

APPROVED by Council
Date: 5/13/2020
Clerks Office: SC

MINUTES
Special Council Meeting
San Luis City Council
San Luis Council Chambers
1090 E. Union Street
April 1, 2020
6:00 p.m.

1. CALL TO ORDER/ROLL CALL: Mayor Gerardo Sanchez called the Special City Council meeting to order at approximately 6:05 p.m.

Mayor, City Council, and some members of staff participated remotely.

PRESENT: Mayor Gerardo Sanchez
Vice Mayor Maria Cecilia Cruz
Council Member Mario Buchanan Jr.
Council Member Africa Luna-Carrasco
Council Member Jose Ponce
Council Member Matias Rosales
Council Member Gloria Torres

OTHERS PRESENT: Tadeo A. De La Hoya, City Administrator
Melissa Lopez, Deputy City Clerk
Kay Marion Macuil, City Attorney (remotely)
Axel Chayra, IT Technician
Francia Alonso, Assistant to Council/PIO
Glenn Gimbut, Assistant City Attorney (remotely)
Jonathan Dumadag, IT Technician

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Vice Mayor Maria Cecilia Cruz.

3. DISCUSSION AND POSSIBLE ACTION ITEM:

EXECUTIVE SESSION

Vote to hold an Executive Session pursuant to A.R.S. § 38-431.03(A)(3) and (4)

Discussion and possible action to hold an Executive Session pursuant to A.R.S. § 38-431.03(A)(3) and(4) on any and all matters regarding consultation for legal advice with the city's attorneys on the laws of annexation; and discussion or consultation with the city's attorneys in order to consider its position and instruct its attorneys regarding the city's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation. (Kay Marion Macuil, City Attorney and Glenn J. Gimbut, Assistant City Attorney)

MOTION: Council Member Gloria Torres/Council Member Jose Ponce to hold an executive session at approximately 6:06 p.m. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Maria Cecilia Cruz	Aye
Council Member Mario Buchanan Jr.	Aye
Council Member Africa Luna-Carrasco	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

4. MOTION TO GO BACK INTO REGULAR SESSION

MOTION: Council Member Mario Buchanan Jr./Council Member Africa Luna-Carrasco to go back into special session at approximately 6:56 p.m. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Maria Cecilia Cruz	Aye
Council Member Mario Buchanan Jr.	Aye
Council Member Africa Luna-Carrasco	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

5. DISCUSSION AND POSSIBLE ACTION ITEMS:

5. A. Discussion and possible action on any and all matters regarding Order No. 2020-10. An order of the Mayor and City Council of the City of San Luis, Arizona authorizing and directing the entering into an intergovernmental agreement with the City of Yuma, Arizona regarding Annexation and San Luis Annexation Petition No. 2019-01. (Jose A. Guzman, Director of Planning and Zoning and Kay Marion Macuil, City Attorney)

Ms. Kay Macuil, City Attorney, stated this item will be continued; the record is clear enough that the City Council intended to continue this item.

MOTION: Mayor Gerardo Sanchez/Vice Mayor Maria Cecilia Cruz to continue this item. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Maria Cecilia Cruz	Aye
Council Member Mario Buchanan Jr.	Aye
Council Member Africa Luna-Carrasco	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

5. B. Discussion and possible action on any and all matters regarding Order No. 2020-11. An order of the Mayor and City Council of the City of San Luis, Arizona, authorizing and directing the acquisition of all property necessary for the completion of the construction of a portion of County 23½ Street within the City of San Luis by dedication, donation, purchase, exchange, or under the power of eminent domain as a matter of public necessity. (Kay Marion Macuil, City Attorney)

Ms. Kay Macuil, City Attorney, explained that the exhibit demonstrates the piece of land of unconstructed road. Border Ranchez AZ, LLC, owned by Mr. Nels Rogers and his wife Martha Rogers, is located south of this area. Last meeting, there was a development agreement where Riedel will build that road on Rogers, but the city will use its condemnation if it becomes necessary to obtain the land. This order gives the authority for the city to enter into negotiations to obtain that land to extend that road to Avenue E and to move forward with the condemnation process if needed.

Mr. Glenn Gimbut, Assistant City Attorney, added the development agreement with Riedel also says Riedel will pay all the condemnation costs including all legal fees and other expenses that may be incurred. The city has already obtained an appraisal with a value of \$28,000.00 for that property. If the City Council passes this order, then a letter will be provided to Mr. Nels Rogers and his wife Mrs. Martha Rogers and their family trust offering to buy the land at appraisal price. They have 20 days to respond to that letter, if they do not respond legal action will be filed. The city has engaged the services of Kristin Mackin from Sims Mackin Law Firm. They will then begin the process of condemnation seeking and order of immediate possession from the Superior Court.

MOTION: Council Member Jose Ponce/Council Member Africa Luna-Carrasco to approve Order No. 2020-11. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Maria Cecilia Cruz	Aye
Council Member Mario Buchanan Jr.	Aye
Council Member Africa Luna-Carrasco	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

5. C. Discussion and possible action on any and all matters regarding Resolution No. 2123. A resolution of the Mayor and City Council of the City of San Luis, Arizona, providing for a Call of Election for 2020 Primary and General Elections, designating the election dates and purpose, designating the deadline and location for candidates to file Nomination Petitions and designating the deadline for voter registration. (Melissa Lopez, Deputy City Clerk)

Ms. Melissa Lopez, Deputy City Clerk, stated Resolution No. 2123 is to call the election of the 2020 Primary and General elections in the City of San Luis. This includes the designation of election dates and purpose, deadline and location for candidates to file nomination petitions and deadline for voter registration. Publication of call of election is not mandatory that it be published, however, it is a good practice to inform the City of San Luis voters about the election and alert candidates of filing dates.

MOTION: Council Member Africa Luna-Carrasco/Council Member Jose Ponce to approve and adopt Resolution No. 2123. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Maria Cecilia Cruz	Aye
Council Member Mario Buchanan Jr.	Aye
Council Member Africa Luna-Carrasco	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

6. ADJOURNMENT

MOTION: Council Member Mario Buchanan Jr./Council Member Africa Luna-Carrasco to adjourn the Special Council meeting at approximately 7:07 p.m. Motion passed unanimously.

The vote was as follows:

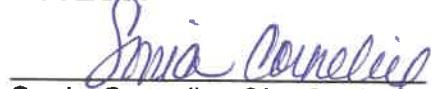
Mayor Gerardo Sanchez	Aye
Vice Mayor Maria Cecilia Cruz	Aye
Council Member Mario Buchanan Jr.	Aye
Council Member Africa Luna-Carrasco	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

APPROVED:



Gerardo Sanchez, Mayor

ATTEST:



Sonia Cornelio, City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Special City Council meeting for the City Council of the City of San Luis, Arizona held on April 1, 2020. I further certify that the meeting was duly called and held and that a quorum was present.



Sonia Cornelio, City Clerk