

MINUTES
Regular Council Meeting
San Luis City Council
San Luis Council Chambers
1090 E. Union Street
October 13, 2021
7:00 p.m.

1. CALL TO ORDER/ROLL CALL

Mayor Gerardo Sanchez called the Regular City Council meeting to order at approximately 7:03 p.m.

PRESENT: Mayor Gerardo Sanchez
Vice Mayor Africa Luna-Carrasco
Council Member Mario Buchanan Jr.
Council Member Luis Cabrera
Council Member Jose Ponce
Council Member Matias Rosales (virtually; left at meeting at approximately 8:18 p.m.)
Council Member Gloria Torres

OTHERS PRESENT: Lizandro Galaviz, Interim City Manager
Kay Macuil, City Attorney
Sonia Cornelio, City Clerk
Angel Ramirez, Fire Chief
Angelica Roldan, Acting Director of Parks & Recreation
Antonia Garcia, Custodian
Aracely De La Hoya, Senior Services Manager
Axel Chayra, I.T. Technician
Crystal Fragozo, Administrative Coordinator
Derek Dueñas, I.T. Manager
Domingo Sosa, Graphics and Media Specialist
Edgar Esparza, Administrative Coordinator
Eulogio Vera, Director of Public Works
Francia Alonso, Acting Assistant to the Mayor & City Council
Jenny Torres, Economic Development Manager
Jorge Perez, Billing & Collections Manager
Jose Luis Cisneros, Acting Public Information Officer
Jose Santiago, Maintenance Specialist
Lizette Varela, Recreation Coordinator
Melissa Lopez, Deputy City Clerk
Monica Castro, Director of Finance
Osvaldo Rodriguez, Lead Custodian
Richard Jessup, Chief of Police
Rodger Diaz, Human Resources Coordinator
Rogelio Martinez, Administrative Coordinator
Yolanda Dueñas, Facilities Supervisor
Christian Cuevas, Translator

Ian McGaughey, Deputy County Administrator
Tadeo A. De La Hoya, Resident

2. PLEDGE OF ALLEGIANCE

Council Member Jose Ponce led the Pledge of Allegiance.

3. INVOCATION

Mr. Richard Jessup, Chief of Police, led the invocation.

4. PROCLAMATIONS/PRESENTATION

4. A. National Custodian Workers Recognition Day - October 2, 2021.

Mrs. Sonia Cornelio, City Clerk, read the proclamation in its entirety.

Mayor Gerardo Sanchez recognized and thanked the custodian workers for their daily hard work.

4. B. Arizona Cities & Towns Week - October 17-23, 2021

Mrs. Sonia Cornelio, City Clerk, read the proclamation in its entirety.

Mayor Gerardo Sanchez indicated that employees are the ones that deliver the services and programs that enhance the quality of life of residents. He thanked employees for their dedication and hard work.

4. C. Red Ribbon Week - October 23-31, 2021

Mrs. Sonia Cornelio, City Clerk, read the proclamation in its entirety.

Mayor Gerardo Sanchez stated he was happy to see this proclamation in the City of San Luis as it is important to understand and commit to a drug-free lifestyle.

Mr. Ian McGaughey, Yuma County Deputy Administrator and member of the Yuma County Anti-Drug Coalition, thanked Mayor Gerardo Sanchez and Council Members for this proclamation. He invited everyone present to the Annual Red Ribbon Trunk Archery event which will be held Saturday, October 23 from 2:00 p.m. to 4:00 p.m. at the Yuma Catholic High School. He added that there will be a few activities but the focus is to educate young people about the dangers of drug use and the benefits of a healthy drug-free lifestyle.

4. D. Presentation and recognition of the 2021 First Quarter Awardees by the Employee Recognition and Awards Program (ERAP) for their outstanding work with the City of San Luis. (Rodger Diaz, Human Resources Coordinator)

Mr. Rodger Diaz, Human Resources Coordinator, introduced the recipients for the years of service as well as the Customer Service, Achievement, Award of Excellence and Employee of the Quarter awards.

Mayor Gerardo Sanchez congratulated and expressed his appreciation to the recipients.

CONSENT AGENDA

5. A. MINUTES OF

- September 22, 2021 Regular Council meeting

5. B. DISBURSEMENTS FROM SEPTEMBER 14, 2021 THROUGH OCTOBER 4, 2021

Total Disbursements \$1,638,661.25

(One Million, Six Hundred-Thirty Eight Thousand, Six Hundred Sixty-One Dollars and Twenty-Five Cents)

5. C. Discussion and possible action on any and all matters regarding authorization to purchase new body-worn cameras with associated warranty and equipment using Fiscal Year 2022 Capital Project Budgeted funds. (Richard Jessup, Chief of Police)

5. D. Discussion and possible action on any and all matters regarding an amendment to the intergovernmental agreement between the City of San Luis and the Arizona Department of Transportation for the Cesar Chavez Boulevard Project. (Jenny Torres, Economic Development Manager and Eulogio Vera, Director of Public Works)

5. E. Discussion and possible action on any and all matters regarding an amendment to the intergovernmental agreement between the City of San Luis and the Arizona Department of Transportation for the Cesar Chavez Boulevard Project. (Jenny Torres, Economic Development Manager and Eulogio Vera, Director of Public Works)

MOTION: Council Member Gloria Torres/Vice Mayor Africa Luna-Carrasco to approve the Consent Agenda as presented. Motion passed unanimously.

The vote was as follows:

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

6. DISCUSSION AND POSSIBLE ACTION ITEMS:

6. A. Discussion and possible action on any and all matters regarding a contract with PACE for design services to evaluate operations at the West Wastewater Treatment Plant. (Eulogio Vera, Director of Public Works)

Mr. Eulogio Vera, Director of Public Works, explained that this item is for the evaluation of the west wastewater treatment plant conducted by PACE, who is one of the consultants that is on the on-call list. The scope of this design and professional services is to go over the existing plant, evaluate potential improvements and recommend any changes for expanding that plant. Currently, there is 1.5 million gallons per day capacity in that plant, the goal is to double it.

MOTION: Council Member Jose Ponce/Council Member Luis Cabrera to approve PACE Advanced Water Engineering's \$160,610.00 Professional Design Services Proposal as presented and direct the City Attorney to draft a final form of contract. Motion passed unanimously.

The vote was as follows:

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

6. B. Discussion and possible action on any and all matters regarding the ratification of the purchase of two (2) Air Conditioning units needed for the Prosecutors Office. (Angelica Roldan, Acting Director of Parks and Recreation)

Ms. Angelica Roldan, Acting Director of Parks and Recreation, stated that in July 2021, a requisition was submitted for San Luis Air Conditioning for the purchase of two (2), three-ton air conditioning (AC) refrigeration units in the amount of \$11,936.00. These AC units were needed as replacements for the current AC units at the Prosecutors Office. Upon submitting the requisition to the Finance Department - Purchasing Coordinator's Office, staff was advised that three (3) quotes or a sole source memo were needed to fulfill the City of San Luis Procurement Code due to the purchase amount. Unfortunately, due to a miscommunication, the AC units were ordered before a purchase order was issued. The recommendation was to present the item again to the Mayor and City Council for ratification. She added that staff is asking to waive the procurement code for this purchase.

MOTION: Council Member Mario Buchanan Jr./Vice Mayor Africa Luna-Carrasco to ratify the purchase of the AC units in the amount of \$11,936.00 for a good cause as presented. Motion passed unanimously.

The vote was as follows:

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

6. C. Discussion and possible action on any and all matters regarding Order No. 2021-9. An Order of the Mayor and City Council of the City of San Luis, Arizona to authorize the City of San Luis Police Department to receive funding for the Impaired Driver/DUI Alcohol Enforcement and STEP/Selective Traffic Enforcement Projects by approving Highway Safety Contracts 2022-AL-030 & 2022-PTS-058 between the City of San Luis, Arizona through the San Luis Police Department and the Arizona Governor's Office of Highway Safety. (Richard Jessup, Chief of Police)

Mr. Richard Jessup, Chief of Police, said that the San Luis Police Department has been awarded \$32,000.00 to support additional equipment, overtime and employee related expenses to enhance the driving under the influence (DUI) and traffic enforcement programs.

MOTION: Council Member Jose Ponce/Council Member Mario Buchanan Jr. to approve and adopt Order No. 2021-9. Motion passed unanimously.

The vote was as follows:

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

6. D. Discussion and possible action on any and all matters regarding budget adjustment for unavoidable overtime in the City Prosecutor's Office. (Kay Marion Macuil, City Attorney)

Ms. Kay Macuil, City Attorney, explained that the City Prosecutor's Office exceeded their overtime budgeted limit in September of 2020. This item was presented until now as they wanted to know the exact amount, which is \$4,500.00, to ratify what they needed during the year. In September they had 510 cases that came in and at that time there was only Ms. Sylvia Vasquez and the City Prosecutor; the secretary position was not filled until March of 2021. The transfer will be from the City Attorney's Office budget

to City Prosecutor's Budget for the last fiscal year, if approved by the Mayor and City Council.

MOTION: Vice Mayor Africa Luna-Carrasco/Council Member Jose Ponce to approve transferring \$4,500.00 from the City Attorney's Legal Expenses General Ledger line to the City Prosecutor's Overtime General Ledger line for Fiscal Year ending June 30, 2021. Motion passed unanimously.

The vote was as follows:

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

6. E. Discussion and possible action on any and all matters regarding Order No. 2021-10. An order of the Mayor and City Council of the City of San Luis, Arizona, authorizing and directing the entering into the "One Arizona Distribution of Opioid Settlement Funds Agreement" regarding a plan to allocate potential global settlement funds in the multidistrict litigation case titled "In Re National Prescription Opiate Litigation" and authorization to opt into the Distributor Settlement and the Janssen Settlement. (Kay Marion Macuil, City Attorney)

Ms. Kay Macuil, City Attorney, provided a PowerPoint presentation included with the complete Agenda Packet filed at the City Clerk's Office. Order 2021-10 creates a plan to allocate funds from a potential global settlement of the Class Action and other litigation outside the class action. It uses the model allocation devised by the Negotiation Class Counsel in the Class Action, which allocates to the local governments their proportionate share of the impact of the opioid crisis based on data reported to the Federal Government. The allocation model does not use population. The total amount the City of San Luis will get if all the jurisdictions agree will be \$2.72 million over 18 years for the three (3) distributors and over nine (9) years for the pharmacy.

MOTION: Council Member Jose Ponce/Council Member Luis Cabrera to approve and adopt Order No. 2021-10 to join the One Arizona Distribution Settlement Funds Agreement and to opt into the National Opioid Settlements as presented. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Africa Luna-Carrasco	Aye
Council Member Mario Buchanan Jr.	Aye
Council Member Luis Cabrera	Aye
Council Member Jose Ponce	Aye

Council Member Matias Rosales Aye
Council Member Gloria Torres Aye

6. F. Discussion and possible action on any and all matters regarding a resolution of the Mayor and City Council of the City of San Luis, Arizona, ratifying and approving the Salary Plan; superseding conflicting provisions and providing for severability. (Monica Castro, Director of Finance)

Ms. Monica Castro, Director of Finance, explained that she is presenting two resolutions as at the last Council meeting, some members of Council indicated that they would like to reinstate the 40 hours vacation buyback. Resolution No. 2196 ratifies the measures that staff took on July 9, 2018 through June 30, 2022 and leaves the vacation buyback at 20 hours as budgeted. Resolution No. 2197, ratifies the same measures of the salary study measures through June 30, 2022, reinstates the vacation buyback to 40 hours this fiscal year and approves a transfer of \$100,000.00 from Council Contingency to fund this unbudgeted item. Both resolutions leave the vacation buyback period in a fiscal year basis and abolish the practice to give salary increases to new employees upon termination of probation. This was the most harmful practice being done in the past and what this was doing is placing new employees earning more than employees that had more years due to this increase. Also in this resolution, Section 7 reinstates on July 1, 2022, the Human Resources (HR) Policies and practices performed in the past, which played an important role in creating the disproportions that there were in the salary structure. The HR Policies have not been reviewed since 2008 so it is important that staff does this before the beginning of next fiscal year to avoid losing the integrity of the salary structure that staff currently has.

Mayor Gerardo Sanchez asked how does the HR Policies relate to this resolution.

Ms. Castro replied that it is all connected and only part of the job has been done. When staff presented the salary implementation for four (4) years through a resolution, some measures were also adopted related to HR. Staff is extending its applicability through June 30, 2022.

Ms. Macuil added that staff abolished the increase at the end of probation as this disrupted the fairness of the system as well as the number of years in service. Further explaining the it will be the number of years in position rather than the years of service.

Mayor Gerardo Sanchez asked if the \$100,000.00 covers for everyone who wishes to do the 40 hours vacation buyback or is it based on the possible need and if this transfer is a one-time only.

Ms. Castro responded that the \$100,000.00 fiscal impact calculation provides for the employees that qualify and are taking in consideration the employees that sold the vacation buyback hours in September and the employees that will qualify in April. This is a fiscal year basis which is also included in the resolution. The transfer of the \$100,000.00 will be a one-time transfer as staff did not budget for 40 hours vacation buybacks for those employees that qualify. Ms. Castro explained the criteria to be eligible for the vacation buyback program.

Mayor Gerardo Sanchez added he agrees with the transfer as it is fair that this be done since there are employees that have not been able to obtain their vacation time off.

MOTION: Vice Mayor Africa Luna-Carrasco/Council Member Mario Buchanan Jr. to adopt Resolution No. 2197 which includes reinstating 40 hours of vacation buyback this fiscal year and approve a budget transfer of \$100,00.00 from Council Contingency to the various salaries accounts. Motion passed unanimously.

The vote was as follows:

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

7. SUMMARY OF CURRENT EVENTS

Vice Mayor Africa Luna-Carrasco reported she attended the Library Board of Directors meeting on October 12, 2021. She added that previously she had reported that a purchase for some air conditioning units for the San Luis Branch were approved, however due to the transportation issues they are backordered. There is no estimated time of arrival for the units. She also reported that Council Member Gloria Torres and herself attended the redistricting meeting on October 7, 2021. The attendance for this meeting was poor; County Supervisor Tony Reyes and her addressed the commission to request that they leave the districts as they are.

Mayor Gerardo Sanchez reported that he attended the 12th vaccination campaign, this included not only COVID-19 vaccines but also first, second and booster vaccines for those that qualified and influenza as well as children's vaccines. He thanked the county and stated that San Luis is the only city doing this and it makes a big difference. The turnout was very good. There will be another campaign which will offer the COVID-19 and influenza vaccines only. Half of the world has already been vaccinated and approximately 100 million in the USA have not been vaccinated. The numbers continue to decline, the severity of disease of those who have received the vaccine is very less. The average age of a person in intensive care unit (ICU) was mid 40's; vaccinations do work. The city will continue working with the county and different agencies to guarantee the safety of one's population.

8. CALL TO THE PUBLIC

Ms. Lizeth Chavez, Off-Road Expo, invited the Mayor and City Council to their annual off road expo event. They anticipate having a great event as there has been over 200 off-road vehicle registrations.

9. ADJOURNMENT

MOTION: Council Member Luis Cabrera/Vice Mayor Africa Luna-Carrasco to adjourn the Regular Council meeting at approximately 8:25 p.m. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Africa Luna-Carrasco	Aye
Council Member Mario Buchanan Jr.	Aye
Council Member Luis Cabrera	Aye
Council Member Jose Ponce	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 Regular City Council meeting of the City Council of the City of San Luis, Arizona, held on October 13, 2021. I further certify that the meeting was duly called and held and that a quorum was present.

Sonia Cornelio, City Clerk