



### **NOTICE OF SPECIAL COUNCIL MEETING**

In accordance with section 38-431.01 of the Arizona Revised Statutes of the State of Arizona, notice is hereby given to the Members of City Council and to the general public that the Mayor and Council of the City of San Luis, Arizona, will hold a Special City Council meeting at 6:30 p.m., Wednesday, November 2, 2016. The meeting will take place at the City Council Chambers, located at 1090 E. Union Street, San Luis, Arizona, 85349. Everyone from the public is invited to attend the open meeting.

In accordance with the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act of 1973, the City of San Luis does not discriminate on the basis of disability in the admission of or access to, or treatment of 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 San Luis Human Resources Department, 1090 E. Union Street, San Luis, Arizona, 85349; (928) 341-8520.

Notice is hereby given that pursuant to A.R.S. §1-602.A.9, subject to certain specified statutory exceptions, parents have a right to consent before the State or any of its political subdivisions make a video or audio recording of a minor child. Meetings of the City Council are audio and/or video recorded, and, as a result, proceedings in which children are present may be subject to such recording. Parents in order to exercise their rights may either file written consent with the City Clerk to such recording, or take personal action to ensure that their child or children are not present when a recording may be made. If a child is present at the time a recording is made, the City will assume that the rights afforded parents pursuant to A.R.S. §1-602.A.9 have been waived.

THIS NOTICE IS GIVEN BY:

/s/ Sonia Cornelio, City Clerk

### **AVISO DE JUNTA ESPECIAL**

De acuerdo con los Estatutos del Estado de Arizona A.R.S. §38-431.01, se le informa a los miembros del Cabildo y al público en general que el Alcalde y el Cabildo, tendrán una Junta Especial a las 6:30 p.m., el día Miercoles 2 de Noviembre del 2016. La junta se llevará a cabo en la Sala del Cabildo, ubicada en el 1090 E. Union Street, San Luis, Arizona, 85349. El público está cordialmente invitado a la junta.

De acuerdo con el Acta de Americanos con Discapacidades y la Sección 504 del Acta de Rehabilitación del 1973, la Ciudad de San Luis, Arizona no discrimina por causa de discapacidad la admisión y acceso a sus programas, actividades, servicios o en el trato en cuanto a empleo. Para más información referente a derechos y provisiones del Acta de Americanos con Discapacidades o Sección 504, o para solicitar adaptaciones que sean razonables para la participación en programas, actividades o servicios de la Ciudad, contactar al: Coordinador del Acta de Americanos con Discapacidades/Sección 504, Departamento de Recursos Humanos de la Ciudad de San Luis, Arizona, ubicado en el 1090 E. Union Street, San Luis, Arizona, 85349; (928) 341-8520.

Por medio de este aviso y de acuerdo con los Estatutos del Estado de Arizona A.R.S §1-602.A.9, sujeto a ciertas excepciones reglamentarias, los padres de familia tienen el derecho de dar el consentimiento ante el Estado o cualquiera de sus subdivisiones políticas para hacer una grabación de audio o video de su hijo menor de edad. Las juntas del Cabildo se graban en audio y/o video y como resultado, el hecho de que haya menores presentes puede ser sujeto a que sean grabados. Para que los padres de familia puedan ejercer sus derechos pueden dar el consentimiento por escrito con la Secretaria de la Ciudad a tal grabación, o tomar acción personal para asegurarse que su hijo menor no esté presente cuando la grabación se lleve a cabo. Si un menor de edad está presente en el momento de la grabación, la Ciudad asumirá que los padres de familia están cediendo los derechos sobre una posible grabación de acuerdo con los Estatutos del Estado de Arizona A.R.S. §1-602.A.9.

ESTE AVISO ES DADO POR:

/f/ Sonia Cornelio, Actuaría de la Ciudad



**AGENDA**  
**Special Meeting**  
**San Luis City Council**  
**San Luis Council**  
**Chambers**  
**1090 E. Union Street**  
**San Luis, AZ 85349**  
**November 2, 2016**  
**6:30 p.m.**

**MEMBERS OF THE CITY COUNCIL WILL ATTEND EITHER IN PERSON, TELEPHONE, OR VIDEO CONFERENCE COMMUNICATION**

- 1. CALL TO ORDER/ROLL CALL**
- 2. PLEDGE OF ALLEGIANCE**
- 3. DISCUSSION AND POSSIBLE ACTION ITEM:**
  - 3. A.** Public hearing and discussion only regarding Annexation No. A-2016-01 a proposed annexation of territory contiguous to the municipal boundaries of the City of San Luis to include the Gadsden area of southern Yuma County as shown on the petition for annexation recorded at No. 2016-24496 of the Records of Yuma County, Arizona on October 12, 2016.  
**(Glenn Gimbut, Assistant City Attorney)**
    - A. Motion to open public hearing.
      1. Presentation by staff.
      2. Call to the public to take all written and/or oral public comments on this item.
    - B. Motion to close public hearing.
- 4. ADJOURNMENT**



## AGENDA ITEM REVIEW FORM

### Special City Council Meeting

3. A.

**Meeting Date:** 11/02/2016

**Department Head:** Kay Macuil, City Attorney, Attorney's Office

**Submitted By:** Kay Macuil, City Attorney, Attorney's Office

**Action Requested:** Motion  
Public Hearing

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#### ITEM:

Public hearing and discussion only regarding Annexation No. A-2016-01 a proposed annexation of territory contiguous to the municipal boundaries of the City of San Luis to include the Gadsden area of southern Yuma County as shown on the petition for annexation recorded at No. 2016-24496 of the Records of Yuma County, Arizona on October 12, 2016. **(Glenn Gimbut, Assistant City Attorney)**

A. Motion to open public hearing.

1. Presentation by staff.

2. Call to the public to take all written and/or oral public comments on this item.

B. Motion to close public hearing.

#### SUMMARY:

The City of San Luis recorded a petition for annexation of territory, Annexation No. A-2016-01 on October 12, 2016. A copy of a blank petition together with the legal description and a map is attached to this item. Notice of this public hearing was advertised in the Yuma Sun. A mailed notice of public hearing was given to all taxpayers of property taxes within the proposed territory. A posting was made giving notice at three (3) places within the proposed territory. By law, a public hearing must be held within thirty (30) days of the recording of the blank petition; this is that hearing. No action needs be taken after the hearing, and therefore none is proposed. If council desires that some action be taken Mayor and Council can ask that such an item be placed for consideration on a future agenda. If the petition is withdrawn, there is a forty-five (45) day waiting period before another can be filed. Signatures cannot be gathered until November 12, 2016. The City has one (1) year (until October 12, 2017) to gather sufficient signatures. Petition must have more than half of the number of property taxpayers and more than half of the assessed valuation within the proposed territory. Once this is done an ordinance of annexation can be adopted.

#### RECOMMENDATION / SUGGESTED MOTION:

**A. I MOVE TO OPEN PUBLIC HEARING.**

**1. Presentation by Staff**

**2. Call to the public to take all written and/or oral public comments on this item.**

**B. I MOVE TO CLOSE PUBLIC HEARING.**

**Supporting information not attached to the Agenda Item Review Form:**

N/A

**Document to be Recorded?:** No

N/A

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**Fiscal Impact**

**IS THERE FISCAL IMPACT ASSOCIATED WITH THIS ITEM:** N/A  
**CITY/STATE/FEDERAL FUNDS:** N/A  
**TOTAL:** N/A  
**BUDGETED:** N/A  
**AVAILABLE TO TRANSFER:** N/A  
**GL ACCT # & NAME/REMAINING BALANCE BEFORE PURCHASE:** N/A  
**FISCAL IMPACT STATEMENT (IF THIS IS A BUDGET TRANSFER, YOU MUST ATTACH THE BUDGET ADJUSTMENT FORM):**  
N/A

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**Attachments**

Recorded Petition

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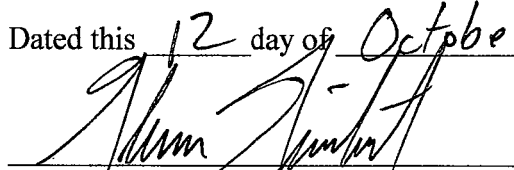
AFFIDAVIT IN COMPLIANCE WITH ARS §9-471.A.6  
FOR RECORDING WITH BLANK ANNEXATION PETITION  
FOR THE CITY OF SAN LUIS, STATE OF ARIZONA

STATE OF ARIZONA        )  
                                  )ss.  
COUNTY OF YUMA        )

COMES NOW Glenn Gimbut, Assistant City Attorney for the City of San Luis, Arizona, being first duly sworn, and upon his oath deposes and says:

1. This affidavit is based upon best of affiant's personal knowledge and belief.
2. This affidavit is made pursuant to the provisions of ARS §9-471.A.6.
3. The making of this affidavit and its recording, together with the recording of the attached blank form of Petition for Annexation, has been duly and properly authorized.
4. The affiant has reviewed the annexation description and map as attached to the blank form of Petition for Annexation attached hereto, and by this reference incorporated herein as though fully set forth again in full, and as an authorized agent of the City of San Luis, Arizona, has made a diligent search of the records of the Yuma County Recorder, and hereby verifies, to the best of affiant's knowledge, information, and belief that no part of the territory described in the aforesaid attached Petition for Annexation is already subject to an earlier filing for annexation.
5. Affiant hereby requests that the Office of the Recorder of Yuma County, State of Arizona accept for recording the attached Petition for Annexation, together with the attached legal description and map, to be recorded in the Book of Maps pursuant to the provisions of ARS §9-471.

Dated this 12 day of October, 2016

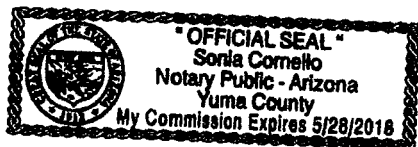
  
\_\_\_\_\_  
GLENN GIMBUT

Subscribed and sworn to before me this 12 day of October, 2016 by Glenn Gimbut, Assistant City Attorney for the City of San Luis, Arizona.

Sonia Cornelio  
Notary Public

My commission expires:

5/28/2018



ANNEXATION PETITION NO. A-2016-01

TO THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS,  
STATE OF ARIZONA:

We, the undersigned, the owners of one-half or more in value of the real and personal property and more than one-half of the persons owning real and personal property that would be subject to taxation by the City of San Luis in the event of annexation within the territory proposed to be annexed, which is hereafter described, said territory being contiguous to the corporate limits of the City of San Luis, with the exterior boundaries of the territory proposed to be annexed shown on the map attached hereto, marked Exhibit A, and made a part hereof, request the City of San Luis, State of Arizona, to annex the following described territory, provided that the requirements of ARS §9-471, and any amendments thereto are fully observed.

The description of the territory proposed to be annexed, not already within the present limits of the City of San Luis, Arizona, and located in Yuma County, Arizona is as follows:

SEE MAP AND LEGAL DESCRIPTION ATTACHED HERETO AND BY THIS  
REFERENCE INCORPORATED HEREIN AS THOUGH FULLY SET FORTH AGAIN IN  
FULL

THE DESCRIBED TERRITORY CONTAINS 1117.35 ACRES, MORE OR LESS.

In addition to the above description, any and all county rights-of-way and roadways with no taxable value that are within the exterior boundaries of the proposed annexation are part of the territory proposed to be annexed and will be included in any ordinance of annexation adopted as a result of this petition.

DATE	OWNER SIGNATURE	MAILING ADDRESS	PHONE NO.	PARCEL NUMBER OR LEGAL DESCRIPTION
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

DATE	OWNER SIGNATURE	MAILING ADDRESS	PHONE NO.	PARCEL NUMBER OR LEGAL DESCRIPTION
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(Legal Description can be Lot/Block/Subdivision; Book/Map/Parcel; or Metes and Bounds)

[BE SURE TO ATTACH MAP AND DESCRIPTION AND HAVE STAPLED TO PETITION]

Legal Description for City of San Luis Annexation Area (Gadsden Annexation)

The following properties shall be included in area to be annexed to the City of San Luis:

Township 10 South, Range 25 West, Gila and Salt River Base and Meridian, Yuma County, Arizona

Section 13 -

Government Lots 1, 2 and 3 (also described as the North Half of the Northwest Quarter)

The South Half of the Northwest Quarter

The Southwest Quarter

The West Half of the Northwest Quarter of the Northeast Quarter

The Northwest Quarter of the Southwest Quarter of the Northeast Quarter

The Southwest Quarter of the Southwest Quarter of the Northeast Quarter

The Northwest Quarter of the Southeast Quarter

The South Half of the Southeast Quarter

Section 14 -

Government Lots 1, 6, 7, 10, 11, and 12, all lying East of the Colorado River (also described as that part of the East Half of Section 14 lying east of the Colorado River)

Section 23 -

Government Lots 7 through 12, the East Half of the Southwest Quarter, and those portions of Government Lots 2, 3 and 6 and of the West Half of the Southeast Quarter lying west of the U.S. Bureau of Reclamation West Main Canal Right-of-Way, all lying east of the Colorado River (also described as that part of Section 23 lying west of the U.S. Bureau of Reclamation West Main Canal Right-of-Way and lying east of the Colorado River)

Section 24 -

The Northwest Quarter of the Northeast Quarter

The South Half of the Northeast Quarter of the Northeast Quarter

The West Half of the Southwest Quarter of the Northeast Quarter

The West Half of the Southeast Quarter

Section 25 -

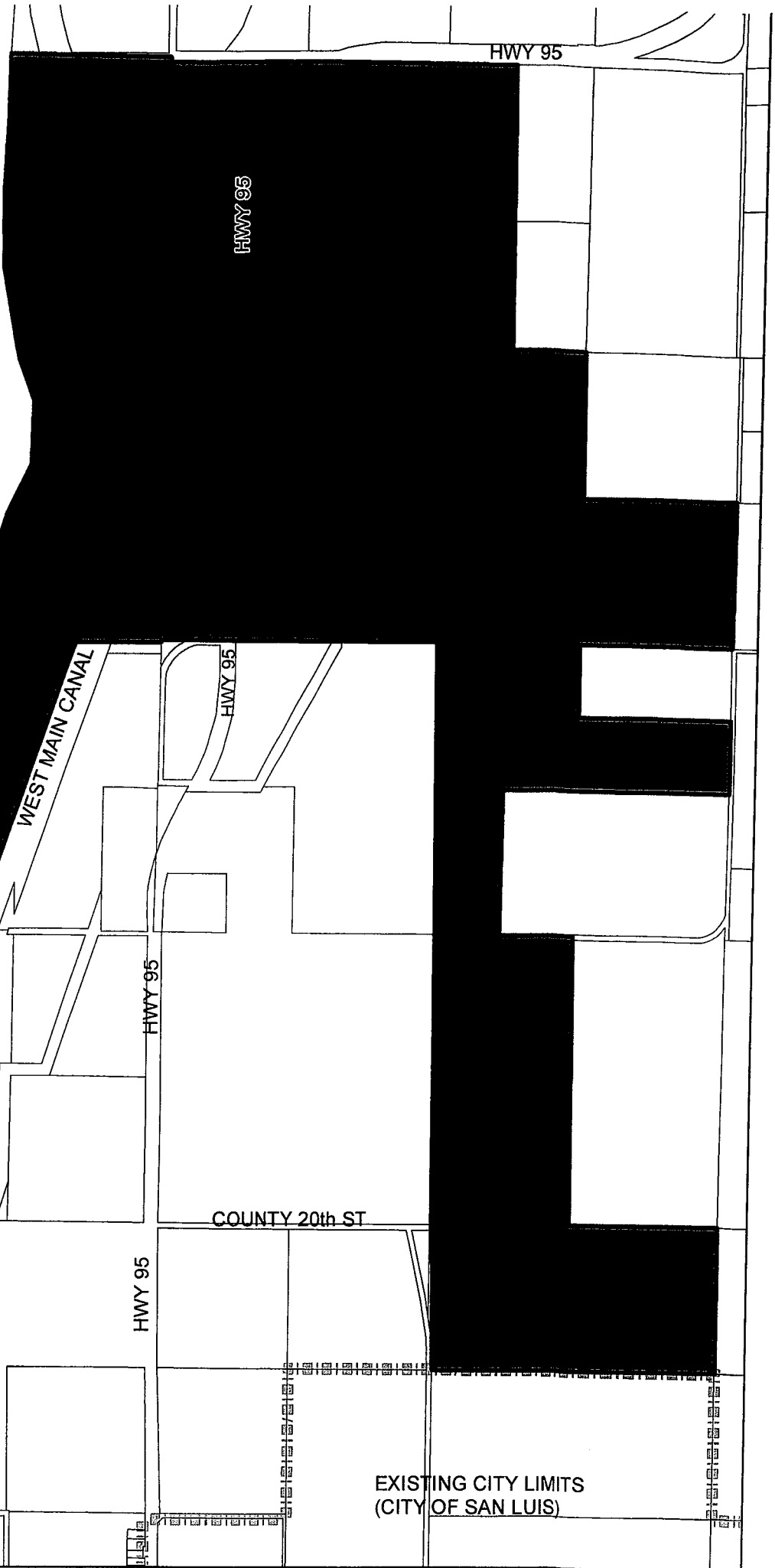
The North Half of the Northeast Quarter

Together with all county rights of way and roadways located within the territory proposed to be annexed.






**ANNEXATION 2016-01**

**In addition to the territory shown on this map, shaded in gray, the proposed annexion includes any and all county right-of-way and roadways with no taxable value that are within the exterior boundaries of shaded area and said right-of-way and roadways are part of the territory proposed to be annexed and will be included in any ordinance of annexation adopted as a result of this petition.**



**Legend**

-  Yuma County
-  CITY LIMITS
-  PROPOSED ANNEXATION



EXISTING CITY LIMITS  
(CITY OF SAN LUIS)