

MINUTES
Regular Meeting
San Luis City Council
San Luis Council Chambers
1090 E. Union Street
San Luis, AZ 85349
January 11, 2017
7:00 P.M.

1. CALL TO ORDER/ROLL CALL Mayor Gerardo Sanchez called the Regular City Council meeting to order at approximately 7:00 p.m.

PRESENT: Mayor Gerardo Sanchez
Vice Mayor Matias Rosales (arrived at approximately 7:32 p.m.)
Council Member Ruben Walshe
Council Member Maria Cecilia Ramos
Council Member Africa Luna-Carrasco
Council Member Mario Buchanan Jr.

ABSENT: Council Member Gloria Torres

OTHERS PRESENT: Tadeo A. De La Hoya, City Manager
Ralph Velez, City Consultant
Sonia Cornelio, City Clerk
Alan Guevara, Police Department
Aracely De La Hoya, Senior Center Director
Axel Chaira, I.T. Technician
Craig Higgins, Chief of Police
Edgar Carbajal, Human Resources Department
Eulogio Vera, Public Works Director
Glenn Gimbut, Assistant City Attorney
Francia Alonso, Administrative Assistant
Hank Green, Fire Chief
Jenny Torres, Community Development Director
Joel Saucedo, Police Department
John Starkey, Planning and Zoning Director
Jonathan Dumadag, I.T. Technician
Kay Macuil, City Attorney
Ketie St. Louis, Finance Director
Lizandro Galaviz, Parks and Recreation Director
Luz Reyes, Utilities Department
Manuel Rojas, Assistant Public Works Director
Marco Santa, Sergeant
Miguel Alvarez, Lieutenant
Miguel Ramirez, Finance Department
Olivia Jenkins, Human Resources Director

Omar Heredia, Human Resources Department
Osvaldo Rodriguez, Facilities Department
Ric Bauermann, Firefighter/EMT
Yolanda Dueñas, Fleet/Facilities Director
Cesar Neyoy, Reporter
Diane Umphress, Amberly's Place
Eduardo Garcia, Factor Sales
Francisca Guzman, Translator
Francisco Heredia, Resident/Contractor
Guillermina Fuentes, Resident/Contractor
Lucy Lopez, Reporter
Maria Gonzalez, Resident
Nieves Riedel, Riedel Construction
Pamela Green, Visitor
Tony Reyes Sr., County Supervisor District #4

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Ruben Walshe

3. INVOCATION

The invocation was performed by Mr. Hank Green, Fire Chief.

4. PRESENTATIONS

4.A. Presentation on U.S. Customs and Border Protection Citizen's Academy by Ms. Maria Rodriguez, Border Patrol Agent. (Maria Rodriguez, Border Patrol Agent)

Ms. Maria Rodriguez, Border Patrol Agent, formally invited everyone present to register for the Citizen's Academy and provided information for the upcoming academy in Yuma. This program is designed to provide Yuma County business, civic, religious and community leaders, as well as interested residents, an inside look at how CBP secures the border at and between ports of entries in southwestern Arizona.

Mayor Gerardo Sanchez thanked Ms. Rodriguez for the presentation provided, for protecting the border and for everything they do. He invited the public to register for this academy.

Mr. Craig Higgins, Chief of Police, added that this is federal educational program that the public can learn from and understand many things that are done in the area by the Border Patrol agency.

4.B. Presentation of the San Luis Middle School Robotics Team by Mr. Mehul Gandhi, JHU-CTY ACT Instructor. (Mehul Gandhi, JHU-CTY ACT Instructor)

The Robotics Team was not available for the presentation at this meeting.

4.C. 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 Years of Service Recognitions and 4th Quarter Yearly Employee Recognition and Awards Program awardees.

Mayor Gerardo Sanchez congratulated all awardees and thanked them for their dedication to the City of San Luis.

5. CONSENT AGENDA:

5.A. MINUTES OF

-Special Council meeting held October 5, 2016

5.B. DISBURSEMENTS FROM DECEMBER 3, 2016 TO DECEMBER 16, 2016 (ITEM REMOVED FROM CONSENT AGENDA AT LAST COUNCIL MEETING HELD DECEMBER 28, 2016)

Total Disbursements \$1,147,638.15

(One Million, One Hundred Forty-Seven Thousand, Six Hundred Thirty-Eight Dollars and Fifteen Cents)

DISBURSEMENTS FROM DECEMBER 17, 2016 TO DECEMBER 31, 2016

Total Disbursements \$804,885.72

(Eight Hundred Four Thousand, Eight Hundred Eighty-Five Dollars and Seventy-Two Cents)

5.C. Discussion and possible action on any and all matters regarding Resolution No. 1175. A resolution of the Mayor and City Council of the City of San Luis, Arizona, adopting an Intergovernmental Agreement between the City of San Luis and the Yuma County for the Yuma Region-Imagery Acquisition Consortium project. (Isaac Gutierrez, GIS Technician)

MOTION: Council Member Mario Buchanan Jr./Council Member Africa Luna-Carrasco 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 change to purchasing of two ambulances. (Hank Green, Fire Chief)

Mr. Hank Green, Fire Chief, explained that this item was previously presented to the City Council and was approved in December 2016 however, a calculation of the taxes totaling \$40,600.00 was left out of the total amount approved. This item is being presented to the City Council again as the previous motion, when this item was approved, was very specific on the dollar amount and what the Fire Department was supposed to do. He asked the City Council to modify the direction to the Fire Department for the purchase of two (2) ambulances.

MOTION: Council Member Ruben Walshe/Council Member Africa Luna-Carrasco to approve a multi-year loan with zero down to finance the purchase of two (2) new ambulances as presented; and to approve the purchase of two (2) new ambulances in the amount of \$379,290.00 using the Cooperative Purchasing of Houston Galveston Area Council; and to authorize and direct the City Manager or designee to take any and all action as may be necessary to put into effect this loan and purchase including payment of taxes, licensing and registration. Motion passed unanimously.

6.B. Discussion and possible action on any and all matters regarding approval of the Independent Contractor Agreement with Velez Consulting Services. (Tadeo A. De La Hoya, City Manager)

Mr. Tadeo De La Hoya, City Manager, stated Mr. Velez's contract set rate is being amended as previously discussed; the per diem and mileage reimbursement were removed and will be paid now to Velez Consulting Services.

Mayor Gerardo Sanchez thanked Mr. Velez for his expertise, guidance, patience and for what he has done for the City as he has saved millions of dollars to the City over the past years.

MOTION: Council Member Mario Buchanan Jr./Council Member Africa Luna-Carrasco to approve the Independent Contractor Agreement with Velez Consulting Services and approve the transfer of funds as set out in the Budget Adjustment Form as presented. Motion passed unanimously.

6.C. Discussion and possible action on any and all matters regarding Subdivision Case No. 2016-0423 P&F. A request by Edais Engineering, Inc., on behalf of Riedel Holdings, LLC, property owner, for the final approval for Las Quintas de San Luis II Subdivision located south of County 22nd Street between the East

Main Canal and Las Quintas Subdivision. (John Starkey, Planning and Zoning Director)

Mr. John Starkey, Planning & Zoning Director, explained that the conditions have been updated for final plat approval and added that staff has continued to work with the developer to get all the issues resolved for this subdivision. Mr. Starkey explained the following conditions:

- Master Plan** for Subdivision for erosion control of the slopes on private property which will be maintained by the private property owners once the subdivision is completed;
- Restrictive Covenant** shall require all lot owners within the subdivision to maintain, fix, repair or replace all improvements required by the Master Plan for erosion control on their respective lot, in perpetuity, or until conditions on the land have changed by re-grading or some other change so as to eliminate any appreciable risk of future erosion;
- Gravity Sewer** for wastewater utility service to the subdivision;
- Formation of the Districts** which is typical for subdivisions;
- Comply with Traffic Study**; and
- Comply with the Development Agreement**

Mayor Gerardo Sanchez asked if the developer had been informed about the conditions. Mr. Starkey responded Ms. Riedel had been informed and has agreed to all the restrictions.

Council Member Maria Cecilia Ramos asked Mr. Eulogio Vera, Public Works Director, what his recommendations are regarding gravity feed connection vs. a lift station.

Mr. Vera said that during the design process, the developer and its engineer were looking for options to connect to the City's sewer system as they thought a gravity line was already in existence to connect but there was no line so they were proposing a lift station. Therefore those were the two (2) options available; either a gravity system that connects to an existing lift station or building a new lift station to pump it up to an existing gravity system from Torres Street or Las Quintas I Subdivision. From the Public Works perspective, Mr. Vera does not recommend a new lift station unless a gravity line would not work.

MOTION: Council Member Mario Buchanan Jr./Council Member Ruben Walshe to approve the final plat with the January 10, 2017 Conditions for final plat approval as presented. Motion passed unanimously.

7. SUMMARY OF CURRENT EVENTS

Council Member Maria Cecilia Ramos reported that Monday, January 16, 2017, the ceremonial ribbon cutting will be held for the house and the proceeds will go toward the

future domestic violence.

8. CALL TO THE PUBLIC

Guillermina Fuentes stated “ Good evening, Guillermina Fuentes, I live at 1630 North 9th Avenue, um there are two things that I want to address, one is that I believe that Mr. Walshe has a conflict of interest in voting on a matter that involves the developer on the motion in question and if this can be investigated, this question is for the attorney; the other is that I am here to ask for protection from my government, it might seem peculiar that Guillermina Fuentes cannot defend herself of something that has been going on recently, the reason I do not go to the courts and ask for a restraining order is because the local courts have a big conflict with the lady that I want to protect myself from. The lady that has been bothering me is Mrs. Nieves Riedel, she is passing by my house every day, I have pictures, I have cameras there, the street is very free but as I am telling you, the reason I cannot do it through the courts is because the judges have a big conflict, so I am not going to go to a person that is not going to listen to me, right. So what I come to tell you is how are you going to help me? I do not know and I have no idea, there has been two occasions now, that with her car she has attempted to run over my dog, my dog walking there alongside by me, as I told you I have pictures and I have a camera there too, uhh so I feel intimidated, so I cannot, as I was telling you, I cannot go to the court, you see. So I don't know if a solution will be found but I do not think there is one, but if not, then I will defend myself as best as I can, do not be surprised if I am involved on a street fight, just like the lady is screaming for; so I need, I need you to take care of this matter because the court will not take it; and on the other matter for the attorney, to please investigate the conflict of interest, thank you very much.”

“Good evening, Nieves Garcia Riedel, 1649 N. 9th Avenue, first of all thank you so much Mayor, honorable Council, uh, it has been a long way to reach this, this, being in this position I mean I, I, I can't believe it, is going to be a great project and my promise to you is that you guys are not going to regret it, not only you are not going to regret it but you are going to be very proud of having approved this subdivision that keeps bringing these jobs into the community and my second promise to you, that within a month we are going to come and we are going to go and present another property that is going to be 160 lots and I really know that God works in mysterious ways, the first time that I came to you guys with this project, I got derailed a little and I went to the east, I went to 9B and it's been a God's send, out of 159 lots, we have about 39 lots left, the need of housing is spreading here so if it wasn't because of that, I would never had looked east and uh, and we are going east and in the next year God willing, my plan is to bring three projects to the City of San Luis and put 300 lots here, in San Luis, it means 300 families are going to be able to in the next two, three years they going to be able to enjoy what most of us have enjoyed, having the American dream, having your own house. And I

thank you, I, I cannot thank you enough it's been hard but thank you, thank you so much, thank you Tadeo for your patience for listening and everybody that have worked for us, thank you Kay, I know I sometimes I get a little uppity but you beginning to, to know me, I'm just passionate about what I do, thank you so much, thank you Council Member Buchanan, thank you for one time you and I had a conversation and, and you have a great vision for this city, and uh, you, you don't talk about it, but I know you do, thank you so much."

Mayor Gerardo Sanchez asked, "Anyone else from Council, or staff, or the public"

There were no further comments from the public.

9. EXECUTIVE SESSION

MOTION: Council Member Africa Luna-Carrasco/Council Member Ruben Walshe to go into Executive Session at approximately 7:43 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) (3) and (4) for legal advice with the City Attorney or City's attorneys, and/or for consultation with the City Attorney or City's attorneys in order to consider its position and instruct its attorneys regarding City Council's position regarding contracts that are the subject of negotiations or potential litigation regarding the lease with SpearPoint for solar panels. (Kay Marion Macuil, City Attorney)

10. MOTION TO GO BACK INTO REGULAR SESSION

MOTION: Council Member Mario Buchanan Jr./Vice Mayor Matias Rosales to go back to Regular Session at approximately 8:48 p.m. Motion passed unanimously.

11. ADJOURNMENT

MOTION: Vice Mayor Matias Rosales/Council Member Mario Buchanan Jr. to adjourn the Regular City Council meeting at approximately 8:48 p.m. Motion passed unanimously.