed unanimously.

6.F. Public hearing followed by discussion on any and all matters concerning Rezoning Case No. 2015-0218 and possible action to approve First Reading of Ordinance No. 340. An ordinance of the Mayor and Council of the City of San Luis, Arizona, amending the official zoning map of the City of San Luis by changing the zoning classification of lots 1 thru 10 (approximately 26.32 acres of real property) located at San Luis Plaza Subdivision from Neighborhood Commercial (C-1) to Community Commercial (C-2); repealing any conflicting provisions; and providing for severability. (John Starkey)

A. Open of public hearing

MOTION: Council Member M. Buchanan Jr. / Council Member A. Luna-Carrasco to open the public hearing. Motion passed unanimously.

Mr. John Starkey Building Safety Director, stated that the area is a shopping center and should be zoned as a shopping center and not a neighborhood commercial center. The change is now occurring due to the available lots that are not being used due to the regulations.

Mr. Starkey, stated he received a letter from the firm that owns the four (4) empty lots stating they support the rezoning.

B. Close Public Hearing

MOTION: Council Member M. Buchanan Jr. / Council Member A. Luna-Carrasco to close the public hearing. Motion passed unanimously.

Action on First Reading of Ordinance No. 340

MOTION: Vice-Mayor M. Rosales/ Council Member M. Buchanan Jr. to approve First Reading of Ordinance No. 340 by title only. Motion passed unanimously.

Ms. Sonia Cornelio, City Clerk, read Ordinance No. 340 by title only.

7. BOARD OF ADJUSTMENT

Motion to Adjourn as City Council and convene as Board of Adjustment

MOTION: Council Member A. Luna-Carrasco/ Council Member M. Buchanan Jr. to adjourn as City Council and convene as Board of Adjustment.

7.A. Public hearing followed by discussion and possible action concerning Variance Case No. 2014-0333. A request by Adrian Saavedra, property owner, for a variance to reduce the side yard setback from 7-feet to 0-feet to allow an existing structure on property located at 1405 E. Monreal Lane, San Luis, Arizona. (Item continued from November 12, 2014) (John Starkey, Building Safety Director)

A. Open public hearing

MOTION: Council Member M. Buchanan Jr. / Council Member A. Luna-Carrasco to open the public hearing. Motion passed unanimously.

Mr. Jose Guzman, Assistant Planner, stated that request was presented back in November 2014 and no action taken by the City Council. After reviewing the request, he recommends denial because it does not meet the city's required criteria. In addition, he stated that the structure could create fire hazards.

Mr. Hank Green, Fire Chief, stated that the Fire Department is concerned about the setbacks and the matter in that they are not engineered.

Ms. Kay Macuil, Assistant City Attorney, stated it was not a legal structure and it does not meet the requirements of a variance, therefore the setbacks cannot be created by the owner. Ms. Macuil mentioned that having zero setbacks would add no fire safety.

Mayor G. Sanchez stated that it is something that jeopardizes the safety of the residents it just decreased and that Council will work the difference.

B. Close Public Hearing

MOTION: Council Member A. Luna-Carrasco/ Council Member M.C. Ramos to close the public hearing. Motion passed unanimously.

Action on Variance Case No. 2014-0333

MOTION: Vice-Mayor M. Rosales/Council Member M.C. Ramos to find the application in Case No. 2014-0333 does not meet the criteria for a Variance under the Zoning Code and deny the Variance request. Motion passed with five (5) aye votes and two (2) nay votes by Council Member G. Torres and Council Member M. Buchanan Jr.

8. MOTION TO ADJOURN AS BOARD OF ADJUSTMENT AND RECONVENE AS CITY COUNCIL

MOTION: Vice-Mayor M. Rosales/Council Member A. Luna-Carrasco to adjourn as Board of Adjustment and reconvene as City Council.

9. SUMMARY OF CURRENT EVENTS:

Mayor G. Sanchez stated that he attended the Sunset Community event and was impressed by how much the City and the Sunset Community has grown. Mayor G. Sanchez also stated that he received several comments from residents stating they were impressed with Council and City staff.

Council Member A. Luna-Carrasco stated that she noticed the traffic is being picked up and wants to know what is going to be done.

Mr. Victor Figueroa, Acting Chief of Police, stated that the Police Department is already working with Administration and Mexican counterpart to better flow traffic. Mr. Figueroa also stated that an ordinance is being worked on to prevent vehicles from cutting the line on Archibald.

Mayor G. Sanchez asked if the City of San Luis has planned what will be done when the agriculture workers return.

Mr. Figueroa responded that the Police Department is working with Administration and talking to companies to see where the buses will be parked.

Ms. Kay Macuil, Assistant to the City Attorney, stated that Mr. Glenn Gimbut, City Attorney, received the Public Lawyer Career Achievement award.

Council Member R. Walshe wanted to recognize the Parks and Recreation Department for their work on Los Alamos.

10. CALL TO THE PUBLIC

There were no comments from the public.

11. ADJOURMENT

MOTION: Vice-Mayor M. Rosales/ Council Member M. Buchanan Jr. to adjourn the Regular Council Meeting at 8:32 p.m.



Certification of Council Minutes

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Council meeting of the San Luis City Council held on August 12, 2015. I further certify the meeting was dully called and held and that the quorum was present and that the City Council approved these minutes at their Regular Council meeting held on September 23, 2015.

Dated this 24th day of September 2015.

/s/ Sonia Cuello, City Clerk