

**MINUTES**  
**Regular Meeting**  
**San Luis City Council**  
**San Luis Council Chambers**  
**1090 E. Union Street**  
**San Luis, AZ 85349**  
**July 13, 2016**  
**7:00 P.M.**

<b>APPROVED</b> by Council <b>Date:</b> August 10, 2016 <b>Clerk's Office:</b> /s/ S. Cornelio
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1. **CALL TO ORDER** Mayor Gerardo Sanchez called the Regular City Council meeting to order at approximately 7:03 p.m.

**ROLL CALL**

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

**OTHERS PRESENT:** Tadeo De La Hoya, Interim City Manager  
Sonia Cornelio, City Clerk  
Andrea Moreno, Police Department  
Craig Higgins, Chief of Police  
Derek Dueñas, I.T. Manager  
Eulogio Vera, Public Works Director  
Glenn Gimbut, Assistant City Attorney  
Hank Green, Fire Chief  
John Starkey, Planning and Zoning Director  
Jonathan Dumadag, I.T. Technician  
Joselyn Medina, PIO/Assistant to Council  
Kay Macuil, City Attorney  
Ketie St. Louis, Finance Director  
Kristin McManus, City Magistrate  
Lizandro Galaviz, Parks and Recreation Director  
Manuel Rojas, Assistant Public Works Director  
Ric Bauermann, Fire Department  
Rodolfo Dueñas, Highway Users  
Yolanda Dueñas, Fleet/Facilities Manager  
Eduardo Garcia, Factor Sales  
Francisca Guzman, Translator  
Lucy Lopez, Reporter  
Pamela Green, Visitor

## **2. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Council Member Gloria Torres.

## **3. INVOCATION**

The Invocation was led by Mr. Hank Green, Fire Chief.

## **4. PRESENTATIONS**

### **4. A. Presentation/update on Northern Arizona University's Educational Program progress in San Luis, Arizona. (Michael J. Sabath, NAU/Yuma Campus Executive Director)**

Mr. Michael Sabath, NAU/Yuma Campus Executive Director, provided an update through a Power Point presentation relating to NAU Yuma at the San Luis Arizona Western College Campus.

### **4. B. Presentation and recognition of employees by the Employee Recognition and Awards Program for their outstanding work with the City of San Luis. (Omar Heredia, Training and Programs Coordinator)**

Mr. Omar Heredia, Training and Programs Coordinator, presented the second quarter ERAP awards on behalf of the ERAP Committee. Mr. Heredia also provided a quick update on the ERAP Program.

Mayor Gerardo Sanchez commented that the number of employees being recognized each time keeps growing and stated how proud he is to see the growth. Mayor Gerardo Sanchez thanked the awardees on behalf of Council and himself for their hard work and dedication.

## **5. CONSENT AGENDA**

### **5. A. Minutes of:**

- Regular Council meeting held May 11, 2016
- Regular Council meeting held May 25, 2016

### **5. B. Disbursements from June 20, 2016 to July 1, 2016**

Total Disbursements \$1,054,870.40

(One-Million, Fifty-Four Thousand, Eight Hundred-Seventy Dollars and Forty Cents)

**MOTION:** Council Member Gloria Torres/Council Member Mario Buchanan Jr. 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 ratification of contract to Yuma Valley Contractors for the extension of two (2) twelve-inch (12") ductile iron discharge pipes at the East Wastewater Plant. (Eulogio Vera, Director of Public Works)**

Mr. Eulogio Vera, Director of Public Works, stated that Yuma Valley Contractors had been working on extending two (2) twelve-inch (12") ductile iron discharge pipes at the East Wastewater Treatment Plant and discovered two (2) changes that were needed to keep the plant operating adequately. Mr. Vera stated that the changes added up to a total of \$10,624.70. Due to the changes Mr. Vera would like to ratify the change order to include them.

**MOTION:** Council Member Gloria Torres/Council Member Maria Cecilia Ramos to ratify the change order in the amount of \$10,624.70 on the contract to the Yuma Valley Contractors as presented. Motion passed unanimously.

### **6. B. Discussion and possible action on any and all matters regarding Resolution No. 1149. A resolution of the Mayor and Council of the City of San Luis, Arizona, approving an Intergovernmental Agreement between the City of San Luis, Arizona and the Superior Court in Yuma County for the purpose of a Field Trainer to provide training and uniformity of automation systems and business practices with the Courts in Yuma County including the San Luis Municipal Court. (Andrea Ruiz, Municipal Court Administrator)**

Ms. Andrea Ruiz, Municipal Court Administrator, stated that the item represented the services that the Field Trainer provided for Fiscal Year 2015-2016. She explained that the Field Trainer would be working with Yuma County including the San Luis Municipal Court. Ms. Ruiz added that the Intergovernmental Agreement requires the City Staff to authorize the approval of a one (1) year extension for a term totaling to five (5) years each \$1,000.00 per year.

Ms. Kristin McManus, City Magistrate, explained that the amount per year represents a portion of the total cost of a Field Trainer.

**MOTION:** Council Member Mario Buchanan Jr./Council Member Maria Cecilia Ramos to approve and adopt Resolution No. 1149, to ratify the Intergovernmental Agreement for Fiscal Year 2015-2016, and to renew the Intergovernmental Agreement for Fiscal Year 2016-2017. Motion passed unanimously.

**6.C. Public Hearing followed by discussion and possible action on any and all matters regarding the First Reading of Ordinance No. 357. An ordinance of the Mayor and City Council of the City of San Luis, Arizona, amending the Tax Code of the City of San Luis by adding Subsection 7A-610(e) relating to the Use Tax Rate for Purchases of Tangible Personal Property; making a technical correction to Ordinance No. 348 while retaining its effective date of June 1, 2016; establishing an effective date for Ordinance No. 357; repealing any conflicting provisions; and providing for severability. (Kay Marion Macuil, City Attorney)**

#### **A. Open Public Hearing**

**MOTION:** Council Member Mario Buchanan Jr./Council Member Maria Cecilia Ramos open the Public Hearing. Motion passed unanimously.

#### **1. Staff Presentation**

Ms. Kay Macuil, City Attorney, stated that Ordinance No. 357 is required to include a Tiered Tax for Use Tax to comply with the Federal Constitution on Interstate Commerce. Ms. Macuil added that the Department of Revenue recommend the Ordinance to be effective as of June 1, 2016.

Mayor Gerardo Sanchez asked when the Ordinance will go into effect.

Ms. Macuil responded that after the second reading is done and the ordinance is approved it will go back retroactively. She explained that any Use Tax that came in during the month of June the City will reimburse it.

#### **2. Call to the Public on this Item**

There were no comments from the Public on this item.

#### **B. Close Public Hearing**

**MOTION:** Council Member Africa Luna-Carrasco/Council Member Mario Buchanan Jr. to close Public Hearing. Motion passed unanimously.

#### **C. Action on First Reading of Ordinance NO. 357 by title only**

**MOTION:** Council Member Gloria Torres/Council Member Ruben Walshe approve the First Reading of Ordinance No. 357 by title only. Motion passed unanimously.

Ms. Sonia Cornelio, City Clerk, read Ordinance No. 357 by title only.

**6. D. Public Hearing followed by discussion on any and all matters regarding Rezoning Case No. 2016-0198, and First Reading of Ordinance No. 356. 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 a 6,958 square foot lot from High Density Residential (R-3) to Manufactured Home (MH) for property located at 315 E. Cuauhtémoc Street, Rancho San Luis Mobile Home Subdivision; repealing and conflicting provisions; and providing for severability. (John Starkey, Planning and Zoning Director)**

#### **A. Open Public Hearing**

**MOTION:** Council Member Mario Buchanan Jr./Council Member Ruben Walshe to open Public Hearing. Motion passed unanimously.

#### **1. Staff Presentation**

Mr. John Starkey, Planning and Zoning Director, stated that the lot at 315 E. Cuauhtémoc Street was zoned at High Density Residential with a plan to build a fourplex apartment but was never built on the lot. Mr. Starkey explained that there currently is there is an old mobile home on the lot and the owner would like to replace it with a newer one, because of that the City has to rezone the lot as Manufactured Home.

Council Member Mario Buchanan Jr. asked how up to date the new mobile home would be.

Mr. Starkey replied that he was not sure adding that the current mobile home there is a ten (10) by forty (40) from 1958. As per todays rules any mobile home has to be a HUD approved Manufactured Home that is not older than 1976.

#### **2. Call to the Public on this Item**

There were no comments from the Public on this item.

#### **B. Close Public Hearing**

**MOTION:** Council Member Africa Luna-Carrasco/Council Member Ruben Walshe to close Public Hearing. Motion passed unanimously.

#### **C. Action on First Reading of Ordinance No. 356 by title only**

**MOTION:** Council Member Ruben Walshe/Council Member Maria Cecilia Ramos to approve First Reading of Ordinance No. 356 by title only. Motion passed unanimously.

Ms. Sonia Cornelio, City Clerk, read Ordinance No. 356 by title only.

#### **7. SUMMARY OF CURRENT EVENTS**

Mayor Gerardo Sanchez commented that he was amazed at the number of people who attended the 4th of July event. Mayor Gerardo Sanchez thanked everyone who participated in making the event run smoothly.

Council Member Maria Cecilia Ramos added that she was very thankful for the security at the 4th of July event.

Council Member Mario Buchanan Jr. thanked staff for making the event possible.

Council Member Maria Cecilia Ramos reported that Vice-Mayor Matias Rosales, Council Member Gloria Torres and herself attended the San Luis Urgent Care Ribbon Cutting and stated that she is glad that the City of San Luis now has an Urgent Care.

Mr. Tadeo De La Hoya, Interim City Manager, reported that on July 12, 2016 the ASU Mandela Washington Fellowship visited the City of San Luis. Mr. De La Hoya added that the City of San Luis had the pleasure of having twenty-five (25) students come to the City of San Luis from twenty (20) different countries in Africa to learn how the City of San Luis manages a border city.

Ms. Kay Macuil, City Attorney, thanked Mr. De La Hoya for reaching out to the group adding that both City employees and the students learned from each other through one-on-one interaction.

Council Member Ruben Walshe reported that the City of San Luis has to find more ways to inform the residents about the Port of Entry II as there is incorrect information being presented to residents.

Mayor Gerardo Sanchez stated that it has been an on-going process with the Port of Entry II. Mayor Gerardo Sanchez added that he was made aware and thinks it is important for residents to be informed as it has been six (6) years of work the City of San Luis, Council, and himself have been doing for the Port of Entry II, for there to be questions and misinformation purposely being given out. Mayor Sanchez expressed that if someone is going to critique something they should study the topic and have the correct information and not insinuate the wrong doing by providing incorrect information

## **8. CALL TO THE PUBLIC**

Mayor Gerardo Sanchez opened Call to the Public after the approval of the Consent Agenda.

Mr. Elio Parata and Elizar Parata, Cardinals of San Luis Arizona coaches, stated that the team would be represented the City of San Luis in the Regional Tournament.

Mayor Gerardo Sanchez thanked the team for representing the City of San Luis and the State of Arizona.

Mr. Jesus Meza, Parks and Recreation Coordinator, presented Mr. Gabriel Ponze who was selected to represent the State of Arizona as part of the U.S. Baseball Southwest 17 team at the National tournament.

Mr. Gabriel Ponze asked the Mayor and Council for financial assistance to participate in the tournament. Mr. Ponze explained to Mayor and Council how the money would be used.

Mr. Glenn Gimbut, 1534 9th Avenue, stated that he agreed with Mayor Gerardo Sanchez on the Port of Entry II and stated that he would be more than happy as a resident to post comments with the correct information on certain Facebook pages. Mr. Gimbut also stated that the City of San Luis has been working on the Port of Entry II for fifteen (15) years.

## **9. EXECUTIVE SESSION**

**MOTION:** Council Member Mario Buchanan Jr./Council Member Ruben Walshe to go into Executive Session at approximately 8:06 p.m. Motion passed unanimously.

**9. A. Discussion and possible action to hold an Executive Session pursuant to A.R.S. §38-431.03(A) subsection (3) on any and all matters relating to possible annexations into the City of San Luis for discussion or consultation for legal advice with the City Attorney or the City's Attorneys. (Kay Marion Macuil, City Attorney and Glenn Gimbut, Assistant City Attorney)**

**9. B. Discussion and possible action to hold an Executive Session pursuant to A.R.S. §38-431.03(A) subsection (3) and (4) on any and all matters relating to the San Luis Regional Detention Center and related contracts, litigations, and negotiations for discussion or consultation for legal advice with the City Attorney or the City's Attorneys in order to consider the City's position and instruct its attorneys on the same. (Kay Marion Macuil, City Attorney)**

## **10. MOTION TO GO BACK INTO REGULAR SESSION**

**MOTION:** Council Member Africa Luna-Carrasco/Council Member Mario Buchanan Jr. to return to Regular Session at approximately 8:54 p.m. Motion passed unanimously.

## **11. ADJOURNMENT**

**MOTION:** Council Member Mario Buchanan Jr./Council Member Africa Luna-Carrasco to adjourn the Regular Council Meeting at approximately 8:54 p.m. Motion passed unanimously.



### **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 July 13, 2016. 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 August 10, 2016.

Dated this 15<sup>th</sup> day of August, 2016.

/s/ Sonia Cornelio, City Clerk