



NOTICE OF REGULAR COUNCIL MEETING

In accordance with §38-431.02 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 Regular City Council meeting at 7:00 p.m., Wednesday, December 8, 2021. The meeting will take place at the City Council Chambers, located at 1090 E. Union Street, San Luis, Arizona, 85349. 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 or 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 recordings. Parents in order to exercise their rights may either file written consent with the City Clerk to such recordings 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 REGULAR

De acuerdo con los Estatutos del Estado de Arizona A.R.S. §38-431.02, se le informa a los miembros del Cabildo y al público en general que el Alcalde y el Cabildo, tendrán una Junta Regular a las 7:00 p.m., el día Miércoles, 8 de Diciembre del 2021. 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 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

UPDATED AGENDA 12/7/2021



AGENDA **Regular Meeting** **San Luis City Council** **San Luis Council Chambers** **1090 E. Union Street** **San Luis, AZ 85349** **December 8, 2021** **7:00 p.m.**

For the safety of the public during the COVID-19 pandemic, members of the public may attend the City Council's Regular Meeting of December 8, 2021, in person if the 6-foot distance can be maintained which is 27 people. However, members of the public may listen to the meeting's live audio stream on the City of San Luis' website <https://sanluisaz.gov/listenlive>. Recordings of the meetings will be available on the city's website <https://sanluisaz.gov/listenlive> after the meeting. Call to the Public will only be available to those attending the meeting in person.

PLEASE TAKE NOTICE THAT MEMBERS OF THE CITY COUNCIL WILL ATTEND EITHER IN PERSON, TELEPHONE, OR VIDEO CONFERENCE COMMUNICATION. THE MAYOR OR ACTING MAYOR FOR THIS MEETING MAY CHANGE THE ORDER OF THE ITEMS; IF AUTHORIZED BY LAW AND BY A MAJORITY VOTE OF A QUORUM OF CITY COUNCIL MEMBERS PRESENT, AN EXECUTIVE SESSION WILL BE HELD IMMEDIATELY FOLLOWING THE VOTE IN ACCORDANCE WITH A.R.S. §38-431.03(A) AND THE MEETING WILL BE TEMPORARILY RECESSED WHILE THE CITY COUNCIL RETIRES TO EXECUTIVE SESSION WHICH WILL NOT BE OPEN TO THE PUBLIC.

Por la seguridad del público durante la pandemia COVID-19, habrá asistencia en persona para los miembros del público en la Junta Regular del Cabildo del 8 de Diciembre del 2021, si la distancia de 6 pies puede mantenerse, que es de 27 personas. Sin embargo, los miembros del público pueden escuchar el audio en vivo de la reunión transmitido en el sitio web de la Ciudad de San Luis <https://sanluisaz.gov/listenlive>. Las grabaciones de las reuniones estarán disponibles en el sitio web de la ciudad <https://sanluisaz.gov/listenlive> después de la reunión. Llamado al Público estara disponible solo a quienes asistan a la junta en persona.

TENGA EN CUENTA QUE LOS MIEMBROS DEL CABILDO DE LA CIUDAD ASISTIRÁN EN PERSONA, TELÉFONO O COMUNICACIÓN POR VIDEO CONFERENCIA. EL ALCALDE O VICE-ALCALDE DE ESTA REUNIÓN PUEDE CAMBIAR EL ORDEN DE LOS TEMAS; SI ESTÁ AUTORIZADO POR LA LEY Y POR MAYORÍA DE VOTOS DE UN QUÓRUM DE MIEMBROS DEL CABILDO PRESENTES, SE LLEVARÁ A CABO UNA SESIÓN EJECUTIVA INMEDIATAMENTE DESPUÉS DE LA VOTACIÓN DE ACUERDO CON LOS ESTATUTOS DEL ESTADO DE ARIZONA A.R.S. §38-431.03 (A) Y LA REUNIÓN SERÁ TEMPORALMENTE RECESADA MIENTRAS EL CABILDO DE LA CIUDAD SE RETIRE A UNA SESIÓN EJECUTIVA QUE NO ESTARÁ ABIERTA AL PÚBLICO.

- 1. CALL TO ORDER/ROLL CALL 7:00 P.M.**
- 2. PLEDGE OF ALLEGIANCE**
- 3. INVOCATION**

4. **PRESENTATION**

4. A. Presentation and recognition of the 2021 - 2nd, 3rd and 4th Quarter Awardees by the Employee Recognition and Awards Program (ERAP) for their outstanding work with the City of San Luis. **(Rogelio Martinez, ERAP Chair)** **Presentation Done**

5. **CONSENT AGENDA**

All matters are considered to be routine by the City Council and will be enacted by one motion. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

5. A. **MINUTES OF** **Approved**

- Work Session held November 3, 2021
- Work Session held November 9, 2021
- Special Council meeting held November 9, 2021

5. B. **DISBURSEMENTS FROM NOVEMBER 2, 2021 THROUGH NOVEMBER 30, 2021** **Approved**

Total Disbursements \$1,504,599.62
(One Million, Five Hundred Four Thousand, Five Hundred Ninety-Nine Dollars and Sixty-Two Cents)

6. **DISCUSSION AND POSSIBLE ACTION ITEMS:**

6. A. Discussion and possible action on any and all matters regarding renewal of the ALSCO, Inc. uniform services contract with the City of San Luis. **(Eulogio Vera, Director of Public Works)** **Approved**

6. B. Public hearing followed by discussion and possible action on any and all matters regarding Minor Amendment Case No. 2021-0668 for Core Engineering Group, PLLC and Resolution No. 2201. A resolution of the Mayor and City Council of the City of San Luis, Arizona, amending the 2040 General Plan to change the land use designation of a parcel of 19.95 acres in size from Commercial (C) to Medium Density Residential (MDR), located east of 20th Avenue and south of Belleza del Desierto Phase 2 Subdivision in San Luis, Arizona. **(Jose A. Guzman, Director of Planning & Zoning)** **Approved**

- A. Open public hearing
 - 1. Staff presentation
 - 2. Call to the Public on this item
- B Close public hearing
- C. Action on Resolution No. 2201

- 6. C.** Public hearing followed by discussion and possible action on any and all matters regarding Rezoning Case No. 2021-0243 for Core Engineering Group, PLLC and Ordinance No. 420. An ordinance of the Mayor and City Council of the City of San Luis, Arizona, rezoning a parcel of 19.95 acres from Light Industrial (L-1) to Medium Density Residential (R1-6), located east of 20th Avenue and south of Belleza Del Desierto Phase 2 Subdivision in San Luis, Arizona. **(Jose A. Guzman, Director of Planning & Zoning)** **Approved**
- A. Open public hearing
 - 1. Staff presentation
 - 2. Call to the Public on this item
 - B. Close public hearing
 - C. Action on Ordinance No. 420
- 6. D.** Public Hearing followed by discussion and possible action on any and all matters regarding Minor Amendment Case No. 2021-0607 for Comite de Bien Estar, Inc. and Resolution No. 2202. A resolution of the Mayor and City Council of the City of San Luis, Arizona, amending the 2040 General Plan to change the land use designation of a parcel of 3.47 acres in size from Medium Density Residential (MDR) to Commercial (C), located on the southeast corner of Avenue F and County 24th Street in San Luis, Arizona. **(Jose A. Guzman, Director of Planning & Zoning)** **Approved**
- A. Open public hearing
 - 1. Staff presentation
 - 2. Call to the public on this item
 - B. Close Public Hearing
 - C. Action on Resolution No. 2202
- 6. E.** Public Hearing followed by discussion and possible action on any and all matters regarding Rezoning Case No. 2021-0608 for Comite de Bien Estar, Inc. and Ordinance No. 421. An Ordinance of the Mayor and City Council of the City of San Luis, Arizona, rezoning a parcel 3.47 acres from High-Density Residential (R-3) to Community Commercial (C-2), located on the southeast corner of Avenue F and County 24th Street in San Luis, Arizona. **(Jose A. Guzman, Director of Planning & Zoning)** **Approved**
- A. Open public hearing
 - 1. Staff presentation
 - 2. Call to the public on this item
 - B. Close public hearing
 - C. Action on Ordinance No. 421
- 6. F.** Discussion and Possible Action on any and all matters regarding Resolution No. 2203. A resolution of the Mayor and City Council of the City of San Luis, Arizona authorizing and directing the entering into a Development Agreement with Carol D. Upton as part of the right-of-way acquisition for the Mesa Street Improvement Project. **(Glenn J. Gimbut, Assistant City Attorney)** **Approved**

- 6. G.** Discussion and possible action on any all matters regarding Ordinance No. 422. An ordinance of the Mayor and City Council of the City of San Luis, Arizona, declaring as a public record the document titled “Chapter 8.25, Nuisances, Title 8 of the San Luis City Code”; adopting it by reference; providing for penalty; repealing any conflicting provisions; and providing for severability. **(Kay Marion Macuil, City Attorney)** **Approved**
- 7.** **SUMMARY OF CURRENT EVENTS**
Events by Mayor, Council Members and/or City Manager pursuant to A.R.S. §38-431.02 (K). **Informational Update**
- 8.** **CALL TO THE PUBLIC**
This is the time for the public to comment. Members of the City Council may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to A.R.S. §38-431.01 (H), action taken as a result of public comment will be limited to directing staff to study the matter, responding to any criticism or scheduling the matter for further consideration and decision at a later date. **No Legal Action Permitted**
- 9.** **ADJOURNMENT 8:00 P.M.**



AGENDA ITEM REVIEW FORM

Regular City Council Meeting

4. A.

Meeting Date: 12/08/2021

Summary

Presentation and recognition of the 2021 - 2nd, 3rd and 4th Quarter Awardees by the Employee Recognition and Awards Program (ERAP) for their outstanding work with the City of San Luis. **(Rogelio Martinez, ERAP Chair)**

Attachments

2021 2nd Quarter Listing
2021 3rd Quarter Listing
2021 4th Quarter Listing

2021 2nd Quarter Employee Recognition & Awards Program (ERAP) Recipients

Years of Service

5 Years

Jose Rojas
Police
Lizandro Galaviz
City Administration

10 Years

Jose Barragan
Fire
Guadalupe Gutierrez
Fire

Customer Service Award

Fernando Avila, Police Department

It is our pleasure to nominate Officer Fernando Avila for the Customer Service Award. He is one of the friendliest people we know, and he always arrives with a smile on his face and happy greetings. Despite the overwhelming amount of work that everyone has to do, Officer Avila consistently finds ways to help and make sure that he does his duties with respect and consideration for the members of the community. This is a direct quote from a citizen who was helped by Officer Avila – “I could assure that Officer Avila did his job very well and I take it as something important and not lightly. For all those things and for all those reasons, I want you to please send this to him because it changed my life. I know it sounds very extreme but thanks to your excellent work, I already have peace, me and my baby are safe and we feel protected for the first time, God bless you always and I hope you continue to be this dedicated to work and being that great and good person that you are, because you really need more officers like that.” Officer Avila is an amazing member of the SLPD team, as well as the City of San Luis. He does an exceptional job both communicating with the public and enhancing the image of the city and the department.

Award of Excellence

Oscar Barnett, Planning & Zoning

Oscar, is a very responsible, polite and professional employee. He was hired as a building permit technician for the Building Safety Division and has gone above and beyond to conduct his job. He obtained his certification within the 6-month probation period. He has excellent communication skills and great customer service. Oscar is always looking for ways to assist the department with the different assignments required without expecting any additional gratification. Since the beginning, he has shown his interest to grow professionally and has made it a point to expand his knowledge. He now is one of our Code Enforcement Officers and is working in obtaining his certification. Currently he is juggling with both building permit technician and code enforcement and is doing an exceptional job. I truly believe he deserves this award as he is a hard-working individual who is open to learning new things every day, very professional and responsible.

2021 3rd Quarter Employee Recognition & Awards Program (ERAP) Recipients

Years of Service

5 Years

Francia Alonso
City Administration
Jose De La Vera
City Prosecutor
Michael Stevenson
Fire
Areiza Munoz
Cultural Center
Jose Mojica Castaneda
Public Works
Alfonso Contreras
Public Works

10 Years

Juan Correa
Parks Grounds
Derek Duenas
IT

Customer Service Award

Miguel Ramirez, Finance

It is with great pleasure that I nominate Miguel Ramirez for the Customer Service Award. Miguel is always courteous, well-mannered, and respectful. In addition to performing his job, he did an outstanding job for Finance, covering and handling issues during a co-worker's absence. Miguel has helped our department a lot. His enthusiasm to help should indeed be awarded. He is always willing to take out on questions and handle them within his realm or not. He has never sent me to someone else to find answers. He always finds a way to handle the task himself, which is a notable trait. Miguel is kind and helpful. He is knowledgeable within his position and is an asset to the City of San Luis. It is a pleasure to work and interact with Miguel.

Achievement Award

Margarita Urzua, Finance

Margarita is doing an exceptional job with the ambulance billing. This project was a very big challenge for the City of San Luis since we did not have any trained personnel to do this task, our financial information is in-house and also this brought a revenue in the amount of almost \$100,000.00 per year to the city. Ms. Urzua is organized, efficient and she works hard to meet deadlines. Thank you for your initiative on the project. Your dedication to not only get it going, but to see it through to the end made the whole effort a success. Ms. Urzua also completed the Certified Ambulance Coder while handling a heavy workload with the ambulance billing process. Her accomplishments shows us the importance of determination and collaboration. The work she has done is amazing. Keep up the good work.

Award of Excellence

Maria Teresa Varela, Senior Center

She always goes above and beyond at work. She is a great co-worker and has the patience to help everyone at any time. She does multiple duties at work and she always does it with a smile, even though we wear face masks. I appreciate everything she does every day. She always has the professionalism in every aspect at work.

Safety Award

Antonio Ochoa, Highway Users

He has been diligent in assisting the Hwy Users Division with all the OSHA PEPP Program safety inspections corrections. Mr. Ochoa has demonstrated a very efficient, professional and helpful character every time Risk Management has contacted him in regards to safety corrections. Mr. Ochoa has also taken initiative to make other safety corrections or recommendations within the division, which were not originally logged or documented by either OSHA or Risk Management. Antonio is a great asset to the City of San Luis. It is a pleasure working with him.

Employee of the Quarter

Axel Chayra, IT

Through this method, I wish to nominate Mr. Axel Chayra for the employee of the quarter award in recognition of his hard work and dedication to maintain the City of San Luis operational by performing above and beyond his duties as an IT Technician. Recently, we had several issues with software and equipment at the business incubator that required immediate attention and solution to allow our newest tenants to perform their daily operations. Mr. Chayra understood the importance of the task and ensured the systems were fully operational and met customer expectations. Researching for quality equipment, software and providing great customer service with a positive attitude and in a timely manner.

2021 4th Quarter Employee Recognition & Awards Program (ERAP) Recipients

Years of Service

5 Years

Axel Chayra
IT Technician
David Fuentes
Fire Fighter
Cervando Fragoso
Maintenance Specialist

Customer Service Award

Adilia Belem Kasid, Municipal Court

Belem has always provided excellent customer service and assistance to our office and others. Belem is 1 of 4 Criminal Cases Court Clerk II at the Municipal Court. Now, Belem is the only remaining Criminal Cases Court Clerk II and is performing all tasks required. She continues to provide outstanding quality of work, no matter how busy she may be. In 2021 alone, our office has received 338 criminal cases. Besides assisting our office, Belem goes above and beyond with assisting anyone who goes to the Municipal Court. She provides timely service to the public, our office and other attorneys. Belem deserves to be recognized with this award.

Achievement Award

Billing & Collections Division

The Billing & Collections Division collectively and successfully transitioned 80% of utility customer accounts to paperless billing this past month of October 2021. By doing this, the department provides better and enhanced customer service. Some of the benefits to the customers are: Data Security, Fast access to their bill, environment friendly, improved services, faster payments and access to the Automatic payments and online portal.

Award of Excellence

Alicia Velazco, Billing & Collections

Please accept this nomination of Alicia Velasco for Award of Excellence for the 4th quarter of 2021. Ms. Velazco has a unique work ethic that I admire. The first time I worked with her was making appointments for COVID-19 vaccinations. Even though we have a high volume of calls and we were dealing with difficult matters, she always remained poised and patient and made sure our residents were helped. She was efficient, helpful and provided great customer service. Since then she has always volunteered to help during our clinics; she helps residents and other volunteers alike. She waits until we are all done and is always there to lend a hand. Please consider Ms. Velazco for the Award of Excellence. She is an exemplary employee who genuinely cares about her co-workers and the San Luis community.

Employee of the Quarter

Jose L. Cisneros, Administration

Jose Luis was nominated because he deserves to be employee of the quarter due to him always willing to assist customers, he participates in the organization of the vaccine events and he assisted a lot of people that needed help filling out their forms due to the language barrier. He is always nice and enthusiastic with all his co-workers. He has taken on Public Information Officer duties and has attended all city events.



AGENDA ITEM REVIEW FORM

Regular City Council Meeting

5. A.

Meeting Date: 12/08/2021

Summary

MINUTES OF

- Work Session held November 3, 2021
 - Work Session held November 9, 2021
 - Special Council meeting held November 9, 2021
-

Attachments

11/3/2021 WS
11/9/2021 WS
11/9/2021 SCM

MINUTES
Work Session
San Luis City Council
San Luis Council Chambers
1090 E. Union Street
November 3, 2021
6:30 p.m.

1. CALL TO ORDER/ROLL CALL

Mayor Gerardo Sanchez called the Work Session to order at approximately 6:30 p.m.

PRESENT: Mayor Gerardo Sanchez
Vice- Mayor Africa Luna-Carrasco
Council Member Mario Buchanan Jr.
Council Member Luis Cabrera - via Zoom
Council Member Jose Ponce
Council Member Matias Rosales - arrived at 6:38 p.m.
Council Member Gloria Torres

OTHERS PRESENT: Lizandro Galaviz, Interim City Manager
Sonia Cornelio, City Clerk
Kay Marion Macuil, City Attorney
Aracely De La Hoya, Senior Services Manager
Crystal Ochoa, Administrative Coordinator
Derek Dueñas, Information Technology Manager
Domingo Sosa, Graphic and Media Specialist
Eulogio Vera, Director of Public Works
Johathan Dumadag, Senior I.T. Technician
Jose L. Cisneros, Acting Public Information Officer
Melissa Lopez, Deputy City Clerk
Ralph Velez, City Consultant
Richard Jessup, Chief of Police
Columba Nuñez, Resident
Tadeo A. De La Hoya, Resident

2. ITEMS FOR DISCUSSION ONLY:

2. A. Discussion and possible directions to staff on any and all matters regarding the City of San Luis purchasing slurry seal application services from American Pavement Preservation for the application of type 2 slurry seal as part of the Fiscal Year 2021-2022 Pavement Preservation Project. (Eulogio Vera, Director of Public Works)

Mr. Eulogio Vera, Director of Public Works, mentioned that in continuance of the pavement preservation program, staff recommends that the city accepts services with American Pavement Preservation for a total not to exceed \$235,000.00.

He noted that in the last 7-years, the city has been able to cover the entire city, and this year, the city is halfway of the second round to cover the whole city again. He informed that the intent is to continue with the program. He added that the city would piggyback with the City of Yuma, as they completed the entire bidding process for slurry services in 2015 for a 5-year contract, which allows for the cooperative use of the contract.

Mayor Gerardo Sanchez directed Mr. Vera to proceed with this item, as agreed by all members of the City Council.

2. B. Discussion and possible directions to staff on any and all matters regarding Main Street clean-up campaign. (Council Member Jose Ponce; Maria A. Roldan, Acting Director of Parks and Recreation and Eulogio Vera, Director of Public Works)

Council Member Jose Ponce mentioned that this project had been done in past years, and he would like to see it come back. He suggested working with PPEP Youthbuild to assist with this project.

Mr. Eulogio Vera, Director of Public Works, informed that as Council Member Ponce, this had been done in the past, what the city has provided is trash bags, gloves, etc.; this will be just a matter of coordinating the event in conjunction with the San Luis Police Department for traffic control.

Mayor Gerardo Sanchez asked if maintenance had been done to the sidewalks.

Mr. Vera replied that maintenance on sidewalks is done once a month, staff continues to clean twice a week, and it is swept once a week.

Mayor Gerardo Sanchez asked staff to program an event and get PPEP involved.

2. C. Discussion and possible directions to staff on any and all matters regarding the lights located at PPEP Park. (Council Member Jose Ponce and Maria A. Roldan, Acting Director of Parks & Recreation)

Mr. Lizandro Galaviz, Interim City Manager, informed that staff is working on several projects on PPEP Park, which will include more lighting in the park. He commented that staff has been retrofitting with LED throughout the years. In addition, he commented it was brought to his attention by Council Member Ponce that there are some dark areas in the park. He mentioned that staff will be adding a double arm to the light posts to alleviate those darker areas.

2. D. Discussion and possible directions to staff on any and all matters regarding the placement of cameras at the Senior Center and the parks/retention basins throughout the city. (Council Member Jose Ponce)

Council Member Jose Ponce, "Mayor, uh, I do not know why there has been some resistance on a, about putting cameras at the Senior Center, uh, you know probably better than everyone else, that video cameras are the first line tool in the prevention, of a, ah lawsuit, ah, prevention of safety for both seniors and the city. So I was recommending, I mean, the installation of cameras to prevent injuries. I got some reports, complaints that some things that happen inside, we can prevent this by installing those cameras."

Mayor Gerardo Sanchez, "are those complaints, uh Mr. Ponce, are those complaints a public record."

Council Member Jose Ponce, "Yes".

Mayor Gerardo Sanchez, "They filed, formally filed, where they formally file with the city"?

Council Member Jose Ponce "Yes".

Mayor Gerardo Sanchez, "Okay".

Council Member Jose Ponce, "So, I, I think that we can prevent these things if, if, we can install those cameras, Mayor".

Council Member Matias Rosales, "Are we having issues with vandalism, or what is going on"?

Council Member Jose Ponce, "Excuse me"?

Council Matias Member, "What is the issue of vandalism or what is going on, what is the issue, is people vandalizing the location or where they were having complaints from it"?

Mayor Gerardo Sanchez, "How big of a safety issue is it"?

Council Member Matias Rosales, "Where do you want, where are you looking for cameras on the exterior in case someone breaks"?

Council Member Jose Ponce, "No inside".

Council Member Matias Rosales, "Oh, inside"?

Council Member Gloria Torres, "I want to make a comment, I know that is getting use the installation of cameras and everywhere, we had at Comite De Bienestar we have cameras inside of Comite, and we are planning in putting cameras in the schools and all sides of schools too, uh and I see everywhere, you see in Facebook you see that they have everywhere to avoid incidents of complaints and is getting used.

Um, I do not know if it is a good idea and I, I, think, um, the Chief mentioned it the other day regarding cameras everywhere in the city. I still remember that he brought it back to council”.

Mayor Gerardo Sanchez said, “There is a difference between putting cameras in, in strategic areas, but that, those are exterior cameras, they are not internal cameras, you are talking about putting internal cameras in a location, okay, as of right now, I’m sure schools are not putting cameras inside classrooms, they are putting them as safety outside like we already have safety cameras outside, now this is direct, Chief how many times we, have they called from the Senior Center, how many calls have you had in the Senior Center in the past year”?

Mr. Richard Jessup, Chief of Police, “I can recall several as it relates to the Senior Center, one was Angelica, texted me on an individual that was outside the windows, uh, it came out as an indecent exposure after the guys got done investigating it, the gentleman never went inside, he never exposed the genitals, he was basically showering himself with water, um, but he had his underwear on and then got in his car, we ended up trespassing him, simply because that that would not be appropriate in the Senior Center and in the city parking lot, so we went ahead and did that, probably had over the course of the year, three (3) possible four (4) where we have taken an actual report of people that have come there, but not to the extent that they were threatening anybody or doing anything as far as that concern, uh, maybe just being a little bit disorderly on the parking lot, those type of things, and we have to go back and run a report to get those very specifics, but in the grand scheme of things no, um, there are program that are out there, portable type cameras, probably Derek knows a little bit more as far as what that will entail, um, having its own dedicated server who would be watching those type of things and those types of areas as far as city areas are concern”. He continued, “one of the things that I know was brought up too was the actual park, we have had some vandalism in the parks when it came to vehicles driving on the grass, tearing up the grass and those types of things too, um, obviously that usually happens at night um, putting a camera on a location where those are are to try to get the right angles to do those things could be difficult, um but again from a portable perspective you can move those things but are they going to be subject to being vandalized as well, so there is certain things that can go that direction and that way, um, I was at the conference this last week and there is a company, um, and there is a company that I did talk to that has portable cameras, they are very good, they can be located quite a bit of ways and actually they have the capability to zoom in as well, camera technology over the last 10 years has gotten much much better, but obviously that is an expense that council would have to look at if they want to do those, and with the extent of the damages that are being done to the parks, there has not been a lot of tagging going on in the park, what I have seen lately and over probable over the last uh, six (6) months to nine (9) months this time of the year has been in several different places where they have driven on the grass, done a couple of donuts and then they are gone. We have no vehicle descriptions, no suspects information of those types of things or any residents that have reported that to us, most of the time comes from Angelica’s staff.

Uh, giving us the pictures to do that as well, so we try to intensify patrols at night times; getting the parks looking at the schools, as far as that is a concern too, but I also agree, and I will put my educator hat on first for a second; you get intrusive when you get in the schools they need to be in general areas where the general population is otherwise you get into some privacy issues as far as that is concerned too so usually what we try to do is recommend schools, is can you put them in a strategic location on outside of the building so that if it is broken, then we can go ahead and view it on the schools servers get the information that we need, as far as suspect information and the do, uh, investigations as far as that is a concern too. When it came to the Columbine shooting and those types of shootings and those types of things, they actually did in 1999 had cameras within the hallways, and again that is an area that they did, but they did not have any type of cameras inside, so hopefully, I got everything. I think when I was reading it, what Council Member Jose Ponce had put up, I think that is pretty close to a very active report”.

Council Member Matias Rosales, “I think, I think, you bring a couple of good points there, I mean, cameras at least for the public for a city, I know, I agree with Torres, you see stuff on Facebook for people from the ring doorbells, I have cameras in my home, I’m able to look at my phone, but personal cameras is very different when you are monitoring, versus in a public setting where you are putting it in the entrance and the general exterior, but if those were to be installed in the city’s Senior Center or the Courthouse or the exterior parking of the Police Department, which we have, I do not know, but they are not live monitored, they are there for after the fact in case something were to happen, to have the witness part of it, but I think what need to hear from is more from IT, because something like this, I mean, I am assuming it is just for the Police Department staff but, we budget for servers and because we have to keep it for how long, this is the public who has that answer”.

Mayor Gerardo Sanchez said, “It is public record, so uh, those videos become public record also”.

Chief Jessup, “They do, and usually the retention and Derek can do it too usually the retention on those are between 30 and 90 days because by the time that you get to 90 days, that is going to roll over, and if you haven’t had any incidents on that particular server view for 90 days, that basically goes away, but when you are talking about photography especially video, you are talking a tremendous large server to hold that type of data information on it”.

Mr. Derek Dueñas, Information Technology Manager, “Good evening honorable Mayor and Council Member, in regards to pricing, I did an estimate just so that you guys have an idea, uh, for indoor cameras it costs about \$1,000.00 per camera, uh, the first year, uh, \$200.00 for every, for the second year on. Outdoor cameras, that is where it gets really pricey, you know you start the pricing goes up, the first camera costs about \$3,000.00, uh, just because of network connectivity, you know remote location we do not have any network, uh, there is no way to actually pull the data out of there, uh, that is why the initial camera, the first camera would be around \$3,000.00, after that, about uh, I believe (inaudible)”.

Council Member Matias Rosales, "That is just the camera, not including the port"?

Mr. Dueñas, "So the first year, so that would be for the mounting equipment for the networking of the camera, that following year, it would be just for the service of the network, it will be Verizon and the actual license".

Council Member Matias Rosales, "When you say network, are you talking about the storage of it, of the data that is being captured, or are you talking about the network that is providing the signal for the camera"?

Mr. Dueñas, "So the way that this, uh, brand work, uh named Bricata, they use, depending on the retention that you want to use, I just quoted the minimum which is 30 days, if we want in more data, then the price will increase."

Chief Jessup, "A lot of times now, everybody is going, instead of having our own dedicated server to it, is going to the iCloud, so everything is going there and paying for that particular storage, then after that 30-day, 60-day, 90-day, depending on what it is what we get with the body-worn cameras that we have instituted and once we institute it, Axos is the one that is actually keeping that data, of course within that period, if we need to retain it we jump on and retain it for evidence purposes, but most of them you are paying for those services, depending on what you want, premium service can be very different than just the regular services."

Mr. Dueñas, "And this is another thing to add in regards to the actual maintenance of the camera, the cameras, the software being posted on the cloud, but when it comes to power outage or cables get disconnected, then that does take resources from IT, uh, normally you would need two (2) IT Technicians, that would take care of that, uh, right now, we keep adding and adding more cameras, and they are exteriorand...(inaudible)".

Mayor Gerardo Sanchez, "Exactly".

Council Member Matias Rosales, "What about on the clerk's side"?

Ms. Sonia Cornelio, City Clerk, "Good evening Mayor, Vice-Mayor, Council Members, when it comes to public records, um, we do receive the, the request, however depending on the situation, uh sometimes videos are available, sometimes they are not, so it all depends whether or not the, the cameras were actually on or not".

Chief Jessup, "And one of the things that you are going to face too, is once they get a public records request is, do you have a person that if there is information on there need to be redacted and so now you are going to have to either...(inaudible) or somebody from the Police Department, go through that, redact the information that needs to be redacted and then go to the public records request"

Mayor Gerardi Sanchez, "Do we need to inform the residents that they are being recorded"?

Chief Jessup, "I do not believe that that we do, that is a Kay's question, but I believe that you have there is no reasonable expectation of privacy when it comes to public areas, so us putting a camera inside of our lobby or outside, uh as far as that concern there is no reasonable expectation of privacy in the public area and therefore I think the courts have pretty much ruled on the first amendment, that, that is legal for us to do, they may have a better ... (inaudible)".

Ms. Kay Marion Macuil, City Attorney, "No the Chief, uh, has put it well that is exactly right, in public areas there is, there is no need to notify; however there is a law about juveniles being photographed, and so if we do get a public records request that has captured a juvenile we would have to go through, check that there is no juveniles and, uh redact all those".

Chief Jessup, "And that is the redaction point".

Council Member Matias Rosales, "So we are going, we are opening more pandora's box, than helping".

Mayor Gerardo Sanchez, "Okay, so privacy, is there any issues with privacy, do seniors have privacy? That is the question"?

Ms. Macuil said, "Well, they have privacy, uh if it is in an area of reasonable expectation of privacy".

Mayor Gerardo Sanchez, "When you say reasonable, reasonable area, oh, okay, could you explain that Kay"?

Ms. Macuil, "So, if the cameras are set in a communal area, where public, you know where seniors are going in and out like a hall, if it is".

Mayor Gerardo Sanchez, "He is talking about, he is talking about cameras inside the Senior Center, not the hallway".

Ms. Macuil, "Right, so".

Mayor Gerardo Sanchez, "The common area"?

Ms. Macuil, "Right, so if it is a common area, yes that would just be okay to have a camera there, um, but you know there might be private areas in the Senior Center, I have not been there for a while, maybe the kitchen area or ... (inaudible)".

Mayor Gerardi Sanchez, "So you are saying there is no privacy, basically"?

Ms. Macuil said, "Well not in like the common area, that is not like a school hallway, there, there is not a, is a public area, a camera could be there".

Chief Jessup, "Yeah, which I would say that common area as you walk through the main entrance that would be certainly be a common area, you could probably afford to put one there, you could put it inside of the entire gathering hall, that is a common area, anything when you start getting down towards, I think the office areas anytime you get towards restroom areas there should be a reasonable expectation of privacy for those particular people, uh, you got to be very careful about where they are at, uh, so that nobody challenges that, when it comes to the first event, it can be done".

Mayor Gerardo Sanchez, "Mr. Ponce, did you discuss this item with the seniors"?

Council Member Jose Ponce, "No sir, well, let me ask you something, uh, Chief, um, there are some other places, like, let's say Yuma, Somerton's, uh Senior Center, do they have those cameras? This is a question, I mean do they have the cameras inside the buildings"?

Chief Jessup, "Not that I am aware of, they do such, such as City Hall, the Police Department and those I certainly think so when it comes to their other, as far as Parks and Recs, I do not believe that they do, um, when it comes to some of their other areas, their Senior Center and those things I do not believe that they do; Somerton I have, I have absolutely no idea but, um".

Council Member Jose Ponce, "so another question, so Louie, uh, do we in some of the buildings, do we have cameras inside the buildings like the Youth Center, like, uh, the Cesar Chavez Cultural Center, do we have cameras inside the buildings"?

Mr. Lizandro Galaviz, Interim City Manager, "Yes, Council Member Ponce, we have cameras inside of those buildings".

Council Member Jose Ponce, "Uh, Mayor, uh, there is all kind of people going inside the building, I mean seniors, yeah uh, teenagers, so what is the difference, I mean uh".

Mayor Gerardo Sanchez, "We are going to explain that to our seniors right now".

Council Member Jose Ponce, "Okay, no"

Council Member Matias Rosales, "Hold on, hold on, hold on, the questions that you just answered, where are those cameras located at"?

Mayor Gerardo Sanchez, "Exactly where"?

Mr. Galaviz, "Uh, well all the cameras are located inside, but they are not uh, live streaming cameras, they are more used for if we have break-ins or uh vandalism".

Council Member Matias Rosales, "Vandalism because we have"?

Mr. Galaviz, "Right outside and so forth, but they are not live streaming cameras".

Mayor Gerardo Sanchez, "And they are pointing towards the doors"?

Mr. Galaviz, "Uh, doors and exit".

Mayor Gerardo Sanchez, "Exactly not at people".

Council Member Matias Rosales, "That is the difference, are you trying to protect the building or trying to record the people inside the building, that is what we are trying to figure out here"?

Council Member Jose Ponce, "Uh"?

Council Member Matias Rosales, "Because the idea for cameras is to protect the building in the case who came in and came out, that I, I you know that is with the building, like at City Hall we have cameras, coming in, Police, Cultural building and all that, but are you saying you want cameras inside pointing at the people when they are there playing and doing their things"?

Council Member Jose Ponce, "Oh no, let's, just let's give an example, listen to somebody".

Council Member Matias Rosales, "No, that is a simple question, are you asking, you are asking you want cameras pointing where the people are meeting or are you talking to protect the entrances and exit? That is what we are trying to figure out".

Mayor Gerardo Sanchez, "Yeah".

Council Member Jose Ponce, "I like the cameras inside the building, to see, well uh, Council Member Rosales, uh, okay, this is what I am trying to avoid, uh uh, a lawsuit, well let's say somebody, say somebody has an accident inside and, and then that is when uh, uh, file a lawsuit against the city, uh, how can we prove that, I mean you know"?

Council Member Matias Rosales, "You would not be able to, in order for you to use the video, you have everybody's permission that is in the camera, the video, then you are not going to be able to do that if you have hundred people or under 20-30 people".

Council Member Jose Ponce, "Um, well you are the expert, okay".

Council Member Matias Rosales, "No, I am not an expert, I mean that is law".

Ms. Maria Roldan, Acting Director of Parks and Recreation, "Mayor and Council, can I say something? I used to work in Somerton, and I am very familiar with the Senior Center; I remember we did not have any cameras there at the Senior Center, that is the only thing I want to mention, and also when the Chief mentioned about those incidents that happened, that our staff reported, it happened outside the parking lot, where the Administration office is, so I just wanted to clear that".

Mayor Gerardo Sanchez, "Angelica, um, have you received complaints from the Senior Center"?

Ms. Roldan, No, have not received any complaints directly, no".

Council Member Matias Rosales, "Okay, so in regards to the parks and retention"?

Council Member Jose Ponce, "Uh, the same thing, I mean uh, there are some places that we need to, um, we need some cameras, especially in dark places, uh, to prevent vandalism".

Council Member Matias Rosales, "How many retentions do we have, 88"?

Council Member Jose Ponce, "I, I already talked to Louie, on this one, Mayor".

Council Member Matias Rosales, "This is the Work Session I am discussing, how many retentions do we have"?

Mr. Galaviz, "Uh, we have now, over about 70 something".

Council Member Matias Rosales, "70 something, so if you put it in one, you have to put in all of them".

Council Member Jose Ponce, "Excuse me"?

Council Member Matias Rosales, "So if you put it in one, you have to put them in all of them".

Council Member Jose Ponce, "Excuse me"?

Council Member Matias Rosales, "Isn't it? If you do it in one, you have to to put it in all of them".

Council Member Jose Ponce, "In all of them"?

Council Member Matias Rosales, "Yeah, if you do it in one, you have to put in all of them, or otherwise".

Council Member Jose Ponce, "Step by step, I do not think we can do it all of them".

Council Member Matias Rosales, "That is the question I am asking"?

Council Member Luis Cabrera, "Um, um, good evening Mayor and Council Members, in regards to your question Mayor, regarding cameras inside classrooms, I have worked for school districts that in fact we are being recorded at all times inside the classroom, um,".

Mayor Gerardi Sanchez, "Which schools, Luis, which schools"?

Council Member Luis Cabrera, "Uh, one of the schools, was uh, at the Gadsden School District, so I can attest that there have been cameras inside classrooms, uh I think is a good idea to have cameras pointing inside at least at the door so we can see if anything happens, um like Council Member Matias said, if one retention has it, um, all of them should have them, and I am pretty sure that if we take a look at the budget we can, we can find the money like we have been doing with changes that have not happened in the past few months, so".

Mayor Gerardo Sanchez, "We do not have the IT staff".

Council Member Matias Rosales, "He just mentioned for one or two cameras you would need like two (2) more people in the IT Department, imagine todos los parques (imagine all the parks)".

Council Member Luis Cabrera, "We are not, we are not going to be live-streaming the cameras, it is just going to be recording in case something were to happen".

Council Member Matias Rosales, "Right, but like you said, how do you get the signal to them? How do you get the feed, they have to be WiFi, they have to be set up, and someone has to be monitoring those cameras if they go down. You know the logistics and in regards to employees that we would need to monitor that and you. I do not know if you can see Derek here, but he is shaking his head, it, it is something we are not prepared to do".

Mayor Gerardo Sanchez said, "We do not even have cameras in the court system of all places, we should have cameras, we do not even have cameras in the prosecutor's office where they interview".

Council Member Matias Rosales, "Where we should".

Mayor Gerardo Sanchez, "Where we should, we do not even budget for that".

Mayor Gerardo Sanchez, "Now you want to budget cameras for the whole city"?

Council Member Matias Rosales, "I wish we could do it, but I do now see how in IT..."

Chief Jessup, "Yeah, that is not my, that is a Derek's question".

Council Member Matias Rosales, "Derek, let say 77 retentions, courthouse, senior, we are adding to 80 more locations for cameras..."

Mr. Dueñas, "We definitely do not have the staff or the resources".

Council Member Matias Rosales, "Thank you".

Mr. Dueñas, “Cameras and the other things, um, you know you get public records requests with footage, we find out that the cameras have been down, no... (inaudible)”.

Council Member Matias Rosales, “There is no way to find out when it is down either unless you are monitoring the camera”?

Mr. Dueñas, “Exactly”.

Mayor Gerardo Sanchez said, “So how can we protect if we are not monitoring the cameras or know if they are working or not working? How can we avoid lawsuits if the cameras are not working”?

Mr. Dueñas, “(inaudible)”.

Mayor Gerardo Sanchez, “Seniors got me before, and I received a lot of comments, and they want to say something, and I am allowing them, I, I need to hear from the seniors, because this affects your privacy, I am sorry, porfavor. Le voy a preguntar una pregunta, okay, nomas quiero que me la conteste, pasele, pasele porfavor, como se siente usted de tener camaras en el Senior Center? (I am going to ask you a question, okay, I just need you to answer, please step forward, step forward please, how do you feel about having cameras at the Senior Center”?)

Ms. Lilia Quiñonez, “(inaudible)”.

Mayor Gerardo Sanchez, “Gracias, okay, osea es mi pregunta y le voy a preguntar a otra, a, a otra persona si quiere venir, es que ose, yo nesecito saber, porque estamos hablando, me acaba de decir, ose, osea como estan en un lugar comun no hay privacidad, entonces osea”. (Thank you, okay, that's my question and I'm going to ask someone else if they want to step forward, I mean, I need to know, since your are in a common area, there is no privacy, so”.)

Ms. Lilia Quiñones, 1088 Sinoff Avenue, San Luis, Arizona, “No, no hay privacidad, estamos ahi yo estoy de voluntaria, desde que llego empiezo a trabajar, pero hay gente que va nada mas a (inaudible) que esta pasando? Lo malo, porque no pregunta lo bueno, porque no pregunta que nesecitamos, no cosas que puedan perjudicar a otros, que diga en español, que quiere prevenir con poner camaras, porfavor, gracias. Tengo año y medio de voluntaria, no estoy registrada en el senior porque me gusta y estoy muy feliz ahi, pero ya va gente que quiere intervenir en muchas cosas, gracias. (No, there is no privacy, we are there, I am a volunteer, since I arrive I start working, but there are people who just go to (inaudible) what is happening? The bad, because they do not ask the good, because they do not ask what we need, not things that could harm others, that you ask in Spanish, that you want to prevent with putting up cameras, please, thank you. I have been a volunteer for a year and a half, not registered in the senior, because I like it and I am very happy there, but there is already people who want to intervene in many things, thank you”.)

Mayor Gerardo Sanchez, "Alguien mas? (Someone else?) I think we need to further investigate this, and uh, I really do, if we need to bring this into a vote, I think we, we should bring it up, uh, in our next scheduled meeting and, uh, uh,".

Council Member Matias Rosales, "Uh, I disagree there with you, Mayor, because if we are asking staff to go out there and do a research on an expense that we can not do with staff, our budget why waste our staff time, if we know that that it is something that we know we can not do, there are so many projects, but IT came in yesterday, they are running wires, fixing this and that, they do not have time to, I disagree there, the thing is one of those things that I do not think that it needs to be to further discuss it again, but again you are the Mayor".

Vice-Mayor Africa Luna-Carrasco, "Well if we don't, I agree with Council Member Rosales, uh, that if we do not have the budget to do it, it, it will be a waste of time, but I am also concerned with Council Member Ponce's, uh, statement that there are several that have been recorded, so I do not know if that is an option that we look into that first to see, if that, if they are actually valid complaints and what types of complaints and look into that and then after that you know I want to protect the senior's privacy, so I am very concerned about that, so maybe installing, um, and I do not even know is that will deter anything from happening, but installing cameras at the entrance".

Mayor Gerardo Sanchez, "They are already there".

Vice-Mayor Afruca Luna-Carrasco, "They are already there, okay, so maybe just start looking into the complaints to see if they are actual, uh legit complaints, I guess would be the word".

Mayor Gerardo Sanchez, "According to Mr. Ponce, they have been filed, and then uh".

Vice-Mayor Africa Luna-Carrasco, "And they have been handled properly by"?

Mayor Gerardo Sanchez, "Louie, do we have anything about this"?

Mr. Galaviz, "We will have to review those, uh, to our, uh to our understanding we have not seen those, so we will have..."

Mayor Gerardo Sanchez, "So, so they have not formally been filed"?

Mr. Galaviz, "Not to my understanding but we will have to see if they have been through either one of the departments or one of the..."

Council Member Matias Rosales, "Let's ask the question, where did we get the complaints from, Mr. Ponce"?

Council Member Jose Ponce, "Excuse me"?

Council Member Matias Rosales, "Where do those complaints come from, did you get them from public records from the Clerk, where did you get those complaints from"?

Council Member Jose Ponce, "The public records, um, um..."

Council Member Matias Rosales, "You got them from Sonia"?

Mrs. Sonia Cornelio, "Uh, my office has not issued, any complaints".

Council Member Matias Rosales, "How did you get it from public records"?

Council Member Jose Ponce, "Uh, one person gave them to me".

Mayor Gerardo Sanchez, "Um, no, I asked you a question, have they? I asked you a question have those complaints been filed formally, and you said yes".

Council Member Jose Ponce, "Yeah, well I give (inaudible)".

Council Member Matias Rosales, "Oh to the Police Department"?

Mayor Gerardo Sanchez, "To the Police Department"?

Council Member Matias Rosales, "And you got those from the Police Department directly"?

Chief Jessup, "Is this Council Member Ponce? Is this just one (1) complaint stapled together? So is just one (1) complaint total"?

Council Member Jose Ponce, "That is the one it was given to me".

Chief Jessup, "I do not have my glasses, so..."

Council Member Africa Luna-Carrasco, "Do you want to borrow mine"?

Mayor Gerardo Sanchez, "How many complaints you have there, Chief"?

Chief Jessup, "Like I said, the last one that I had was, thank you Vice-Mayor, oh much better".

Council Member Matias Rosales, "I do not know if that is good or bad".

Chief Jessup, "Are we filming, are we on camera"?

Vice-Mayor Africa Luna-Carrasco, "They look good on you, by the way".

Chief Jessup, "Um, okay, the date on this one was 2016, so yeah, this particular one, was filed in 2016".

Mayor Gerardo Sanchez, "For one incident"?

Chief Jessup, "Yeah, the one that, uh Council Member Ponce, so this is one actually that I probably, this is actually mine, so I took this one, in (inaudible), so that complaint was (inaudible)..."

Mayor Gerardi Sanchez, "What sort of complaint was it? No, because I am worried because if it was a safety issue, I want to see what type of complaint we are talking about because it is a public record".

Chief Jessup, "Correct, like I said, this complaint was filed in 2016, so you are talking 2016, and it is 2021".

Mayor Gerardo Sanchez, "So, so we are going to put cameras to avoid lawsuits, based on one (1) complaint? That, that, how can you justify, if so, if we had multiple events, if we had multiple calls by the PD, if we had multiple falls, if we had one fracture, one fracture, then I would say is a safety issue, one complaint Mr. Ponce, I do not agree with you".

Chief Jessup, "And let me just add again because there was a complaint that was filed, and we did a report other than this one was the one that Angelica is referring to as well, so you know that one is fresh in my mind as to what happened and again it was inside the parking lot, um and it should have never happened and again we trespassed the gentleman at that particular point".

Vice-Mayor Africa Luna-Carrasco, "And he was not part of the Senior Center"?

Chief Jessup, "It was in the senior parking lot, yeah".

Vice Mayor Africa Luna-Carrasco, "No, but he was not a senior that attends regularly"?

Chief Jessup, "No, if my memory serves me right, I do not think he had anything to do with the Senior Center or be there; I think once our guys talked to him, he actually just pulled into the parking lot in his vehicle, decided that was a great place, that he was going to take a shower very quickly and then left. So staff members did see him, um and so that is what it was, but technically no crime was committed, um at that particular point just simply because some people were offended even though he had underwear on, um it did not fit the statutes of, um, indecent exposure, so he was still trespassing, so he can't come back".

Mayor Gerardo Sanchez, "Chief, were we sued before that"?

Chief Jessup, "What was that"?

Mayor Gerardo Sanchez, "Were we sued for that"?

Chief Jessup, "No".

Mayor Gerardi Sanchez, "Okay".

Ms. Roldan, "Mayor and Council just to clarify again, it happened at ... (inaudible) parking lot".

Mayor Gerardi Sanchez asked, "It happened at the parking lot, not inside the, uh, front of the Senior Center"?

Ms. Roldan, "In front of the window, um, um".

Chief Jessup, "Yeah, so that is really the only one reason, that there was a break-in and some vandalism in the building, uh in front of the Senior Center as far as that is a concern, we have had several calls as far as just, um officers giving information doing, those type of things at the Senior Center, as well that we have been involved in, as well but there was no official report that anybody was in jeopardy ... (inaudible)".

Mr. Galaviz, "Correct, that was more to the 2017, uh, that we did do an internal total evaluation of the Senior Center, just because we did have several, but the Chief, uh, was involved and uh at the end of that report there was nothing really, uh".

Mayor Gerardo Sanchez, "My question to you, Chief, and my question to you Angelica, is are the seniors safe? Is the Senior Center safe for our seniors"?

Ms. Roldan, "We do not have any complaints".

Chief Jessup, "I believe it is".

Council Member Matias Rosales, "No, I will take that step further; we have two (2) hats right here, we have the Parks Director, you are the Interim City Manager, what is your input"?

Mr. Galaviz, "Currently, like I mentioned before, uh, like I mentioned before we did a whole evaluation several years ago of the Senior Center programs, policies and procedures, through the PD as an internal investigation. There was nothing found, it was all circumstantial, nothing really concrete that would, that would make us believe that the seniors are in any danger. Uh, we have currently installed, because of the improvements outside of the Senior Center, um we have currently installed cameras that are all around the Senior Center; every entrance is, is videotaped and all, I mean not videotaped but monitored recorded, uh the back and the two, two sides in the front, everything is under camera recorded, uh, and that is because of the investment that the city has made, uh, to improve the Senior Center. Uh, but currently we have, we have not received any complaints of any type of uh, incidents that would, uh, we would be concerned that there is a safety issue".

Council Member Matias Rosales, "And that is my question, as a Parks Director, do you see the need to put this inside if you were, if this was not brought up by a Council Member, would you see the need to put that in there"?

Mr. Galaviz, "We have not currently had the need, our focus was, uh the security of the facility".

Council Member Matias Rosales, "Okay".

Chief Jessup, "And the complaint that Louie is talking about was internal from HR; PD got involved with this simply because they wanted somebody from the outside, who had investigation experience, to go ahead and look into the internal matters, which is what we did".

Council Member Matias Rosales, "Okay, that makes sense".

Vice Mayor Africa Luna-Carrasco, "Mayor, can I also ask another question, um, as far as training, from Maria's department or other departments, I do not know who does the senior staff receive training from on how to deal with in case of incidents that happen there and how to handle them appropriately"?

Council Member Matias Rosales, "That is a great question".

Mayor Gerardo Sanchez, "I believe, I believe, they are CPR certified, and I believe that is all that is required".

Mr. Galaviz, "And Mayor if I may, all the seniors go through, staff go through different, uh, training, um, they are CPR, and they have the ADT, ADD, um, machine for the heart, um, defibrillator, yeah, and they are first aid and CPR certified".

Mayor Gerardo Sanchez, "Basic life support"

Mr. Galaviz, "And also WACOG does provide resources on our reporting for any type of abuse, they also implemented throughout the years, the Senior Center has implemented different classes, um, and has individuals come and present on scams, falls, different type of medical concerns, we address those and the staff have worked with the different agencies".

Chief Jessup, "And we have also actually provided training to the staff for an active shooter type of situations as well, which I did for Angelica as well, so that one of the things that I did get from the school district is to go to training for them for legal updates and some other things that involve students and those types of things as well, so we are more than happy to assist any way that we can in training staff to do that as well. Even if it is just from a de-escalation perspective of somebody that is out of hand or unrelated, so we have a very critical incident, we are always willing to do the training for staff".

Mr. Galaviz, "And Mayor, I just want to add that the Fire Department, they do check-ups on the seniors, so uh, you know and also check-ups and wellness check-ups, so if there are any issues, they would report that to us".

Mayor Garardo Sanchez, "How many times has the ambulance gone to the Senior Center in the past year"?

Mr. Galaviz, "None that we can recall".

Mayor Gerardo Sanchez, "Okay, so one complaint, one filed complaint in 2016, no ambulance calls, Mr. Ponce is hard to justify the safety".

Council Member Matias Rosales, "I mean we are doing everything we can to be safe".

Council Member Jose Ponce, "Mayor I think, I am recommending the installation of a suggestion box, it was maybe like two (2) weeks ago".

Mayor Garardo Sanchez, "It is not even, we can't even talk about that one, can we"?

Council Member Jose Ponce, "I am sorry".

Ms. Macuil, "Let's see, the agenda is a discussion and possible action to staff on any and all matters regarding the placement of cameras in the Senior Center and parks and retention basins throughout the city".

Mayor Gerardo Sanchez, "We can't even discuss that one".

Council Member Jose Ponce, "Ah okay, all right".

Council Member Matias Rosales, "You can bring that to the City Manager and discuss it during the week".

Mayor Gerardo Sanchez, "So I cannot make this item to proceed".

Council Member Matias Rosales, "No action item"?

Mayor Gerardo Sanchez, "No action so, thank you, Mr. Ponce; I will now entertain a motion to adjourn".

3. ADJOURNMENT

MOTION: Council Member Mario Buchanan Jr./Council Member Africa Luna-Carrasco to adjourn the Work Session at approximately 7:12 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 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 Work Session minutes for the City Council of the City of San Luis, Arizona, held on November 3, 2021. I further certify that the meeting was duly called and held and that a quorum was present.

Sonia Cornelio, City Clerk

MINUTES
Work Session
San Luis City Council
San Luis Council Chambers
1090 E. Union Street
November 9, 2021
6:00 p.m.

1. CALL TO ORDER/ROLL CALL

Mayor Gerardo Sanchez called the Work Session to order at approximately 6:01 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
Council Member Gloria Torres

OTHERS PRESENT: Lizandro Galaviz, Interim City Manager
Sonia Cornelio, City Clerk
Kay Marion Macuil, City Attorney
Angel Ramirez, Fire Chief
Crystal Ochoa, Administrative Coordinator
David Espitia, Accounting Specialist
Debora Luna, Accountant II
Derek Dueñas, Information Technology Manager
Eulogio Vera, Director of Public Works
Jenny Torres, Economic Development Manager
Jonathan Dumadag, I.T. Systems Administrator
Jorge Perez, Billing & Collections Manager
Jose A. Guzman, Director of Planning & Zoning
Jose L. Cisneros, Acting Public Information Officer
Jossue Cerda, I.T. Help Desk Technician
Marco A. Santana, Police Lieutenant
Margarita Urzua, Accounting Specialist
Melissa Lopez, Deputy City Clerk
Miguel Ramirez, Acting Assistant Director of Finance
Monica Castro, Director of Finance
Oriana Duarte, Accounting Specialist
Oscar Zapien, Court Administrator
Ralph Velez, City Consultant
Richard Jessup, Police Chief
Roula Encinas, Acting Assistant Director of Finance
Ruben Lopez, I.T. Technician
Cesar Neyoy, Bajo El Sol
Lucy Lopez, San Luis AZ News

2. ITEMS FOR DISCUSSION ONLY:

2. A. Discussion and possible directions to staff on any and all matters regarding American Rescue Plan Act (ARPA) Funds and allocation recommendations from staff. (Monica Castro, Director of Finance)

Council Member Matias Rosales asked if there is a deadline for this plan.

Mr. Lizandro Galaviz, Interim City Manager, informed that the plan in the presentation is preliminary. He mentioned that there would be other Work Sessions as Ms. Monica Castro, Director of Finance, would like to have a final plan by February 2022.

Ms. Monica Castro, Director of Finance, informed that the Work Session gives the City Council an overview of the ARPA funds. Also, this will help get input and feedback on the projects to allocate those funds for the projects. She provided and explained a PowerPoint presentation regarding the American Rescue Plan Act 2021. The presentation included the following Overview of the Plan, Eligible Uses, Ineligible Uses, Best Practices, ARPA Allocation Planning Progress, Staff Allocation Proposal, Revenue Loss, and Revenue Loss Proposed Projects \$2,695,161.

Mr. Eulogio Vera, Director of Public Works, presented to Mayor and City Council on Water and Sewer Infrastructure, which included the following, Water and Sewer Infrastructure ARPA, Water/Waste Water Capital Improvement Plan, and Debt Financing Scenarios.

Mayor Gerardo Sanchez mentioned that the city needs to invest in those categories as the city is growing at a fast pace, which will make a significant impact on infrastructures such as water and wastewater.

Ms. Jenny Torres, Economic Development Manager, presented on Broadband and Business Assistance, which included the Yuma County Middle Mile Fiber Network and Small Business Grant Program.

Mr. Jorge Perez, Billing & Collections Manager, presented on Utilities Assistance, which included ARPA Fiscal Recovery Funds Utility Assistant – San Luis CARES, and ARPA Fiscal Recovery Funds Utility Payment Kiosk.

Ms. Kay Marion Macuil, City Attorney, presented on the Court and Prosecution Assistance.

Mr. Lizandro Galaviz, Interim City Manager, presented on the Premium Pay ARPA, which included Premium Pay Proposed Allocation \$300,000.00.

Mayor Gerardo Sanchez mentioned that there is no doubt that premium pay should be given. There were a lot of employees that were exposed during COVID-19 that should be compensated. He stated that staff has been looking at this for almost a year. This is something that should happen with the help of the City Council.

He made it clear that City Council is not reacting to social media comments. He mentioned that workers should be compensated and will be compensated.

Mr. Galaviz mentioned that staff will be working in conjunction with the Director of Finance and departments; this project will be done in February 2022.

Council Member Luis Cabrera asked when the city would be receiving community input on this project.

Mr. Galaviz replied that he will be working with the department managers to schedule a town hall meeting to receive community input after the holidays.

A copy of the PowerPoint presentation is included with the complete agenda packet filed in the City Clerk's Department.

3. ADJOURNMENT

MOTION: Vice-Mayor Africa Luna-Carrasco/Council Member Mario Buchanan Jr. to adjourn the Work Session at approximately 7:06 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 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 Work Session minutes for the City Council of the City of San Luis, Arizona, held on November 9, 2021. I further certify that the meeting was duly called and held and that a quorum was present.

Sonia Cornelio, City Clerk

MINUTES
Special Council Meeting
San Luis City Council
San Luis Council Chambers
1090 E. Union Street
November 9, 2021
7:00 p.m.

1. CALL TO ORDER/ROLL CALL

Mayor Gerardo Sanchez called the Special City Council meeting to order at approximately 7:14 p.m.

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

OTHERS PRESENT: Lizandro Galaviz, Interim City Manager
Kay Macuil, City Attorney
Sonia Cornelio, City Clerk
Angel Ramirez, Fire Chief
Crystal Ochoa, Administrative Coordinator
David Espitia, Accounting Specialist
Debora Luna, Accountant II
Derek Dueñas, I.T. Manager
Eulogio Vera, Director of Public Works
Isaac Gutierrez, GIS Specialist
Jonathan Dumadag, I.T. Systems Administrator
Jose Guzman, Director of Planning & Zoning
Jose Luis Cisneros, Acting Public Information Officer
Jossue Cerda, I.T. Help Desk Technician
Marco Santana, Police Lieutenant
Margarita Urzua, Accounting Specialist
Melissa Lopez, Deputy City Clerk
Michelle Boucher, Administrative Coordinator
Miguel Ramirez, Acting Assistant Director of Finance
Monica Castro, Director of Finance
Nigel Reynoso, Police Lieutenant
Oriana Duarte, Accounting Specialist
Ralph Velez, Consultant
Richard Jessup, Chief of Police
Roula Encinas, Acting Assistant Director of Finance
Ruben Lopez, I.T. Technician
Yadira Bobadilla, Police Sergeant

Cesar Neyoy, Reporter
Lucy Lopez, Reporter

2. PLEDGE OF ALLEGIANCE

Council Member Matias Rosales led the Pledge of Allegiance.

3. INVOCATION

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

4. PROCLAMATION/PRESENTATION

4. A. PROCLAMATION - GIS Day - November 17, 2021

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

Mayor Gerardo Sanchez said that Geographic Information Systems (GIS) improves the quality of service the City of San Luis provides to citizens. It is a technology that is good to know to understand its benefits.

Mr. Lizandro Galaviz, Interim City Manager, indicated that on November 17, 2021 at 9:00 a.m., Mr. Isaac Gutierrez, GIS Technician, will be doing a presentation to one of the local schools and invited the Mayor and City Council to attend. This is an opportunity to get students involved and learn more about GIS. Mr. Gutierrez is building an augmented reality sandbox and will be very interesting.

4. B. Presentation of special thank you to Animal Control Officers Heber Galaz and Andy Reyes, and Transit Enforcement Officer Omar Angulo. (Richard Jessup, Chief of Police)

Mr. Richard Jessup, Chief of Police, recognized and presented certificates of award to Animal Control Officers Heber Galaz and Andy Reyes, and Transit Enforcement Officer Omar Angulo for assisting over the last two (2) years in the face of adversity. They have been relied and called upon when needed for traffic control to help the San Luis Police Department and community. He added that he has never received complaints about the job they are doing or how they do it.

Mayor Gerardo Sanchez congratulated and thanked the officers.

4. C. Presentation of Certificate of Achievement for Excellence in Financial Reporting to the City of San Luis Finance Department for the City of San Luis' Comprehensive Annual Financial Report for the fiscal year ending June 30, 2020. (Lizandro Galaviz, Interim City Manager)

Mr. Lizandro Galaviz, Interim City Manager, presented the Finance Department with the Certificate of Achievement for Excellence in Financial Reporting.

He added that the city's reporting met the high program standards and is the highest form of recognition for excellence in state and local government in the area of governmental accounting and financial reporting. Its attainment represents a significant accomplishment by a government and its management.

Mayor Gerardo Sanchez congratulated the Finance Department for this achievement. He also added that this is the 8th consecutive year they receive this recognition and thanked them for their hard work.

5. CONSENT AGENDA

5. A. MINUTES OF

- Regular Council meeting held October 27, 2021

5. B. DISBURSEMENTS FROM OCTOBER 19, 2021 THROUGH NOVEMBER 1, 2021

Total Disbursements \$856,321.64

(Eight Hundred Fifty-Six Thousand, Three Hundred, Twenty-One Dollars and Sixty-Four Cents)

5. C. Discussion and possible action on any and all matters regarding the City of San Luis purchasing slurry seal application services from American Pavement Preservation for the application of type 2 slurry seal as part of the Fiscal Year 2021-2022 Pavement Preservation Project. (Eulogio Vera, Director of Public Works)

MOTION: Council Member Gloria Torres/Council Member Luis Cabrera 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 the transfer of contingency funds due to Advanced Call Center Technologies (ACCT) breach of the lease agreement, code violations, roof warranty issue, and unpermitted alterations of the leased space. (Kay Marion Macuil, City Attorney)

Ms. Kay Macuil, City Attorney, stated that this item is to request funds from the contingency account to pay for attorneys fees. The city has not yet gone to litigation and is still working with ACCT to remedy these situations.

She asked the outside legal counsel for an estimate of costs outside of litigation and it was estimated \$20,000.00. Also the city will need to bring the back the engineer when it is done to make sure everything is ok. There are specific engineering things that the city cannot handle in-house such as electrical engineering and structural. The engineer's estimate is \$10,000.00; staff is requesting authorization to transfer \$30,000.00 from the Council Contingencies account.

MOTION: Council Member Matias Rosales/Vice Mayor Africa Luna-Carrasco to approve the budget transfer from Council Contingencies in the amount of \$20,000.00 to City Attorney Legal Services and \$10,000.00 to City Attorney Professional Services General Ledger accounts for use in resolving the issues with ACCT 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. B. Discussion and possible action on any and all matters regarding the budget for the prior fiscal year, July 1, 2020, through June 30, 2021, to rescind and correct the dollar amount in the October 13, 2021, motion, adjusting last fiscal year's final budget for the Prosecutor's Office due to salary lines budget overruns. (Kay Marion Macuil, City Attorney)

Ms. Kay Macuil, City Attorney, explained that she had previously presented this item to the City Council on October 13th but she did not have the correct amount in the motion. Therefore, the Finance Department asked her to present the item again to rescind the old one to have a clean record of the actual amount and to close the book's from last year's budget. The overrun was due to overtime trying to keep up with the backlog of cases and there was an additional staff approved in November 2020 but did not commence working until March 2021. The correct amount is \$7,400.00

MOTION: Council Member Matias Rosales/Council Member Jose Ponce to approve transferring \$7,400.00 from the City Attorney's Legal Services General Ledger line to the City Prosecutor's Salary General Ledger line for the Fiscal Year ending June 30, 2021 and to rescind the motion from October 13, 2021, in its entirety. 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

Mayor Gerardo Sanchez reported that he was invited to participate in the tour of Senator Mark Kelly in the City of San Luis. He added that when they met they spoke about the Port of Entry. He said that the city is in the process of sending thank you letters to the Arizona Delegation for supporting and advocating for the State of Arizona and the Ports of Entry. Mayor Gerardo Sanchez also reported that on November 17th, the 13th vaccination clinic will take place for the first, second and third dose of the COVID-19 vaccine.

Council Member Luis Cabrera reported that Council Member Jose Ponce, Gloria Torres and himself attended the Ms. Amanda Aguirre's Serenity Memorial Garden on October 28, 2021. Ms. Aguirre is doing great things for the community and that leaves a great impact for the cancer survivors.

Mr. Lizandro Galaviz, Interim City Manager, reported that the Festival Tierra Sonora will take place in San Luis Rio Colorado, Sonora. Staff is working with Ms. Dania Castillo, Director of Tourism for San Luis, Mexico. Staff is building a relationship with Ms. Castillo to help promote events for both entities. He added that the Crossroads Mission will hold their Annual Turkey Drive. This year they have included the Walmart in San Luis, Arizona and they have committed to supporting the Senior Center by providing Thanksgiving meals as well as other meals two () days prior to Thanksgiving. Crossroads Mission want to get more involved in south county. He also added that the Henry Chavez Family would like to thank Mayor Gerardo Sanchez and the Council Members for attending the memorial.

Mayor Gerardo Sanchez added that Council Members Jose Ponce and Gloria Torres attended the Dia De Muertos events and it was interesting to see how the youth participated and listening to their display speeches. He commended staff for this event.

8. CALL TO THE PUBLIC

There were no comments from the public.

9. ADJOURNMENT

MOTION: Council Member Luis Cabrera/Council Member Mario Buchanan Jr. to adjourn the Special Council meeting at approximately 7:50 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 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 of the City Council of the City of San Luis, Arizona, held on November 9, 2021. I further certify that the meeting was dully called and held and that a quorum was present.

Sonia Cornelio, City Clerk



AGENDA ITEM REVIEW FORM

Regular City Council Meeting

5. B.

Meeting Date: 12/08/2021

Summary

DISBURSEMENTS FROM NOVEMBER 2, 2021 THROUGH NOVEMBER 30, 2021

Total Disbursements \$1,504,599.62

(One Million, Five Hundred Four Thousand, Five Hundred Ninety-Nine Dollars and Sixty-Two Cents)

Attachments

Disbursements



City of San Luis

Finance Department

COUNCIL MEETING DEC 08, 2021 Disbursement Report from 11/02/2021 TO 11/30/2021

<u>Bank Accounts</u>	<u>Check Date</u>	<u>Amount</u>	<u>Schedule</u>
Payroll Check Account	11/03/2021	\$ 30,359.21	Schedule A
Payroll Check Account	11/04/2021	\$ 4,840.28	Schedule B
Accounts Payable Check Account	11/04/2021	\$ 154,531.75	Schedule C
Payroll Check Account	11/08/2021	\$ 362,125.18	Schedule D
Accounts Payable Check Account	11/10/2021	\$ 155,644.42	Schedule E
Accounts Payable Check Account	11/18/2021	\$ 200,617.24	Schedule F
Payroll Check Account	11/23/2021	\$ 381,459.48	Schedule G
Accounts Payable Check Account	11/10/2021	\$ 215,022.06	Schedule H

Total Disbursements: \$ 1,504,599.62

Please contact Ms. Monica Castro prior to the meeting if additional information is needed.

Prepared by David A. Espitia:

Verified by Director of Finance:

For Council approval on:

Mayor:

Council:

RECEIVED

2021 NOV 30 P 1:04

CITY OF SAN LUIS
OFFICE OF THE CITY CLERK



Pay Day Register

Pay Date Range 11/03/21 - 11/03/21
Pay Batch 202154V

Pay Batch 202154V Total

Employees in Pay Batch 64

Female Employees in Pay Batch 14

Hours Description	Hours	Gross	Withholdings and Deductions	Gross Base	Benefits	Gross Base
303 - VACATION PAYOFF	1,320.0000	34,434.80	Gross	34,434.80		
Total	1,320.0000	\$34,434.80	Imputed Income		Workers' Comp	Gross Base
			FEDERAL TAX WITHHOLDING	469.43	34,434.80	
			SOCIAL SECURITY TAX	2,134.93	34,434.80	Direct Deposits
			MEDICARE	499.37	34,434.80	Amount
			STATE WITHHOLDING	971.86	34,434.80	Check
			Net	\$30,359.21		\$30,359.21

Monica
Castro

Digitally signed by: Monica Castro
DN: CN = Monica Castro email =
mcastro@sanluisaz.gov C = AD
Date: 2021.11.03 12:23:11 -07'00'



Pay Day Register

Pay Date Range 11/01/21 - 11/30/21

Pay Batch 202111M

Pay Batch 202111M Total

Employees in Pay Batch 7

Female Employees in Pay Batch 2

Hours Description	Hours	Gross	Withholdings and Deductions	Gross Base	Benefits	Gross Base
102 - SALARY	.0000	7,550.00	Gross	7,750.00	ASRS Council	109.98 900.00
806 - TELEPHONE STIPEND	.0000	200.00	Imputed Income		ASRS LTD Council	1.71 900.00
Total	0.0000	\$7,750.00	FEDERAL TAX WITHHOLDING	92.85 5,869.21	ASRS/EORP - LEGACY RATE	442.89 900.00
			SOCIAL SECURITY TAX	480.50 7,750.00	Dental Council	249.44 .00
			MEDICARE	112.35 7,750.00	EODCRS - COUNCIL	108.00 1,800.00
			STATE WITHHOLDING	115.41 5,869.21	EODCRS - DISABILITY	2.26 1,800.00
			ASRS Council	109.98 900.00	EODCRS/EORP LEGACY RATE	997.74 1,800.00
			ASRS LTD Council	1.71 900.00	Health Council	5,844.91 .00
			Council Retirement EORP	447.50 4,850.00	Retirement Council EORP	2,979.36 4,850.00
			Dental Council	133.33 .00	Vision Council	79.03 .00
			EODCRS - COUNCIL	144.00 1,800.00	Total	\$10,815.32
			EODCRS - DISABILITY	2.26 1,800.00		
			GARNISHMENT	221.11 .00	Workers' Comp	
			Medical Council	1,004.81 .00	MUNICIPAL/ TOWN/	135.65 7,750.00
			MISCELLANEOUS	5.00 .00	Total	\$135.65
			Vision Council	38.91 .00		
			Net	\$4,840.28	Direct Deposits	Amount
					1st Bank Yuma	730.79
					Chase Bank	738.14
					Federal Credit Union	1,081.33
					Navy Federal	699.43
					REALTORS FED CRED UNION	22.55
					WASHINGTON FEDERAL	797.18
					Wells Fargo	770.86
					Total	\$4,840.28
					Check	\$0.00

Monica
Castro

Digitally signed by: Monica Castro
DN: CN = Monica Castro email =
mcastro@sanluisaz.gov C = AD
Date: 2021.11.05 13:06:47 -07'00'

Payment Register

From Payment Date: 11/1/2021 - To Payment Date: 11/4/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
1BYPAYABLE - 1st BY Accounts Payable									
Check									
100168	11/02/2021	Open			Accounts Payable	US POSTAL SERVICE	\$4,573.88		
100169	11/03/2021	Open			Accounts Payable	O'REILLY AUTO PARTS	\$195.28		
100170	11/04/2021	Open			Utility Management Refund	ACOSTA, CRISTINA	\$8.36		
100171	11/04/2021	Open			Utility Management Refund	ARELLANO, MARYLIN	\$6.10		
100172	11/04/2021	Open			Utility Management Refund	CAMACHO VLADEMIR & CITLALI	\$33.98		
100173	11/04/2021	Open			Utility Management Refund	CARDOZA, EMILIANO	\$9.75		
100174	11/04/2021	Open			Utility Management Refund	DE LA CRUZ, MARIA, U	\$111.31		
100175	11/04/2021	Open			Utility Management Refund	ECKARD COMMERCIAL CONSTRUCTION INC	\$1,974.84		
100176	11/04/2021	Open			Utility Management Refund	ELIAS, JOSE A & MARIA JIMENEZ	\$191.52		
100177	11/04/2021	Open			Utility Management Refund	GUTIERREZ CANALES ENGINEERING, PC/ CO: KELLAND, MAR	\$1,807.19		
100178	11/04/2021	Open			Utility Management Refund	IBARRA, JORGE L	\$71.12		
100179	11/04/2021	Open			Utility Management Refund	MARTINEZ, JESSE, J	\$107.13		
100180	11/04/2021	Open			Utility Management Refund	REYES, JOSE & OFELIA OLIVAS	\$4.40		
100181	11/04/2021	Open			Utility Management Refund	REYES, MIGUEL R	\$170.15		
100182	11/04/2021	Open			Utility Management Refund	RIVAS, MARIA DE JESUS	\$196.06		
100183	11/04/2021	Open			Utility Management Refund	RODRIGUEZ, ZITA	\$8.35		
100184	11/04/2021	Open			Utility Management Refund	SILVA, ELIZABETH	\$173.92		
100185	11/04/2021	Open			Accounts Payable	ANGEL'S TOWING SERVICE/AUTO SALES	\$75.00		
100186	11/04/2021	Open			Accounts Payable	ARIZONA PUBLIC SERVICE	\$38.07		
100187	11/04/2021	Open			Accounts Payable	ARREOLA, GRACIELA	\$50.00		
100188	11/04/2021	Open			Accounts Payable	AT&T MOBILITY LLC	\$741.30		
100189	11/04/2021	Open			Accounts Payable	AUTOZONE STORES, INC	\$376.47		
100190	11/04/2021	Open			Accounts Payable	AXON ENTERPRISE, INC	\$1,198.00		
100191	11/04/2021	Voided		11/08/2021	Accounts Payable	AZ STATE PRISON COMPLEX - YUMA	\$354.35		
100192	11/04/2021	Open			Accounts Payable	B&H PHOTO & ELECTRONICS CORP.	\$203.21		
100193	11/04/2021	Open			Accounts Payable	BALAR EQUIPMENT CORPORATION	\$1,717.99		
100194	11/04/2021	Open			Accounts Payable	BILL ALEXANDER FORD	\$867.42		
100195	11/04/2021	Open			Accounts Payable	BINGHAM AUTO & TRUCK PARTS	\$787.89		
100196	11/04/2021	Open			Accounts Payable	BOUND TREE MEDICAL, LLC.	\$2,396.16		

Payment Register

From Payment Date: 11/1/2021 - To Payment Date: 11/4/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
100197	11/04/2021	Open			Accounts Payable	BTE BODY COMPANY INC	\$380.37		
100198	11/04/2021	Open			Accounts Payable	CABLE & WIRELESS TECHNOLOGIES, INC	\$263.04		
100199	11/04/2021	Open			Accounts Payable	CASTRO, GENOVEVA	\$50.00		
100200	11/04/2021	Open			Accounts Payable	CENTURYLINK	\$1,338.07		
100201	11/04/2021	Open			Accounts Payable	CHAPMAN CHEVROLET BUICK GMC YUMA LLC	\$152.28		
100202	11/04/2021	Open			Accounts Payable	CHAPMAN DCJR YUMA LLC	\$844.56		
100203	11/04/2021	Open			Accounts Payable	CUEVAS, CHRISTIAN	\$75.00		
100204	11/04/2021	Open			Accounts Payable	D & H ELECTRIC INC.	\$1,315.00		
100205	11/04/2021	Open			Accounts Payable	DIAZ, EDGAR	\$50.00		
100206	11/04/2021	Open			Accounts Payable	FRANCO, MARTIN, A	\$200.00		
100207	11/04/2021	Open			Accounts Payable	FREIGHTLINER OF ARIZONA, LLC	\$3,998.40		
100208	11/04/2021	Open			Accounts Payable	GARCIA, BETSABE, P	\$50.00		
100209	11/04/2021	Open			Accounts Payable	GREEN RUBBER- KENNEDY AG	\$267.67		
100210	11/04/2021	Open			Accounts Payable	HAJOCA CORPORATION	\$389.23		
100211	11/04/2021	Open			Accounts Payable	ITURBIDE, VANESSA, C	\$50.00		
100212	11/04/2021	Open			Accounts Payable	LOWE'S HIW, INC.	\$1,142.27		
100213	11/04/2021	Open			Accounts Payable	LUNA, CYNTHIA	\$100.00		
100214	11/04/2021	Open			Accounts Payable	MACHADO, IVAN & AIXIA GUTIERREZ	\$1,200.00		
100215	11/04/2021	Open			Accounts Payable	MGM INTERNET SOLUTIONS, INC	\$53.00		
100216	11/04/2021	Open			Accounts Payable	NORTHERN TOOL & EQUIPMENT	\$973.03		
100217	11/04/2021	Open			Accounts Payable	O'REILLY AUTO PARTS	\$143.40		
100218	11/04/2021	Open			Accounts Payable	ONE SOURCE DISTRIBUTOR LLC	\$356.49		
100219	11/04/2021	Open			Accounts Payable	OROZCO, YADIRA	\$50.00		
100220	11/04/2021	Open			Accounts Payable	PULIDO INIGUEZ, ALAN FRANCISCO	\$104.00		
100221	11/04/2021	Open			Accounts Payable	PURCELL TIRE CO.	\$729.72		
100222	11/04/2021	Open			Accounts Payable	QUINONEZ, FRANCISCO	\$170.00		
100223	11/04/2021	Open			Accounts Payable	RAMIREZ, FELIPE	\$252.00		
100224	11/04/2021	Open			Accounts Payable	RAMIREZ, TERESITA, D	\$360.00		
100225	11/04/2021	Open			Accounts Payable	RAMIREZ MUNGUIA, ARTURO, I	\$480.00		
100226	11/04/2021	Open			Accounts Payable	RODRIGUEZ, DANIEL	\$813.09		
100227	11/04/2021	Open			Accounts Payable	SANDOVAL, MONTSERRAT	\$280.00		
100228	11/04/2021	Open			Accounts Payable	SKAGGS COMPANIES, INC	\$475.45		
100229	11/04/2021	Open			Accounts Payable	SOTO, SUSANAN	\$50.00		
100230	11/04/2021	Open			Accounts Payable	STERNCO ENGINEERS INC	\$2,912.50		
100231	11/04/2021	Open			Accounts Payable	USA BLUE BOOK	\$1,277.78		
100232	11/04/2021	Open			Accounts Payable	VALENZUELA, AURORA	\$50.00		
100233	11/04/2021	Open			Accounts Payable	W.W.GRAINGER, INC	\$388.32		
100234	11/04/2021	Open			Accounts Payable	WAXIE SANITARY SUPPLY	\$52.84		
100235	11/04/2021	Open			Accounts Payable	WIZARD EDUCATION	\$9,830.00		
100236	11/04/2021	Open			Accounts Payable	YUMA NURSERY SUPPLY	\$3,625.99		
100237	11/04/2021	Open			Accounts Payable	PURCHASE POWER	\$1,081.58		
100238	11/04/2021	Open			Accounts Payable	COLTER VENTURES LLC	\$2,083.00		
100239	11/04/2021	Open			Accounts Payable	REPUBLIC EVS LLC	\$1,345.66		
100240	11/04/2021	Open			Accounts Payable	FLORES, LYDIA	\$225.00		
100241	11/04/2021	Open			Accounts Payable	UNITED STATES TREASURY	\$221.11		
100242	11/04/2021	Open			Accounts Payable	MARTINEZ LOPEZ, JOSE ALFREDO	\$280.00		

Payment Register

From Payment Date: 11/1/2021 - To Payment Date: 11/4/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
Type Check Totals:					75 Transactions		\$58,979.05		
EFT									
504	11/04/2021	Open			Accounts Payable	4 IMPRINT	\$1,527.33		
505	11/04/2021	Open			Accounts Payable	ALSCO, INC	\$2,016.87		
506	11/04/2021	Open			Accounts Payable	AMAZON.COM SALES, INC.	\$2,393.87		
507	11/04/2021	Open			Accounts Payable	ARIZONA MEDICAL WASTE	\$81.02		
508	11/04/2021	Open			Accounts Payable	ARK WIRELESS & NETWORKING	\$100.00		
509	11/04/2021	Open			Accounts Payable	BORDER CONSTRUCTION SPECIALTIES	\$9,984.89		
510	11/04/2021	Open			Accounts Payable	CDWG	\$4,333.97		
511	11/04/2021	Open			Accounts Payable	CSC OF YUMA	\$507.24		
512	11/04/2021	Open			Accounts Payable	DANA KEPNER COMPANY LLC	\$300.00		
513	11/04/2021	Open			Accounts Payable	DE LA HOYA, TADEO	\$690.72		
514	11/04/2021	Open			Accounts Payable	DESERT DOCUMENT SHREDDERS, LLC	\$70.00		
515	11/04/2021	Open			Accounts Payable	DESERT WATER STORE INC	\$68.09		
516	11/04/2021	Open			Accounts Payable	DICKINSON WRIGHT PLLC	\$2,380.00		
517	11/04/2021	Open			Accounts Payable	FERGUSON ENTERPRISES, LLC	\$57.42		
518	11/04/2021	Open			Accounts Payable	FRESH TERRA SERVICES LLC	\$6,172.00		
519	11/04/2021	Open			Accounts Payable	HILL BROTHERS CHEMICAL CO.	\$6,065.48		
520	11/04/2021	Open			Accounts Payable	HUGHES FIRE EQUIPMENT, INC.	\$54.47		
521	11/04/2021	Open			Accounts Payable	KTL&C, LLC.	\$141.80		
522	11/04/2021	Open			Accounts Payable	MCNEECE BROS. OIL COMPANY, INC	\$40,588.41		
523	11/04/2021	Open			Accounts Payable	ORDUNO-CROUSE, CANDICE	\$2,800.00		
524	11/04/2021	Open			Accounts Payable	POLAR ICE LLC	\$188.21		
525	11/04/2021	Open			Accounts Payable	RAMIREZ ADVISORS INTER- NATIONAL,LLC	\$4,583.33		
526	11/04/2021	Open			Accounts Payable	RDO EQUIPMENT CO.	\$3,999.46		
527	11/04/2021	Open			Accounts Payable	REAL PURIFIED WATER LLC	\$100.07		
528	11/04/2021	Open			Accounts Payable	ROACH PEST CONTROL	\$140.00		
529	11/04/2021	Open			Accounts Payable	SAM'S CLUB	\$503.54		
530	11/04/2021	Open			Accounts Payable	SOUTHWEST SANITATION SERVICES, LLC	\$462.05		
531	11/04/2021	Open			Accounts Payable	SPECIALTY SEWING SENTER, INC.	\$125.00		
532	11/04/2021	Open			Accounts Payable	SPECTRUM BUSINESS	\$3,399.70		
533	11/04/2021	Open			Accounts Payable	SUN RENTAL AND SALES INC.	\$81.84		
534	11/04/2021	Open			Accounts Payable	TRUCKPRO, LLC	\$146.71		
535	11/04/2021	Open			Accounts Payable	WESTERN SUN SYSTEMS, INC	\$816.00		
536	11/04/2021	Open			Accounts Payable	YUMA CO. AIRPORT AUTHORITY INC	\$167.79		
537	11/04/2021	Open			Accounts Payable	YUMA TRUCK PARTS	\$505.42		
Type EFT Totals:					34 Transactions		\$95,552.70		
1BYPAYABLE - 1st BY Accounts Payable Totals									

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	74	\$58,624.70	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	1	\$354.35	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	75	\$58,979.05	\$0.00

Payment Register

From Payment Date: 11/1/2021 - To Payment Date: 11/4/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
EFTs									
							Transaction Amount	Reconciled Amount	
		Open					\$95,552.70	\$0.00	
		Reconciled					\$0.00	\$0.00	
		Voided					\$0.00	\$0.00	
		Total					\$95,552.70	\$0.00	
All									
							Transaction Amount	Reconciled Amount	
		Open					\$154,177.40	\$0.00	
		Reconciled					\$0.00	\$0.00	
		Voided					\$354.35	\$0.00	
		Stopped					\$0.00	\$0.00	
		Total					\$154,531.75	\$0.00	
Checks									
							Transaction Amount	Reconciled Amount	
		Open					\$58,624.70	\$0.00	
		Reconciled					\$0.00	\$0.00	
		Voided					\$354.35	\$0.00	
		Stopped					\$0.00	\$0.00	
		Total					\$58,979.05	\$0.00	
EFTs									
							Transaction Amount	Reconciled Amount	
		Open					\$95,552.70	\$0.00	
		Reconciled					\$0.00	\$0.00	
		Voided					\$0.00	\$0.00	
		Total					\$95,552.70	\$0.00	
All									
							Transaction Amount	Reconciled Amount	
		Open					\$154,177.40	\$0.00	
		Reconciled					\$0.00	\$0.00	
		Voided					\$354.35	\$0.00	
		Stopped					\$0.00	\$0.00	
		Total					\$154,531.75	\$0.00	

Grand Totals:

David
Espitia

Digitally signed by:
David Espitia
DN: CN = David Espitia
email =
despitia@sanluisaz.gov
C = AD O = City of San
Luis OU = Finance
Date: 2021.11.10 16:
35:34 -07'00'



Pay Day Register

Pay Date Range 10/23/21 - 11/05/21

Pay Batch 202123

Monica Castro

Digitally signed by: Monica Castro
DN: CN = Monica Castro email =
mcastro@sanluisaz.gov C = AD
Date: 2021.11.09 10:49:40 -07'00'

PSPRS FIRE DB RATE - TIER 3	2,792.50	28,093.28	Electrician	60.29	1,920.00
PSPRS FIRE DC RATE - TIER 3	177.06	1,967.36	FIREFIGHTERS & DRIVERS	4,472.17	94,150.45
PSPRS FIRE DISABILITY RATE	17.31	1,967.36	GARBAGE/ ASH/ REFUSE	195.77	3,132.32
PSPRS POLICE DB RATE - TIER	4,124.06	53,909.55	Homemaker Service	19.52	852.53
PSPRS POLICE DB RATE - TIER	2,476.59	21,258.32	MUNICIPAL/ TOWN/	94.41	5,395.02
PSPRS POLICE DB RATE - TIER 2	1,167.95	10,025.28	PARKS- NOC ALL EMPLOYEES	719.59	23,211.93
PSPRS POLICE DB RATE - TIER 3	3,513.73	35,349.31	POLICE OFFICERS	6,061.82	127,616.79
STANDARD LIFE ADDTNL	1,082.98	.00	RECREATION- ALL EMPLOYEES/	234.02	17,083.30
TRANSWESTERN MEXICAN	97.00	.00	SEWAGE DISPOSAL/ PLANT	719.50	20,915.24
U.S. MEX DENTAL - EE &	533.78	.00	Street or Road Construction	2,132.95	24,155.80
U.S. MEX DENTAL - EE &	164.24	.00	WATERWORKS OPERATIONS	564.20	16,259.26
UNITED WAY	14.00	.00	Total	<u>\$17,366.42</u>	
US & MEX DENTAL= FAMILY	666.12	.00			
US & MEX HEALTH = C	5,266.58	.00	<u>Direct Deposits</u>		<u>Amount</u>
US & MEX HEALTH = FAMILY	7,403.16	.00	1st Bank Yuma		29,754.41
US & MEX HEALTH = SP	1,565.74	.00	ACADEMY BANK		2,634.43
VSP - VISION CHILDREN	214.17	.00	Bank of America		1,200.00
VSP - VISION FAMILY	376.42	.00	Bankcorp		300.00
VSP - VISION SPOUSE	97.35	.00	Charles Sch		200.00
Net	<u>\$362,125.18</u>		Chase Bank		170,367.82
			chase centro		1,165.85
			Federal Credit Union		37,616.67
			FF CREDIT UNION		1,904.10
			FIREFIGHTER FIRST CREDIT UNION		5,294.60
			GREEN DOT BANK		366.98
			MIT FEDERAL CREDIT UNION		533.61
			National Bank		3,171.14
			Navy Federal		22,467.34
			NetSpend Corporation DD		120.00
			NORTH ISLAND CREDIT UNION		721.12
			Sunbank		1,843.80
			THE FOOTHILLS BANK		864.66
			USAA FEDERAL SAVING		799.52
			VANTAGE WEST		1,574.45
			WASHINGTON FEDERAL		2,173.70
			Wells Fargo		75,504.84
			WELLS FARGO CALE		1,136.20
			Total		<u>\$361,715.24</u>
			Check		\$409.94

Payment Register

From Payment Date: 11/8/2021 - To Payment Date: 11/10/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction: Amount	Reconciled Amount	Difference
1BYPAYABLE - 1st BY Accounts Payable									
Check									
100243	11/08/2021	Open			Accounts Payable	AZ STATE PRISON COMPLEX - YUMA	\$107.25		
100244	11/08/2021	Open			Accounts Payable	AZ STATE PRISON COMPLEX - YUMA	\$80.10		
100245	11/08/2021	Open			Accounts Payable	AZ STATE PRISON COMPLEX - YUMA	\$78.00		
100246	11/08/2021	Open			Accounts Payable	AZ STATE PRISON COMPLEX - YUMA	\$89.00		
100247	11/09/2021	Open			Accounts Payable	BALSINO, PETER, M	\$6.85		
100248	11/09/2021	Open			Accounts Payable	CHARGO PA, GURSTEL	\$26.95		
100249	11/09/2021	Open			Accounts Payable	FOP/ALC	\$375.00		
100250	11/09/2021	Open			Accounts Payable	GARCIA & CORNEJO, SERGIO & OSCAR	\$311.10		
100251	11/09/2021	Open			Accounts Payable	SAN LUIS POLICE OFFICERS ASSOC	\$345.00		
100252	11/09/2021	Open			Accounts Payable	SUPPORT PAYMENT CLEARINGHOUSE	\$3,378.37		
100253	11/09/2021	Open			Accounts Payable	UNITED WAY OF YUMA COUNTY INC.	\$14.00		
100254	11/09/2021	Open			Accounts Payable	UNITED YUMA FIRE FIGHTERS ASSOC	\$96.50		
100255	11/09/2021	Open			Accounts Payable	UNITED YUMA FIRE FIGHTERS-IAFF	\$1,110.00		
100256	11/10/2021	Open			Accounts Payable	BOBADILLA, YADIRA	\$209.00		
100257	11/10/2021	Open			Accounts Payable	CORNELIO, SONIA	\$108.00		
100258	11/10/2021	Open			Accounts Payable	CORNELIO, SONIA	\$91.00		
100259	11/10/2021	Open			Accounts Payable	ENCINAS, JOSE	\$209.00		
100260	11/10/2021	Open			Accounts Payable	ENTERPRISE FM TRUST	\$755.68		
100261	11/10/2021	Open			Accounts Payable	FLORES, ELVIS, N	\$150.00		
100262	11/10/2021	Open			Accounts Payable	GAITAN, CESAR	\$209.00		
100263	11/10/2021	Open			Accounts Payable	GUEVARA, ALAN	\$209.00		
100264	11/10/2021	Open			Accounts Payable	HERITAGE HEALTH SOLUTIONS	\$205.92		
100265	11/10/2021	Open			Accounts Payable	HERNANDEZ, SAMUEL	\$255.64		
100266	11/10/2021	Open			Accounts Payable	LOPEZ, MELISSA	\$108.00		
100267	11/10/2021	Open			Accounts Payable	LOPEZ, MELISSA	\$91.00		
100268	11/10/2021	Open			Accounts Payable	MIRANDA, NUBIA	\$45.00		
100269	11/10/2021	Open			Accounts Payable	REYNOSO, NIGEL	\$209.00		
100270	11/10/2021	Open			Accounts Payable	SOTO, LISANDRO	\$150.00		
100271	11/10/2021	Open			Accounts Payable	TAYLOR, JANET	\$108.00		
100272	11/10/2021	Open			Accounts Payable	24 KARAT JEWELERS	\$392.56		
100273	11/10/2021	Open			Accounts Payable	24/7 GET FIT LLC	\$1,215.00		
100274	11/10/2021	Open			Accounts Payable	AED EVERYWHERE, INC.	\$3,852.78		
100275	11/10/2021	Open			Accounts Payable	AHERN RENTALS, INC.	\$8,532.66		
100276	11/10/2021	Open			Accounts Payable	AMAYA, MARTHA	\$260.65		
100277	11/10/2021	Open			Accounts Payable	ARIZONA SOUTHWEST UNIFORMS LLC	\$460.00		
100278	11/10/2021	Open			Accounts Payable	ARIZONA STATE UNIVERSITY	\$6,847.62		
100279	11/10/2021	Open			Accounts Payable	ARVIZU VILLAR, GLORIA	\$25.00		
100280	11/10/2021	Open			Accounts Payable	AUTOZONE STORES, INC	\$157.37		

Payment Register

From Payment Date: 11/8/2021 - To Payment Date: 11/10/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
100281	11/10/2021	Open			Accounts Payable	BILL ALEXANDER FORD	\$913.92		
100282	11/10/2021	Open			Accounts Payable	BOUND TREE MEDICAL, LLC.	\$149.46		
100283	11/10/2021	Open			Accounts Payable	CHAPMAN DCJR YUMA LLC	\$234.50		
100284	11/10/2021	Open			Accounts Payable	COPPER STATE BOLTS & NUT CO.	\$116.87		
100285	11/10/2021	Open			Accounts Payable	D & H ELECTRIC INC.	\$299.49		
100286	11/10/2021	Open			Accounts Payable	DESERT VALLEY SERVICES, INC	\$934.14		
100287	11/10/2021	Open			Accounts Payable	DIGITAL ROOM LLC	\$120.98		
100288	11/10/2021	Open			Accounts Payable	FACTOR SALES, INC.	\$371.99		
100289	11/10/2021	Open			Accounts Payable	FBI-LEEDA	\$50.00		
100290	11/10/2021	Open			Accounts Payable	FIREFIGHTER SELECTION, INC.	\$500.00		
100291	11/10/2021	Open			Accounts Payable	GALAZ, MICHAEL	\$545.40		
100292	11/10/2021	Open			Accounts Payable	GARCIA, ARTURO MANUEL	\$225.00		
100293	11/10/2021	Open			Accounts Payable	GFOA-ARIZONA	\$60.00		
100294	11/10/2021	Open			Accounts Payable	GREEN TECH PLUMBING	\$7,160.00		
100295	11/10/2021	Open			Accounts Payable	HERNANDEZ, JESSE	\$500.00		
100296	11/10/2021	Open			Accounts Payable	IPS GROUP INC	\$542.74		
100297	11/10/2021	Open			Accounts Payable	IRON MOUNTAIN INC	\$53.98		
100298	11/10/2021	Open			Accounts Payable	NAT'L ASSOC OF LATINO ELECTED & APPOINTED OFFICIAL	\$100.00		
100299	11/10/2021	Open			Accounts Payable	NATIONAL TACTICAL OFFICERS	\$100.00		
100300	11/10/2021	Open			Accounts Payable	OFFICE DEPOT	\$45.37		
100301	11/10/2021	Open			Accounts Payable	ORNELAS, RAUL	\$696.15		
100302	11/10/2021	Open			Accounts Payable	PINNACLE MEDICAL GROUP AZ P.C	\$35.00		
100303	11/10/2021	Open			Accounts Payable	PRECISION ELECTRIC CO. INC.	\$2,932.00		
100304	11/10/2021	Open			Accounts Payable	PUBLIC AGENCY TRAINING COUNCIL	\$1,750.00		
100305	11/10/2021	Open			Accounts Payable	QUINONEZ, FRANCISCO	\$150.00		
100306	11/10/2021	Open			Accounts Payable	REYES, DULCE	\$115.00		
100307	11/10/2021	Open			Accounts Payable	RIMMER LIGHTING LLC	\$5,944.15		
100308	11/10/2021	Open			Accounts Payable	SAN LUIS SPEAR POINT SOLAR I, LLC	\$27,923.91		
100309	11/10/2021	Open			Accounts Payable	SOUTH YUMA COUNTY LANDFILL	\$21,139.44		
100310	11/10/2021	Open			Accounts Payable	VERIZON WIRELESS MESSAGING SVC	\$8,079.07		
100311	11/10/2021	Open			Accounts Payable	VIVEROS LOS PINOS	\$330.00		
100312	11/10/2021	Open			Accounts Payable	WAL-MART RESTITUTION RECOVERY	\$146.20		
Type Check Totals:					70 Transactions		\$113,139.76		
EFT									
541	11/10/2021	Open			Accounts Payable	ALSCO, INC	\$2,707.38		
542	11/10/2021	Open			Accounts Payable	AMAZON.COM SALES, INC.	\$214.38		
543	11/10/2021	Open			Accounts Payable	AMERICANA POLYGRAPH & PRIVATE INVESTIGATION	\$350.00		
544	11/10/2021	Open			Accounts Payable	ARIZONA SUPREME COURT	\$100.00		
545	11/10/2021	Open			Accounts Payable	BORDER GYM	\$220.00		
546	11/10/2021	Open			Accounts Payable	CDWG	\$1,682.00		
547	11/10/2021	Open			Accounts Payable	CITY OF YUMA	\$8,739.58		
548	11/10/2021	Open			Accounts Payable	DESERT VALLEY POWER SYSTEMS	\$2,669.34		
549	11/10/2021	Open			Accounts Payable	DESERT WATER STORE INC	\$59.77		

Payment Register

From Payment Date: 11/8/2021 - To Payment Date: 11/10/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
550	11/10/2021	Open			Accounts Payable	DIAMONDBACK POLICE SUPPLY CO, INC.	\$657.41		
551	11/10/2021	Open			Accounts Payable	FRESH TERRA SERVICES LLC	\$3,414.00		
552	11/10/2021	Open			Accounts Payable	HANSBERGER REGRIGERATION & ELECTRIC CO	\$1,089.08		
553	11/10/2021	Open			Accounts Payable	HUGHES FIRE EQUIPMENT, INC.	\$1,300.56		
554	11/10/2021	Open			Accounts Payable	LG ON SITE LLC	\$227.45		
555	11/10/2021	Open			Accounts Payable	MASTER AUTO GLASS LLC	\$727.52		
556	11/10/2021	Open			Accounts Payable	MENDEZ ROBLES, NAZZER, O	\$4,391.44		
557	11/10/2021	Open			Accounts Payable	ORDUNO-CROUSE, CANDICE	\$3,200.00		
558	11/10/2021	Open			Accounts Payable	REAL PURIFIED WATER LLC	\$65.63		
559	11/10/2021	Open			Accounts Payable	ROACH PEST CONTROL	\$1,275.00		
560	11/10/2021	Open			Accounts Payable	SMITH, RALPH E. SR.	\$1,120.00		
561	11/10/2021	Open			Accounts Payable	SOUTHERN TIRE MART LLC	\$478.23		
562	11/10/2021	Open			Accounts Payable	TRUCKPRO, LLC	\$1,490.64		
563	11/10/2021	Open			Accounts Payable	WESTERN SUN SYSTEMS, INC	\$1,089.62		
564	11/10/2021	Open			Accounts Payable	YUMA COUNTY RECORDER'S OFFICE	\$174.00		
565	11/10/2021	Open			Accounts Payable	YUMA WINNELSON CO.	\$2,114.04		
566	11/10/2021	Open			Accounts Payable	YUMA TRUCK PARTS	\$2,947.59		
Type EFT Totals:									
1BYPAYABLE - 1st BY Accounts Payable Totals									
							26 Transactions	\$42,504.66	

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	70	\$113,139.76	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	70	\$113,139.76	\$0.00

EFTs	Status	Count	Transaction Amount	Reconciled Amount
	Open	26	\$42,504.66	\$0.00

Payment Register

From Payment Date: 11/8/2021 - To Payment Date: 11/10/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
					Reconciled		0	\$0.00	\$0.00
					Voided		0	\$0.00	\$0.00
					Total		26	\$42,504.66	\$0.00
All									
					Status		Count	Transaction Amount	Reconciled Amount
					Open		96	\$155,644.42	\$0.00
					Reconciled		0	\$0.00	\$0.00
					Voided		0	\$0.00	\$0.00
					Stopped		0	\$0.00	\$0.00
					Total		96	\$155,644.42	\$0.00
Grand Totals:									
Checks									
					Status		Count	Transaction Amount	Reconciled Amount
					Open		70	\$113,139.76	\$0.00
					Reconciled		0	\$0.00	\$0.00
					Voided		0	\$0.00	\$0.00
					Stopped		0	\$0.00	\$0.00
					Total		70	\$113,139.76	\$0.00
EFTs									
					Status		Count	Transaction Amount	Reconciled Amount
					Open		26	\$42,504.66	\$0.00
					Reconciled		0	\$0.00	\$0.00
					Voided		0	\$0.00	\$0.00
					Total		26	\$42,504.66	\$0.00
All									
					Status		Count	Transaction Amount	Reconciled Amount
					Open		96	\$155,644.42	\$0.00
					Reconciled		0	\$0.00	\$0.00
					Voided		0	\$0.00	\$0.00
					Stopped		0	\$0.00	\$0.00
					Total		96	\$155,644.42	\$0.00

David
Espitia

Digitally signed by:
David Espitia
DN: CN = David Espitia
email =
despitia@sanluisaz.
gov C = AD O = City of
San Luis OU = Finance
Date: 2021.11.10 16:
32:39 -07'00'

Payment Register

From Payment Date: 11/15/2021 - To Payment Date: 11/18/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
1BYPAYABLE - 1st BY Accounts Payable									
Check									
100313	11/18/2021	Open			Accounts Payable	US POST MASTER	\$3,058.07		
100314	11/18/2021	Open			Accounts Payable	ADOT MVD	\$109.15		
100315	11/18/2021	Voided		11/18/2021	Accounts Payable	AMERICAN FIDELITY ASSURANCE CO	\$2,929.76		
100316	11/18/2021	Open			Accounts Payable	AMETZA ARIZONA LLC	\$777.95		
100317	11/18/2021	Open			Accounts Payable	ANGEL'S TOWING SERVICE/AUTO SALES	\$75.00		
100318	11/18/2021	Open			Accounts Payable	APS	\$50.00		
100319	11/18/2021	Open			Accounts Payable	ARIZONA DEPARTMENT OF PUBLIC SAFETY	\$4.77		
100320	11/18/2021	Open			Accounts Payable	ARIZONA STATE TREASURER	\$19,561.08		
100321	11/18/2021	Open			Accounts Payable	ARREOLA, LUISA	\$150.00		
100322	11/18/2021	Open			Accounts Payable	AUTOZONE STORES, INC	\$1,619.57		
100323	11/18/2021	Open			Accounts Payable	AZUL CAFE	\$719.63		
100324	11/18/2021	Open			Accounts Payable	BILL ALEXANDER FORD	\$914.84		
100325	11/18/2021	Open			Accounts Payable	BINGHAM EQUIPMENT CO	\$183.08		
100326	11/18/2021	Open			Accounts Payable	BOUND TREE MEDICAL, LLC.	\$7,123.92		
100327	11/18/2021	Open			Accounts Payable	CAT5 COMMERCE LLC	\$543.00		
100328	11/18/2021	Open			Accounts Payable	CHAPMAN DCJR YUMA LLC	\$1,721.15		
100329	11/18/2021	Open			Accounts Payable	CORREA, MARCO	\$65.00		
100330	11/18/2021	Open			Accounts Payable	DESERT VALLEY SERVICES, INC	\$915.38		
100331	11/18/2021	Open			Accounts Payable	FACTOR SALES, INC.	\$401.33		
100332	11/18/2021	Open			Accounts Payable	FRANCO, MARTIN, A	\$104.00		
100333	11/18/2021	Open			Accounts Payable	GALERIA CAFE	\$550.00		
100334	11/18/2021	Open			Accounts Payable	GALLS, AN ARAMARK CO., LLC	\$2,400.51		
100335	11/18/2021	Open			Accounts Payable	GETHSEMANI FOOD MINISTRY	\$500.00		
100336	11/18/2021	Open			Accounts Payable	GONZALEZ, BRAULIA	\$50.00		
100337	11/18/2021	Open			Accounts Payable	HAJOCA CORPORATION	\$839.71		
100338	11/18/2021	Open			Accounts Payable	HARVEY, JENNIFER	\$25.00		
100339	11/18/2021	Open			Accounts Payable	HERNANDEZ, JERRY	\$400.00		
100340	11/18/2021	Open			Accounts Payable	HOWER, JARED	\$125.00		
100341	11/18/2021	Open			Accounts Payable	IMAC ROCK AND LANDSCAPE LLC	\$384.99		
100342	11/18/2021	Open			Accounts Payable	ITURBIDE, VANESSA, C	\$100.00		
100343	11/18/2021	Open			Accounts Payable	J2 ENGINEERING & ENVIR DESIGN LLC	\$36,321.74		
100344	11/18/2021	Open			Accounts Payable	KAMAN AUTOMATION	\$311.99		
100345	11/18/2021	Open			Accounts Payable	LAWSON PRODUCTS INC.	\$1,695.31		
100346	11/18/2021	Open			Accounts Payable	LOOMIS	\$723.43		
100347	11/18/2021	Open			Accounts Payable	LOWE'S HIW, INC.	\$2,551.03		
100348	11/18/2021	Open			Accounts Payable	MANHATTANLIFE ASSURANCE CO	\$291.54		
100349	11/18/2021	Open			Accounts Payable	MARTINEZ LOPEZ, JOSE ALFREDO	\$200.00		
100350	11/18/2021	Open			Accounts Payable	MASSMUTUAL FINANCIAL GROUP	\$20.00		
100351	11/18/2021	Open			Accounts Payable	NAPA AUTO PARTS	\$17.50		
100352	11/18/2021	Open			Accounts Payable	NEBLINA, IRMA	\$150.00		
100353	11/18/2021	Open			Accounts Payable	NEW YORK LIFE INSURANCE CO.	\$138.87		
100354	11/18/2021	Open			Accounts Payable	NORTHERN TOOL & EQUIPMENT	\$431.49		
100355	11/18/2021	Open			Accounts Payable	O'REILLY AUTO PARTS	\$161.35		
100356	11/18/2021	Open			Accounts Payable	OFFICE DEPOT	\$1,381.41		

Schedule F

Payment Register

From Payment Date: 11/15/2021 - To Payment Date: 11/18/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
100357	11/18/2021	Open			Accounts Payable	ONE SOURCE DISTRIBUTOR LLC	\$217.88		
100358	11/18/2021	Open			Accounts Payable	ORTEGA, LUZ	\$75.00		
100359	11/18/2021	Open			Accounts Payable	ORTIZ, JUAN, C	\$65.00		
100360	11/18/2021	Open			Accounts Payable	PG COMMUNICATION TECH LLC	\$379.99		
100361	11/18/2021	Open			Accounts Payable	PIERCE COLEMAN PLLC	\$1,765.00		
100362	11/18/2021	Open			Accounts Payable	PREPAID LEGAL SERVICES	\$112.60		
100363	11/18/2021	Open			Accounts Payable	PURCELL TIRE CO.	\$469.92		
100364	11/18/2021	Open			Accounts Payable	QUINN LIFT INC	\$5,431.87		
100365	11/18/2021	Open			Accounts Payable	ROMERO ALVAREZ, RAUL, A	\$234.00		
100366	11/18/2021	Open			Accounts Payable	ROSADO, DAISY	\$1.00		
100367	11/18/2021	Open			Accounts Payable	ROSALES, MATIAS	\$50.00		
100368	11/18/2021	Open			Accounts Payable	RUIZ, MERCEDES, M	\$150.00		
100369	11/18/2021	Open			Accounts Payable	RUSH TRUCK CENTER	\$910.88		
100370	11/18/2021	Open			Accounts Payable	STANDARD INSURANCE CO.	\$2,127.85		
100371	11/18/2021	Open			Accounts Payable	TENCZA, BRIAN	\$404.70		
100372	11/18/2021	Open			Accounts Payable	TEXAS LIFE INSURANCE COMPANY	\$646.05		
100373	11/18/2021	Open			Accounts Payable	TRANSWESTERN INSURANCE ADMIN	\$194.00		
100374	11/18/2021	Open			Accounts Payable	US BANK	\$1,500.00		
100375	11/18/2021	Open			Accounts Payable	US POST MASTER	\$1,659.34		
100376	11/18/2021	Open			Accounts Payable	VISION SERVICE PLAN OF ARIZONA	\$4,253.77		
100377	11/18/2021	Open			Accounts Payable	WATEROUS COMPANY	\$1,042.06		
100378	11/18/2021	Open			Accounts Payable	WAXIE SANITARY SUPPLY	\$1,353.51		
100379	11/18/2021	Open			Accounts Payable	WILLDAN FINANCIAL SERVICES	\$5,790.00		
100380	11/18/2021	Open			Accounts Payable	YUMA COUNTY PUBLIC HEALTH	\$336.00		
100381	11/18/2021	Open			Accounts Payable	YUMA COUNTY PUBLIC HEALTH	\$163.00		
100382	11/18/2021	Open			Accounts Payable	YUMA NURSERY SUPPLY	\$693.34		
100383	11/18/2021	Open			Accounts Payable	YUMA WINLECTRIC CO.	\$422.81		
100384	11/18/2021	Open			Accounts Payable	COPPER STATE BOLTS & NUT CO.	\$276.70		
100385	11/18/2021	Open			Accounts Payable	AMERICAN FIDELITY ASSURANCE CO	\$2,889.76		
100386	11/18/2021	Open			Accounts Payable	AMERICAN FIDELITY ASSURANCE CO	\$40.00		
Type Check Totals:									
					74 Transactions		\$124,453.58		
EFT									
567	11/18/2021	Open			Accounts Payable	4 IMPRINT	\$1,079.93		
568	11/18/2021	Open			Accounts Payable	ALSCO, INC	\$731.93		
569	11/18/2021	Open			Accounts Payable	AMAZON.COM SALES, INC.	\$2,358.32		
570	11/18/2021	Open			Accounts Payable	ARIZONA MEDICAL WASTE	\$178.53		
571	11/18/2021	Open			Accounts Payable	ARIZONA WESTERN COLLEGE	\$521.27		
572	11/18/2021	Open			Accounts Payable	CDWG	\$114.65		
573	11/18/2021	Open			Accounts Payable	DESERT VALLEY POWER SYSTEMS	\$154.98		
574	11/18/2021	Open			Accounts Payable	DESERT WATER STORE INC	\$85.22		
575	11/18/2021	Open			Accounts Payable	DIAMONDBACK POLICE SUPPLY CO, INC.	\$5,336.40		
576	11/18/2021	Open			Accounts Payable	FERGUSON ENTERPRISES, LLC	\$429.13		
577	11/18/2021	Open			Accounts Payable	HANSBERGER REGRIGERATION & ELECTRIC CO	\$5,800.00		

Payment Register

From Payment Date: 11/15/2021 - To Payment Date: 11/18/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
578	11/18/2021	Open			Accounts Payable	KTL&C, LLC.	\$370.27		
579	11/18/2021	Open			Accounts Payable	MAGU ENTERPRISE	\$2,100.00		
580	11/18/2021	Open			Accounts Payable	PACIFIC ADVANCED CIVIL ENGINEERING INC	\$765.00		
581	11/18/2021	Open			Accounts Payable	POLAR ICE LLC	\$188.21		
582	11/18/2021	Open			Accounts Payable	REAL PURIFIED WATER LLC	\$27.21		
583	11/18/2021	Open			Accounts Payable	SIMS MACKIN, LTD.	\$3,784.96		
584	11/18/2021	Open			Accounts Payable	SOUTHERN TIRE MART LLC	\$3,319.50		
585	11/18/2021	Open			Accounts Payable	SPECIALTY SEWING SENTER, INC.	\$150.00		
586	11/18/2021	Open			Accounts Payable	STANDARD PRINTING COMPANY, INC	\$767.48		
587	11/18/2021	Open			Accounts Payable	TRUCKPRO, LLC	\$2,981.28		
588	11/18/2021	Open			Accounts Payable	UNIVERSAL BACKGROUND SCREENING INC	\$258.00		
589	11/18/2021	Open			Accounts Payable	YUMA COUNTY TREASURER'S OFFICE	\$83.85		
590	11/18/2021	Open			Accounts Payable	YUMA COUNTY WATER USERS ASSOCIATION	\$36,617.52		
591	11/18/2021	Open			Accounts Payable	YUMA PRINTING COMPANY	\$789.67		
592	11/18/2021	Open			Accounts Payable	YUMA REGIONAL MEDICAL CENTER	\$3,339.19		
593	11/18/2021	Open			Accounts Payable	YUMA SUN INC	\$1,049.00		
594	11/18/2021	Open			Accounts Payable	YUMA TRUCK PARTS	\$549.85		
595	11/18/2021	Open			Accounts Payable	YUMA WINNELSON CO.	\$2,232.31		
Type EFT Totals:									
1BYPAYABLE - 1st BY Accounts Payable Totals									
							29 Transactions	\$76,163.66	

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	73	\$121,523.82	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	1	\$2,929.76	\$0.00
	Stopped	0	\$0.00	\$0.00

Payment Register

From Payment Date: 11/15/2021 - To Payment Date: 11/18/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference	
					Total	74	\$124,453.58	\$0.00		
					EFTs	Status	Count	Transaction Amount	Reconciled Amount	
					Open	29	\$76,163.66	\$0.00		
					Reconciled	0	\$0.00	\$0.00		
					Voided	0	\$0.00	\$0.00		
					Total	29	\$76,163.66	\$0.00		
					All	Status	Count	Transaction Amount	Reconciled Amount	
					Open	102	\$197,687.48	\$0.00		
					Reconciled	0	\$0.00	\$0.00		
					Voided	1	\$2,929.76	\$0.00		
					Stopped	0	\$0.00	\$0.00		
					Total	103	\$200,617.24	\$0.00		
Grand Totals:										
					Checks	Status	Count	Transaction Amount	Reconciled Amount	
					Open	73	\$121,523.82	\$0.00		
					Reconciled	0	\$0.00	\$0.00		
					Voided	1	\$2,929.76	\$0.00		
					Stopped	0	\$0.00	\$0.00		
					Total	74	\$124,453.58	\$0.00		
					EFTs	Status	Count	Transaction Amount	Reconciled Amount	
					Open	29	\$76,163.66	\$0.00		
					Reconciled	0	\$0.00	\$0.00		
					Voided	0	\$0.00	\$0.00		
					Total	29	\$76,163.66	\$0.00		
					All	Status	Count	Transaction Amount	Reconciled Amount	
					Open	102	\$197,687.48	\$0.00		
					Reconciled	0	\$0.00	\$0.00		
					Voided	1	\$2,929.76	\$0.00		
					Stopped	0	\$0.00	\$0.00		
					Total	103	\$200,617.24	\$0.00		

**David
Espitia**

Digitally signed by: David
Espitia
DN: CN = David Espitia
email = despitia@sanluisaz.
gov C = AD O = City of San
Luis OU = Finance
Date: 2021.11.18 17:14:53 -
07'00'



Pay Day Register

Pay Date Range 11/06/21 - 11/19/21

Pay Batch 202124

Monica
Castro

Digitally signed by: Monica Castro
DN: CN = Monica Castro email =
mcastro@sanluisaz.gov C = AD
Date: 2021.11.23 11:39:22 -0700

PSPRS FIRE DB RATE - TIER 1b	1,317.19	11,306.32	BUILDING- NOC OPER BY	1,220.23	33,707.71
PSPRS FIRE DB RATE - TIER 2	654.79	5,620.46	BUS COMPANY AND DRIVERS	168.82	3,058.40
PSPRS FIRE DB RATE - TIER 3	3,733.88	37,564.09	CLERICAL OFFICE/ LIBRARY/	289.82	120,749.92
PSPRS FIRE DC RATE - TIER 3	213.53	2,372.60	Electrician	60.29	1,920.00
PSPRS FIRE DISABILITY RATE	20.88	2,372.60	FIREFIGHTERS & DRIVERS	5,648.10	118,907.45
PSPRS POLICE DB RATE - TIER	4,053.20	52,982.90	GARBAGE/ ASH/ REFUSE	372.07	5,953.20
PSPRS POLICE DB RATE - TIER	3,008.76	25,826.30	Homemaker Service	20.06	876.04
PSPRS POLICE DB RATE - TIER 2	1,269.69	10,898.60	MUNICIPAL/ TOWN/	100.45	5,739.99
PSPRS POLICE DB RATE - TIER 3	3,773.48	37,962.61	PARKS- NOC ALL EMPLOYEES	689.98	22,257.31
STANDARD LIFE ADDTNL	1,088.48	.00	POLICE OFFICERS	6,372.18	134,151.06
TRANSWESTERN MEXICAN	97.00	.00	RECREATION- ALL EMPLOYEES/	212.78	15,532.23
U.S. MEX DENTAL - EE &	533.78	.00	SEWAGE DISPOSAL/ PLANT	730.37	21,232.05
U.S. MEX DENTAL - EE &	164.24	.00	Street or Road Construction	1,933.58	21,897.72
UNITED WAY	14.00	.00	WATERWORKS OPERATIONS	573.93	16,539.75
US & MEX DENTAL= FAMILY	666.12	.00	Total	<u>\$18,764.15</u>	
US & MEX HEALTH = C	5,266.58	.00			
US & MEX HEALTH = FAMILY	7,403.16	.00	<u>Direct Deposits</u>		<u>Amount</u>
US & MEX HEALTH = SP	1,565.74	.00	1st Bank Yuma		30,719.15
VSP - VISION CHILDREN	214.17	.00	ACADEMY BANK		2,498.91
VSP - VISION FAMILY	376.42	.00	Bank of America		1,200.00
VSP - VISION SPOUSE	97.35	.00	Bankcorp		300.00
Net	<u>\$381,459.48</u>		Charles Sch		200.00
			Chase Bank		177,852.37
			chase centro		1,208.36
			Federal Credit Union		40,363.17
			FF CREDIT UNION		2,612.81
			FIREFIGHTER FIRST CREDIT UNION		5,605.73
			GREEN DOT BANK		412.28
			MIT FEDERAL CREDIT UNION		429.35
			National Bank		3,638.43
			Navy Federal		23,420.44
			NetSpend Corporation DD		120.00
			NORTH ISLAND CREDIT UNION		721.12
			Sunbank		1,774.01
			THE FOOTHILLS BANK		828.47
			USAA FEDERAL SAVING		1,016.36
			VANTAGE WEST		1,565.50
			WASHINGTON FEDERAL		1,917.13
			Wells Fargo		81,458.83
			WELLS FARGO CALE		1,172.45
			Total		<u>\$381,034.87</u>
			Check		\$424.61

Schedule G

Payment Register

From Payment Date: 11/22/2021 - To Payment Date: 11/24/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
1BYPAYABLE - 1st BY Accounts Payable									
Check									
100387	11/23/2021	Open			Accounts Payable	IRON MARKET PLACE LLC	\$32,108.00		
100388	11/23/2021	Open			Accounts Payable	BALSINO, PETER, M	\$6.85		
100389	11/23/2021	Open			Accounts Payable	CHARGO PA, GURSTEL	\$26.95		
100390	11/23/2021	Open			Accounts Payable	FOP/ALC	\$375.00		
100391	11/23/2021	Open			Accounts Payable	GARCIA & CORNEJO, SERGIO & OSCAR	\$311.10		
100392	11/23/2021	Open			Accounts Payable	SAN LUIS POLICE OFFICERS ASSOC	\$345.00		
100393	11/23/2021	Open			Accounts Payable	STANDARD INSURANCE COMPANY	\$9,483.40		
100394	11/23/2021	Open			Accounts Payable	SUPPORT PAYMENT CLEARINGHOUSE	\$3,378.37		
100395	11/23/2021	Open			Accounts Payable	UNITED WAY OF YUMA COUNTY INC.	\$14.00		
100396	11/23/2021	Open			Accounts Payable	UNITED YUMA FIRE FIGHTERS ASSOC	\$96.50		
100397	11/23/2021	Open			Accounts Payable	UNITED YUMA FIRE FIGHTERS- IAFF	\$1,110.00		
100398	11/24/2021	Open			Accounts Payable	24 KARAT JEWELERS	\$332.44		
100400	11/24/2021	Open			Accounts Payable	ANGEL'S TOWING SERVICE/AUTO SALES	\$300.00		
100401	11/24/2021	Open			Accounts Payable	ANGULO, MARIA, L	\$30.00		
100402	11/24/2021	Open			Accounts Payable	ARC DYNAMICS INC	\$414.85		
100403	11/24/2021	Open			Accounts Payable	ARIZONA SUPREME COURT	\$35.00		
100404	11/24/2021	Open			Accounts Payable	ARIZONA TOWN HALL	\$480.00		
100405	11/24/2021	Open			Accounts Payable	AUTOZONE STORES, INC	\$1,087.01		
100406	11/24/2021	Open			Accounts Payable	AZ STATE PRISON COMPLEX - YUMA	\$80.10		
100407	11/24/2021	Open			Accounts Payable	AZ STATE PRISON COMPLEX - YUMA	\$87.00		
100408	11/24/2021	Open			Accounts Payable	AZUL CAFE	\$736.23		
100409	11/24/2021	Open			Accounts Payable	B&H PHOTO & ELECTRONICS CORP.	\$130.53		
100410	11/24/2021	Open			Accounts Payable	BARNETT, OSCAR	\$74.00		
100411	11/24/2021	Open			Accounts Payable	BILL ALEXANDER FORD	\$36.73		
100412	11/24/2021	Open			Accounts Payable	CANYON TELECOM INC.	\$87.50		
100413	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$486.81		
100414	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$795.12		
100415	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$109.89		
100416	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$35.10		
100417	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$39.76		
100418	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$146.90		
100419	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$152.46		
100420	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$36.07		
100421	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$57.42		
100422	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$57.42		
100423	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$40.86		
100424	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$40.86		
100425	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$805.02		
100426	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$109.89		

Payment Register

From Payment Date: 11/22/2021 - To Payment Date: 11/24/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
100427	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$149.02		
100428	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$57.42		
100429	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$39.76		
100430	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$146.90		
100431	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$1,066.76		
100432	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$1,066.76		
100433	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$161.41		
100434	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$161.41		
100435	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$85.58		
100436	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$413.78		
100437	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$85.58		
100438	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$94.53		
100439	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$94.53		
100440	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$60.12		
100441	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$35.10		
100442	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$390.75		
100443	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$57.42		
100444	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$71.32		
100445	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$72.14		
100446	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$43.10		
100447	11/24/2021	Open			Accounts Payable	CENTURYLINK	\$54.49		
100448	11/24/2021	Open			Accounts Payable	CHAPMAN CHEVROLET BUICK GMC YUMA LLC	\$53.89		
100449	11/24/2021	Open			Accounts Payable	CHAPMAN DCJR YUMA LLC	\$2,898.37		
100450	11/24/2021	Open			Accounts Payable	ESTRADA, LETICIA	\$41.84		
100451	11/24/2021	Open			Accounts Payable	FACTOR SALES, INC.	\$931.09		
100452	11/24/2021	Open			Accounts Payable	FERTIZONA-YUMA L.L.C.	\$3,041.29		
100453	11/24/2021	Open			Accounts Payable	FRANCO, MARTIN, A	\$140.00		
100454	11/24/2021	Open			Accounts Payable	GALLS, AN ARAMARK CO., LLC	\$960.22		
100455	11/24/2021	Open			Accounts Payable	GARCIA, JESUS	\$90.00		
100456	11/24/2021	Open			Accounts Payable	GIS PLANNING INC	\$9,250.00		
100457	11/24/2021	Open			Accounts Payable	GOMEZ-DOMINGUEZ, FRANCISCO	\$30.08		
100458	11/24/2021	Open			Accounts Payable	HERNANDEZ, SUSANA	\$60.00		
100459	11/24/2021	Open			Accounts Payable	JAMES COOKE & HOBSON INC.	\$2,597.71		
100460	11/24/2021	Open			Accounts Payable	KS STATE BANK	\$236.59		
100461	11/24/2021	Open			Accounts Payable	LIZARDE, RAFAEL	\$150.00		
100462	11/24/2021	Open			Accounts Payable	LUNA, CYNTHIA	\$100.00		
100463	11/24/2021	Open			Accounts Payable	MARTINEZ LOPEZ, JOSE ALFREDO	\$140.00		
100464	11/24/2021	Open			Accounts Payable	MARTINEZ, NERYS	\$150.00		
100465	11/24/2021	Open			Accounts Payable	MONOPRICE INC.	\$689.19		
100466	11/24/2021	Open			Accounts Payable	MOTOROLA SOLUTIONS, INC	\$47,785.84		
100467	11/24/2021	Open			Accounts Payable	NAPA AUTO PARTS	\$1,273.01		
100468	11/24/2021	Open			Accounts Payable	NATIONAL BUSINESS FURNITURE	\$1,558.65		
100469	11/24/2021	Open			Accounts Payable	O'REILLY AUTO PARTS	\$184.73		
100470	11/24/2021	Open			Accounts Payable	OPTUM360 LLC	\$87.59		
100471	11/24/2021	Open			Accounts Payable	PAWS AND TAILS FEED AND GRAIN LLC	\$895.27		
100472	11/24/2021	Open			Accounts Payable	PEREZ, CLAUDIA	\$30.00		
100473	11/24/2021	Open			Accounts Payable	PRECISION ELECTRIC CO. INC.	\$477.41		

Payment Register

From Payment Date: 11/22/2021 - To Payment Date: 11/24/2021

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
					Stopped		0	\$0.00	
					Total		105	\$160,924.16	\$0.00
EFTs									
					Status	Count	Transaction Amount	Reconciled Amount	
					Open	22	\$54,097.90	\$0.00	
					Reconciled	0	\$0.00	\$0.00	
					Total	22	\$54,097.90	\$0.00	
All									
					Status	Count	Transaction Amount	Reconciled Amount	
					Open	127	\$215,022.06	\$0.00	
					Reconciled	0	\$0.00	\$0.00	
					Stopped	0	\$0.00	\$0.00	
					Total	127	\$215,022.06	\$0.00	
Grand Totals:									
Checks									
					Status	Count	Transaction Amount	Reconciled Amount	
					Open	105	\$160,924.16	\$0.00	
					Reconciled	0	\$0.00	\$0.00	
					Stopped	0	\$0.00	\$0.00	
					Total	105	\$160,924.16	\$0.00	
EFTs									
					Status	Count	Transaction Amount	Reconciled Amount	
					Open	22	\$54,097.90	\$0.00	
					Reconciled	0	\$0.00	\$0.00	
					Total	22	\$54,097.90	\$0.00	
All									
					Status	Count	Transaction Amount	Reconciled Amount	
					Open	127	\$215,022.06	\$0.00	
					Reconciled	0	\$0.00	\$0.00	
					Stopped	0	\$0.00	\$0.00	
					Total	127	\$215,022.06	\$0.00	

Digitally signed by:
David David Espitia
 DN: CN = David
 Espitia email =
 despitia@sanluisaz.
 gov C = AD O = City
 of San Luis OU =
 Finance
Espitia Date: 2021.11.24
 17:17:35 -07'00'



AGENDA ITEM REVIEW FORM

Regular City Council Meeting

6. A.

Meeting Date: 12/08/2021

Department Head: Eulogio Vera, Director of Public Works, Public Works Department

Submitted By: James Einwaechter, Assistant Director of Public Works, Public Works Department

Action Requested: Motion

ITEM:

Discussion and possible action on any and all matters regarding renewal of the ALSCO, Inc. uniform services contract with the City of San Luis. **(Eulogio Vera, Director of Public Works)**

SUMMARY:

Background

On January 14, 2015, the Council approved a new up-to-five year contract with ALSCO, Inc. to provide uniform services to several city departments, including the Public Works Department (Fleet Services, Highway Users, Solid Waste, Wastewater, and Water Divisions), Parks and Recreation Department (including Parks, Recreation, and Facilities Divisions), as well as Billings and Collections' meter readers. In so doing, the city dismissed continuing to contract with the Aramark Company (the city's uniform services provider for over 10 years) due to pervasive concerns with the poor quality of service to city departments. The period of performance for the 2015 ALSCO, Inc. contract was 60 months, comprised of an initial 24 months plus three (3) consecutive 12- month periods that were "automatically" renewed. We are now well beyond the originally-agreed period of performance and need to enter into a follow-on uniform services contract.

City Code-Purchasing

Over the life of the contract, the fiscal impact will be more than \$45,000.00. Under the City Code that would trigger a formal bid process. However, ALSCO has proven to be a reliable provider. They are the only provider in proximity which is important to provide the city with timely service. As was the case in 2015, ALSCO, Inc., continues to be the only responsive/responsible firm in the local area that is capable of supporting the city's recurring uniform issue, replacement, and cleaning requirements with "boots on the ground" presence. For that reason, it would be an unnecessary cost for the city to go through the bid process and justifiable good cause for the city to waive formal purchasing procedures for this contract as is allowed under San Luis City Code-Purchasing § 3.05.010(F).

Time Period in the Contract

As detailed in the ALSCO addendum to the attached Service Agreement, the period of the renewed contract would be for 36 months, with the option to renew for up to 24 additional months unless terminated by either the City or ALSCO, Inc. Also attached is an Addendum to the Service Agreement, that the city staff proposed and ALSCO accepted, that puts a clearer face on the manner of ALSCO Inc.'s performance and mutually-agreed procedures.

RECOMMENDATION / SUGGESTED MOTION:

I MOVE TO APPROVE ALSCO, INC.'S SERVICE AGREEMENT AND ADDENDUM FOR UNIFORM SERVICES AND WAIVE FORMAL PURCHASING PROCEDURES AS ALLOWED UNDER CITY CODE § 3.05.010(F) FOR THE GOOD CAUSE REASONS PRESENTED.

Fiscal Impact

IS THERE FISCAL IMPACT ASSOCIATED WITH THIS ITEM: YES
CITY/STATE/FEDERAL FUNDS: CITY
TOTAL: See fiscal impact statement
BUDGETED AMOUNT: YES
AVAILABLE AMOUNT TO TRANSFER: N/A
ACCT NAME & GL#/REMAINING BALANCE BEFORE PURCHASE: Multiple Departmental
Accounts

FISCAL IMPACT STATEMENT (IF THIS IS A BUDGET TRANSFER, YOU MUST ATTACH THE BUDGET ADJUSTMENT FORM):

This will be a continuation of contract services. Fiscal impact for this agreement for this year is included in the adopted city budget, paid via multiple department-managed accounts. No additional funds are required.

Attachments

Proposed Service Agreement
Service Agreement Addendum



TERMS AND CONDITIONS FOR TEXTILE RENTAL SERVICE AGREEMENT

The parties hereby agree as follows:

1. **Scope of Agreement.** During the term of this Agreement, AlSCO (hereinafter called "Supplier") shall be the exclusive supplier to Customer of the services and goods listed on Schedule A attached hereto, as such Schedule A may be amended from time to time. All goods supplied hereunder shall be regularly cleaned and maintained by the Supplier. Any goods which require replacement during the term of this Agreement because of normal wear and tear shall be replaced by Supplier at Supplier's sole cost and expense.
2. **Term.** ~~This Agreement shall remain in full force and effect for a period of 60 months, commencing on the date of installation of the goods, and shall be automatically renewed for consecutive 60-month periods thereafter unless either party shall give to the other party written notice of termination by registered mail at least 90 days prior to the expiration of the term then in effect.~~ *See next page*
3. **Charges.** In consideration for the services and goods provided hereunder, Customer agrees to pay the charges set forth on the Schedule attached hereto and other charges which may become applicable. The description of the charges shown on Schedule A and other charges that may be applicable is located on the reverse side of this Agreement and any updates to that list at www.alsco.com. All charges are based on 52 weeks per year whether or not service is actually used. The Service Charge will be used to help AlSCO pay various fluctuating costs relating to the environment, energy, service and delivery. Revenue from all charges on our invoices is used to offset costs and to provide general revenue to AlSCO.
4. **Price Adjustments.** On the first anniversary date and annually thereafter, Customer agrees that Supplier may increase prices by the greater of 5% or the percentage change in the Consumer Price Index ("CPI") for the preceding twelve months. Supplier shall notify Customer of the new prices in the form of an adjusted invoice or statement. In addition to the foregoing, if Supplier increases prices more frequently than annually or by more than 5% or the CPI as provided above ("Additional Price Increases"), Supplier shall notify Customer of the Additional Price Increase as provided above. Customer shall have the right to reject any Additional Price Increase by giving written notice to Supplier within ten (10) days of the Additional Price Increase. In such event, Supplier shall have the option of terminating this Agreement and Customer shall be obligated to comply with Section 9.
5. **Payment and Credit.** All charges shall be payable upon delivery, unless Customer applies for and Supplier provides a credit account. A Customer who has a credit account shall pay all charges for merchandise by the 10th day of the month following the month in which delivery is made (the due date). A FINANCE CHARGE of 1½% per month or 18% per year will be imposed on all outstanding credit account balances 30 days or more past due until paid in full. If full payment on a credit account balance is not made within 30 days of the due date, Supplier may elect to revoke credit privileges and continue to supply merchandise under this Agreement on a cash-on-delivery basis only.
6. **Representation and Indemnity.** Customer acknowledges that goods supplied pursuant to this Agreement are designed only for general purpose use in working with non-hazardous materials, and that the goods are not flame retardant or treated to resist acids or other caustic or hazardous materials. Customer represents that the goods shall not be used in areas of flammability risk or where contact with caustic or otherwise hazardous materials or ignition sources is possible. Customer expressly agrees to indemnify and hold Supplier harmless from any claim, liability or judgment, including court costs and attorney's fees, arising from or relating to the use of any goods supplied hereunder in violation of the foregoing representation.
7. **Title to Goods and Replacing Lost or Damaged Goods.** It is understood by the parties that all goods supplied under this Agreement are, and shall remain, the property of Supplier, and shall be returned to Supplier at such time as an employee of Customer using said goods terminates employment with Customer or at such time as this Agreement might expire or otherwise be terminated. Customer shall be responsible for all goods which are lost, destroyed, stolen or not returned as required herein, and with respect to such lost, destroyed, stolen or non-returned goods Customer shall promptly pay to Supplier the Replacement Charge (as specified in Schedule A or amended Schedules) of such goods, including applicable sales and use taxes. Supplier has the right to enter upon Customer's premises to remove or take inventory of its goods at any time during Customer's regular business hours.
8. **Liquidated Damages.** Customer acknowledges that since Supplier owns the goods covered hereby and that such goods may be unique to Customer's requirements and that the value of such goods is depreciating with time, the damages which Supplier may sustain as a result of Customer's breach or premature termination of this Agreement would be difficult, if not impossible, to determine. The parties therefore agree that in the event of Customer's failure to timely pay the fees and charges provided for herein, or in the event of any other breach or premature termination of this Agreement by Customer, Customer shall pay to Supplier as liquidated damages, and not as a penalty, a sum equal to the number of unexpired weeks remaining in the term then in effect multiplied by fifty percent (50%) of the average weekly charge for goods and services during the 10 weeks immediately preceding such failure to pay, breach or premature termination. The parties further agree that this formula is reasonable.
9. **Payment of Goods Upon Termination.** Upon termination of this Agreement, with or without cause, Customer agrees to return to Supplier all goods supplied pursuant to this Agreement. Customer agrees to pay Supplier's Replacement Charge for any goods not returned or goods returned in a condition beyond normal wear and tear. The price to be paid upon such purchase of goods shall be in addition to any liquidated damages Customer may be required to pay pursuant to Section 8.
10. **Change of Customer's Location.** Customer shall give Supplier 30 days written notice prior to any change in the location to which goods and services are provided under this Agreement. So long as Customer's new location is within Supplier's route delivery area, this Agreement shall remain in full force and effect despite a change in Customer's location. In the event Customer's new location is outside Supplier's route delivery area, this Agreement shall be deemed terminated and the provisions of Section 9 dealing with purchase of goods shall apply, but the provisions of Section 8 relating to liquidated damages shall not apply.
11. **Undertaking and Quality.** Supplier agrees to provide goods and services under this Agreement in accordance with accepted standards in the textile leasing/rental industry. In the event Customer believes that there are deficiencies in the quality of the service and/or goods furnished by Supplier hereunder, Customer shall give written notice to Supplier by certified mail, specifying the precise nature of such deficiencies, and Supplier shall have 60 days after its receipt of such written notice to correct such claimed deficiencies. In the event Customer is, in good faith, not satisfied with Supplier's correction of the claimed deficiencies, Customer shall give written notice to Supplier by certified mail, return receipt requested, specifying the precise nature of the inadequate correction. Failure to give such notice of inadequate correction shall create a conclusive presumption that Supplier has corrected the deficiencies. If Supplier fails to correct the deficiencies within 30 days after its receipt of the second notice provided herein, Customer may terminate this Agreement. The provisions of Section 8 relating to liquidated damages shall not apply to a termination pursuant to this Section, but all other sections shall apply.
12. **Other Contracts.** Customer certifies that Supplier is in no way infringing upon any existing contract between Customer and another supplier and that Supplier has made no attempt to induce Customer to wrongfully terminate an existing contract with another supplier of services or goods covered by this Agreement.
13. **Binding Effect.** This Agreement shall be binding upon the representatives, successors and assigns of the parties. In the event Customer sells or transfers its business or principal assets, Customer shall cause any purchaser of such business or assets to assume in writing this Agreement and the obligations of Customer hereunder.
14. **Severability.** If any provision of this Agreement is determined to be invalid, the remaining terms and conditions hereof shall remain in full force and effect.
15. **Enforcement of Agreement.** In the event Supplier is required to enforce, defend and/or protect its rights under this Agreement, Customer agrees that in addition to all other amounts which it might be required to pay, it will pay Supplier's costs of enforcing, defending and/or protecting its rights under this Agreement, including reasonable collection fees, attorneys' fees and costs. The parties agree that the only venue for any suit with respect to this Agreement shall be the county in which Supplier's plant is located.

CUSTOMER'S ACCEPTANCE:

CUSTOMER NAME: City of San Luis

ADDRESS: 1090 E Union st

CITY, STATE, ZIP: San Luis, AZ 85349

BY: _____
(AUTHORIZED SIGNATURE)

TITLE: _____

DATE: _____

SUPPLIER'S ACCEPTANCE:

BY: _____
(AUTHORIZED REPRESENTATIVE)

TITLE: _____

DATE: _____

- **“Term. This Agreement shall remain in full force and effect for a period of 36 months, commencing on the date of installation of the goods, and shall be automatically renewed for two consecutive 12 month periods thereafter unless either party shall give to the other party written notice of termination by registered mail at least 90 days prior to the expiration of the term then in effect.”**

GLOSSARY OF ALSCO CHARGES

Note: Revenue from all charges is used to offset costs and provide general revenue to AlSCO.

Types of Service

Flat Rate Service: Some customers have agreed to be billed at the same amount each week.

Unit Price with Minimum Usage Service: Some customers have agreed to use a certain minimum percentage of the inventory designated for their use. When the quantity actually used by the customer for an item falls below the Agreed Minimum, the customer is charged the unit price multiplied by the minimum agreed-upon quantity. This charge will be shown as "Inventory Minimum Charge" on your invoice.

Special Charges

A/R Account Maintenance (A/R Acct Maint): This charge may be applied to carry credit for non-COD customers.

C.O.D. Re-Charge: Rather than stopping service, this charge is made when COD payments are not made and our invoices must be re-submitted and collected at the time of the following delivery.

Early Retirement: The early retirement charge applies to garments that are removed from service early in their useful life.

Emblem Charge: This is a one-time charge to place an emblem or emblems on a new or replacement garment.

Excess Trash: This fee is charged for separating and disposing of trash from rental items when an unusual amount of trash has been placed into the laundry bag.

Finance Charge: The finance charge reflects interest charged on past due accounts.

Freight: Freight is charged for delivering direct sale items directly from a manufacturer, by common carrier, or outside of our regular route delivery system.

Garment Inventory Maintenance: This is an optional program that offers a weekly charge in lieu of being billed for abused or damaged items. This is for garments only. This does not include lost garments.

Inventory Maintenance (Inventory Maint): This automatic recurring charge is to replenish lost or damaged textiles to maintain the level of inventory required by the customer. The inventory maintenance charge is established with the customer, based upon experience, and depending upon the type of textile product provided and its particular application. Inventories of napkins, aprons, shop towels, and bar towels typically need automatic replenishment.

Inventory Minimum (Inventory Min): If the customer has agreed to use a minimum percentage of the inventory designated for the customer, this is the charge if the usage falls below the agreed upon minimum. (See "Unit Price with Minimum Usage.")

Invoice Copy: There is no charge for the first invoice. This is for faxing or mailing additional copies of invoices, at the customer's request.

Loss/Abuse/Damage (Loss/Abuse/Dam): This charge is to replace rental items that have been lost, misused or damaged beyond repair by users as identified by our route service representatives or check-in procedures at our plant. In order to discourage misuse, the charge is the Replacement Charge shown on your contract or the full retail price.

NSF/Bounced Check (NSF Check): The NSF/bounced check charge is for checks that have been returned to us for non-sufficient funds.

Oversize Garment Charge (Oversize Gar Chg): The oversize garment charge reflects the additional cost of providing garments that are outside the normal range of sizes, for example: XXX Large, etc.

Preparation Charge (Preparation Chg): This is a charge for preparing a garment for use, identifying it to a person, completing alterations and adding it to account database.

Press Charge: The press charge is for atypical requests to press garments.

Repair Charge: After quality control, a repair charge may be made for minor repairs on items that have been exposed to conditions outside of normal use or abusive conditions, or by the customer's request to maintain appearance standards and avoid early replacement.

Replacement Charge (Replace Chg): This is the agreed upon unit price charge (less depreciation) which the customer must pay to purchase the inventory designated for the customer's use if the customer discontinues service before the end of the contract.

Restocking Fee: The restocking fee is charged to retrieve items from the customer and place them back into our storeroom.

Re-Stringing Charge (Re-String Chg): This fee is for replacing and re-threading laundry bag cords that have been cut or made unusable through improper tying by the customer.

Special Delivery: This charge is for specially delivered items, delivered outside the regularly scheduled route delivery stop.

Service Charge

The service charge is used to help pay various fluctuating costs related to the environment, energy, service and delivery of our goods and service.

**ADDENDUM TO SERVICE AGREEMENT
BETWEEN ALSCO, INC. AND THE CITY OF SAN LUIS, AZ**

GENERAL:

ALSCO Inc. (“ALSCO”) will furnish in a responsive manner to the City of San Luis, Arizona (“the City”) all labor, materials, equipment, supervision, and contract administration required to deliver to the City the following services: issue, cleaning, repair, and replacement of uniform articles and towels in accordance with the signed service agreement between ALSCO and the City and as detailed and priced in the August 17, 2021 ALSCO proposal to which this Addendum shall be a part.

REQUIRED SERVICES (DELIVERABLES);

1. Provision of Uniform Articles:

- a. City staff elements that will normally require uniform services include the Public Works Department (Fleet Services, Highway Users, Solid Waste, Wastewater, and Water Divisions), Parks and Recreation Department (including Parks, Recreation and Facilities Divisions), and Billings and Collections (including meter readers).
- b. The number and type of uniform articles to be provided to each departmental employee (including style, material type, color/pattern/markings, and quantities) will be mutually determined between supervisors of the indicated City staff elements and ALSCO. An initial issue of uniform articles will typically include 11 sets (11 shirts and 11 trousers), providing users with enough uniform articles to allow for approximately one half of their uniform articles to be laundered each week). Normally, each City staff element will choose a uniform scheme that is unique to their respective staff element. When mutually-agreed theme (e.g., shirt color/pattern/type) is no longer sustainable for a City staff element, ALSCO will coordinate with the applicable City staff element, and reach mutual agreement on, a suitable replacement uniform scheme (and replacement schedule).
- c. All initially-issued and replacement uniform articles will be in good/serviceable (like-new) condition and appearance and will be free of rips, stains, and excessive fading. Uniform shirts will have affixed both standard City patches (left breast area) and the name/organization of the City employee to whom the uniform articles will be issued (right breast area).
- d. New and replacement uniform articles will normally be provided by ALSCO within two-to-three weeks of request by the supervisor of the applicable City staff element and will be delivered directly to the applicable staff element. For any “special size” article (4XL or larger shirts and size 50 or larger pants), the

customer wait time may be up to eight weeks.

- e. Contractor pricing of initially-issued and replacement uniform articles will be in accordance with ALSCO's August 17, 2021 proposal, to which this Addendum is a part.)

2. Cleaning of Uniform Articles:

- a. ALSCO will provide for weekly pick-up, cleaning, and return of uniform articles, with approximately one-half of each employee's uniform articles requiring weekly laundry service. Uniform articles (and towels, where applicable) will normally be picked-up by ALSCO directly from each City staff element and returned to the same locations the following week.
- b. During cleaning, uniform articles and towels (if issued) will be thoroughly laundered and rinsed and be free of stains and odor.
- c. Prior to the return of uniform articles (and towels, where applicable), ALSCO will inspect the items for damages and make minor repairs (e.g., replace buttons or zippers or repair hems, as appropriate). At the time of return of cleaned uniforms/towels, each City staff element will similarly inspect the returned articles to confirm the condition/serviceability of the articles, and advise the ALSCO representative of any issues or concerns.
- d. ALSCO pricing will be in accordance with ALSCO's August 17, 2021 proposal, to which this Addendum is a part.

3. Repair and Replacement of Uniform Articles:

- a. As indicated above, all initially-issued and replacement uniform articles (as well as uniform articles returned from laundering) will be in good/serviceable (like-new) condition and appearance and will be free of rips, stains, and excessive fading.
- b. When either ALSCO or a City staff element determines that a uniform article (or towel) is no longer serviceable, a mutual assessment and agreement will be made regarding its repair or replacement, with either repair or replacement of any articles normally being completed by ALSCO within one week of the mutual assessment/agreement.
- c. Replacement of uniform articles (and towels, where applicable) will be in accordance with ALSCO "Uniform Shield" protection and implementation procedures.
- d. Pricing (if/as applicable) will be in accordance with ALSCO's August 17, 2021 proposal, of which this Addendum is a part.

Payment for ALSCO Services:

On a monthly basis, ALSCO will invoice the City for services provided during the prior month (with the invoice providing a separate break down of services/costs associated with each serviced City staff element and pricing being in accordance with ALSCO's August 17, 2021 proposal, of which this Addendum is a part. Each serviced City staff element shall certify/pay monthly invoices in a timely manner.

Contract Period:

The initial period of the agreement between ALSCO and the City of San Luis will be three years, with the option (at the City of San Luis' discretion) to extend the agreement for two additional years.

CUSTOMER'S ACKNOWLEDGMENT:

SUPPLIER'S ACKNOWLEDGMENT:

Name: City of San Luis, AZ

Name: ALSCO, Inc.

By: _____

By: _____

Title: _____

Title: _____

Signature: _____

Signature: _____

Date: _____

Date: _____



AGENDA ITEM REVIEW FORM

Regular City Council Meeting

6. B.

Meeting Date: 12/08/2021

Department Head: Jose A. Guzman, Director of Planning & Zoning, Planning & Zoning Department

Submitted By: Fernando Villegas, Principal Planner, Planning & Zoning Department,
Development Services

Action Requested: Motion
Public Hearing
Resolution

ITEM:

Public hearing followed by discussion and possible action on any and all matters regarding Minor Amendment Case No. 2021-0668 for Core Engineering Group, PLLC and Resolution No. 2201. A resolution of the Mayor and City Council of the City of San Luis, Arizona, amending the 2040 General Plan to change the land use designation of a parcel of 19.95 acres in size from Commercial (C) to Medium Density Residential (MDR), located east of 20th Avenue and south of Belleza del Desierto Phase 2 Subdivision in San Luis, Arizona. **(Jose A. Guzman, Director of Planning & Zoning)**

- A. Open public hearing
 - 1. Staff presentation
 - 2. Call to the Public on this item
- B Close public hearing
- C. Action on Resolution No. 2201

SUMMARY:

On September 8th, 2021, City Council denied Minor Amendment Case No. 2021-0336. The request for this minor amendment was the same, to change the land use designation from Commercial (C) to Medium Density Residential (MDR). However, City Council expressed concerns with existing and future traffic in the area. For this reason, the applicant is in the process of preparing a traffic study for the subject property and the property located to the south. Because the traffic study is being prepared City Council approved Major Amendment Case No. 2021-0337 to change the land use designation from Commercial to Medium Density Residential for the property to the south on October 27, 2021.

The applicant is requesting a minor amendment to the City of San Luis 2040 General Plan for the second time. If this minor amendment is approved the applicant is requesting the rezoning of the subject parcel to R1-6 for the construction and development of a residential subdivision. (Rezoning Case No. 2021-0243).

City Council approved Major Amendment Case No. 2021-0337 to change the land use designation from Commercial to Medium Density Residential for the property to the south. The City of San Luis 2040 General Plan requires a major amendment for any change in a non-residential land use category of 20 or more contiguous acres to a residential land use category.

GENERAL PLAN:

The existing land use category for the subject property is Commercial (C) as shown on the land use map.

Existing Land Use category

Commercial (C): The Commercial land use category is intended to provide for the primary commercial areas serving the community including neighborhood, community, and regional-scale development. Commercial areas provide convenient community access to goods and services and may include retail, service commercial, professional offices, light industrial and employment uses.

Zoning districts permitted within C: MU, C-1, C-2, and L-I

Proposed Land Use Category

Medium Density Residential (MDR): The Medium Density Residential (MDR) land use category is intended to provide for detached single-family residential development on moderately sized lots.

Zoning districts permitted within MDR: R1-6, R1-8, R1-12, R-2, MH, MHP, and PUD.

The approval of this minor amendment will allow the applicant to rezone the subject property to R1-6. The existing condition of the subject property is native desert undeveloped land zoned light industrial (L-I). The subject property is located inside the Central Growth Area identified in the 2040 General Plan.

The developer must provide all the necessary improvements including road construction, water, wastewater, and open space.

General Plan Policies:

Policy G-7.1 The City of San Luis should only prioritize growth in areas with existing infrastructure or areas where infrastructure can be expanded in a fiscally sound manner.

The subject property is located inside the Central Growth Area identified in the 2040 General Plan where infrastructure can be expanded. Existing development in the area has provided access to the infrastructure needed for residential development.

Policy G-8.1 New development should provide a transition between uses with differing densities/intensities by incorporating compatible land-use strategies.

The subject property is located adjacent to a compatible land use category to the north, west, and south. However, the subject property is located adjacent to an industrial subdivision to the east. Development standards in the industrial zoning district require a 25-foot rear yard setback for industrial properties located adjacent to residential development.

Policy G-9.3 Ensure growth areas are served and connected by major transportation routes and other modes of transportation.

Subdivisions in the central growth area are served and connected by Avenue E and County 24th Street. Both arterial roads are not fully improved. However, the city has requested traffic studies for all the proposed subdivisions in the area. The traffic study will ensure that all the improvements necessary are done to provide a connection to Cesar Chavez Boulevard.

APPROVAL CRITERIA:

In determining whether the proposed General Plan Amendment shall be approved, the Planning and Zoning Commission and City Council shall assure that the proposed amendment meets all the following criteria:

1. The development pattern contained in the existing San Luis General Plan - Land Use Plan does not adequately provide appropriate optional sites for the use or change proposed in the amendment.
2. The amendment constitutes an overall improvement to the San Luis General Plan and is not solely for the good or benefit of a particular landowner or owners at a particular point in time.
3. The amendment will not adversely impact the community as a whole or a portion of the community by:

- a. Significantly altering acceptable existing land use patterns,
 - b. Requiring additional and more expensive improvements to roads, sewer, or water delivery systems than are needed to support the prevailing land uses and which, therefore, may impact developments in other areas,
 - c. Adversely impacting existing or previously planned uses through increased traffic generated by the proposal on existing systems, or
 - d. Affecting the livability of the area or the health and safety of the residents.
4. The amendment is consistent with the General Plan’s overall intent, vision, goals, and objectives as well as being compliant with other adopted plans, codes, and ordinances.

COMMENTS:

As part of the review process, all land use cases are reviewed by various city and outside agencies. We have received comments from the following agency:

- 1. Yuma County Airport Authority (11-3-21)

As required by State Statute, staff sent notification letters to property owners within 300 feet of the proposed project (6 letters).

CITIZEN REVIEW MEETING:

The Citizen Review Meeting was held on November 9, 2021, at the San Luis City Hall Council Chambers at 5:00 p.m. The intent of this meeting was to allow the public to learn about the project, ask questions, and express comments. There were no members of the public present.

PLANNING AND ZONING COMMISSION:

The Planning and Zoning Commission recommends approval to change the land use designation from Commercial (C) to Medium Density Residential (MDR) as requested.

STAFF RECOMMENDATION:

The applicant has provided the information and materials necessary for the review of the minor amendment application.

Staff recommends approval of Minor Amendment Case No. 2021-0668 and Resolution No. 2201.

RECOMMENDATION / SUGGESTED MOTION:

A. I MOVE TO OPEN PUBLIC HEARING

- 1. Staff presentation
- 2. Call to the public on this item

B. I MOVE TO CLOSE PUBLIC HEARING

C. I MOVE TO APPROVE AND ADOPT RESOLUTION NO. 2201

Fiscal Impact

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

N/A

Attachments

Resolution 2201
Location Map
Applicant Narrative
Comment Letter 1
Comment Letter 2



Resolution

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

NO. 2201

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, AMENDING THE 2040 GENERAL PLAN TO CHANGE THE LAND USE DESIGNATION OF 19.95 ACRES OF LAND LOCATED EAST OF 20TH AVENUE AND SOUTH BELLEZA DEL DESIERTO PHASE 2 SUBDIVISION FROM COMMERCIAL TO MEDIUM DENSITY RESIDENTIAL; REPEALING ANY CONFLICTING PROVISIONS; AND PROVIDING FOR SEVERABILITY

WHEREAS, City of San Luis pursuant to Resolution No. 2134 adopted the City of San Luis 2040 General Plan on the 10th day of June, 2020;

WHEREAS, Core Engineering Group LLC applied for a Minor Plan Amendment to change the Land Use Designation on 19.95 acres of land located east of 20th Avenue and south of Belleza del Desierto Phase II Subdivision from Commercial to Medium Density Residential; as attached hereto as "Exhibit A"

WHEREAS, the Planning and Zoning Commission held a public hearing on this proposed amendment on November 16th, 2021 and made a recommendation of approval to the City Council; and

WHEREAS, the City Council of the City of San Luis, Arizona held a public hearing on this proposed amendment on December 8th, 2021 and adopted a motion to approve the amendment;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of San Luis, Arizona, that the City of San Luis 2040 General Plan is hereby amended to change the Land Use Designation from Commercial to Medium Density Residential for approximately 19.95 acres located at:

The N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 15, Township: 11 South, Range 24 West Yuma County, Arizona. Also known as Parcel A of the Border Ranches II Lot Split as Recorded in Book 33 Page 6 of Plat on the Records of Yuma County Recorder's Office.

PASSED AND ADOPTED by the Mayor and City Council of the City of San Luis, Arizona, this ____ day of _____, 2021.

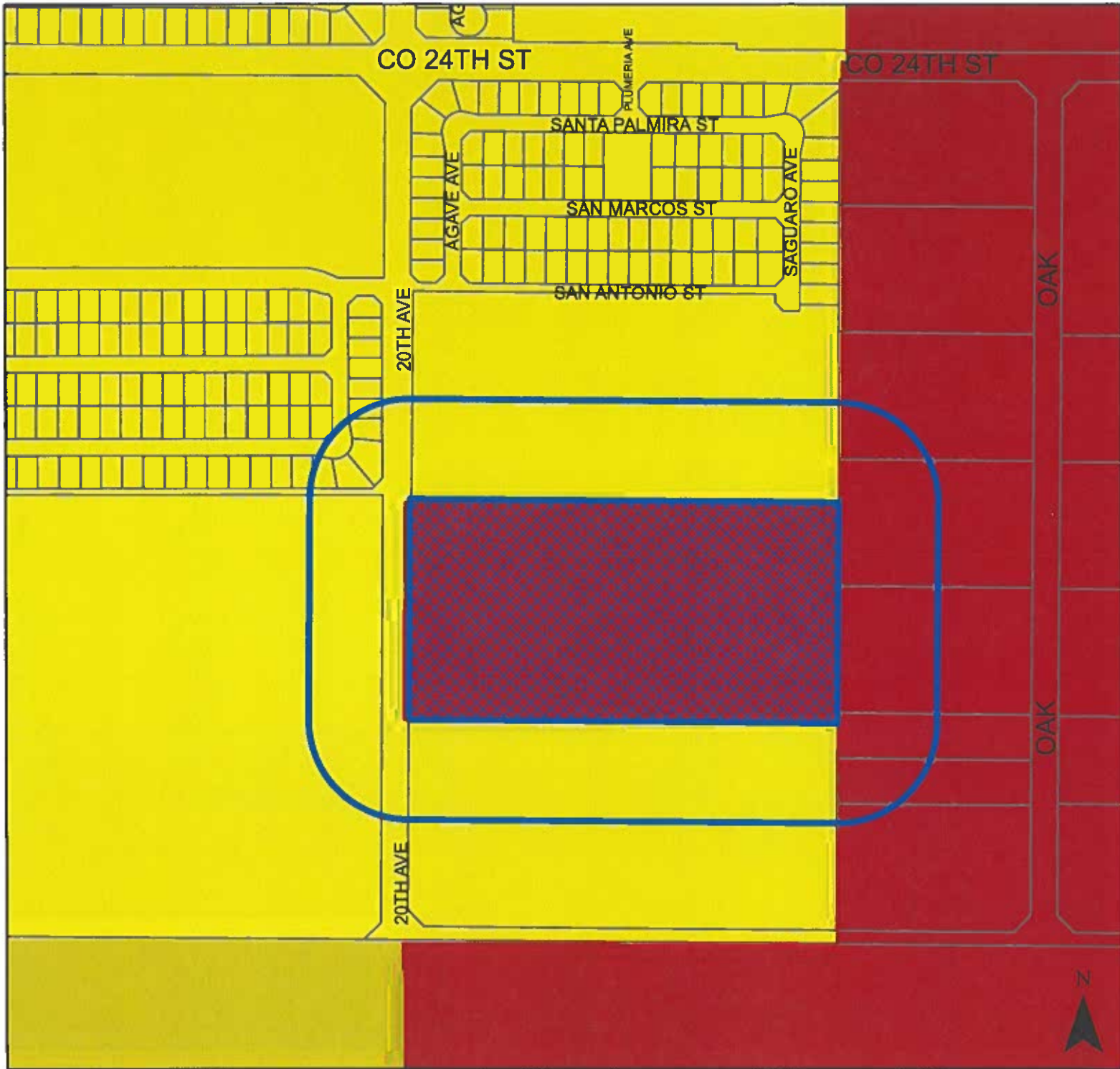
Gerardo Sanchez, Mayor

ATTEST:

APPROVED AS TO FORM:

Sonia Cornelio, City Clerk

Kay Marion Macuil, City Attorney



LOCATION OF SUBJECT PROPERTY

 PARCEL 227-15-029

LOCATION MAP

MINOR AMENDMENT

CASE #
2021-0668

- Land Use**
-  Agricultural
 -  Low Density Residential
 -  Medium Density Residential
 -  High Density Residential
 -  Commercial
 -  Mixed Use Activity Center
 -  Employment
 -  Conservation

DATE:
11/12/2021

CHECKED BY:
ROMAN PACHECO

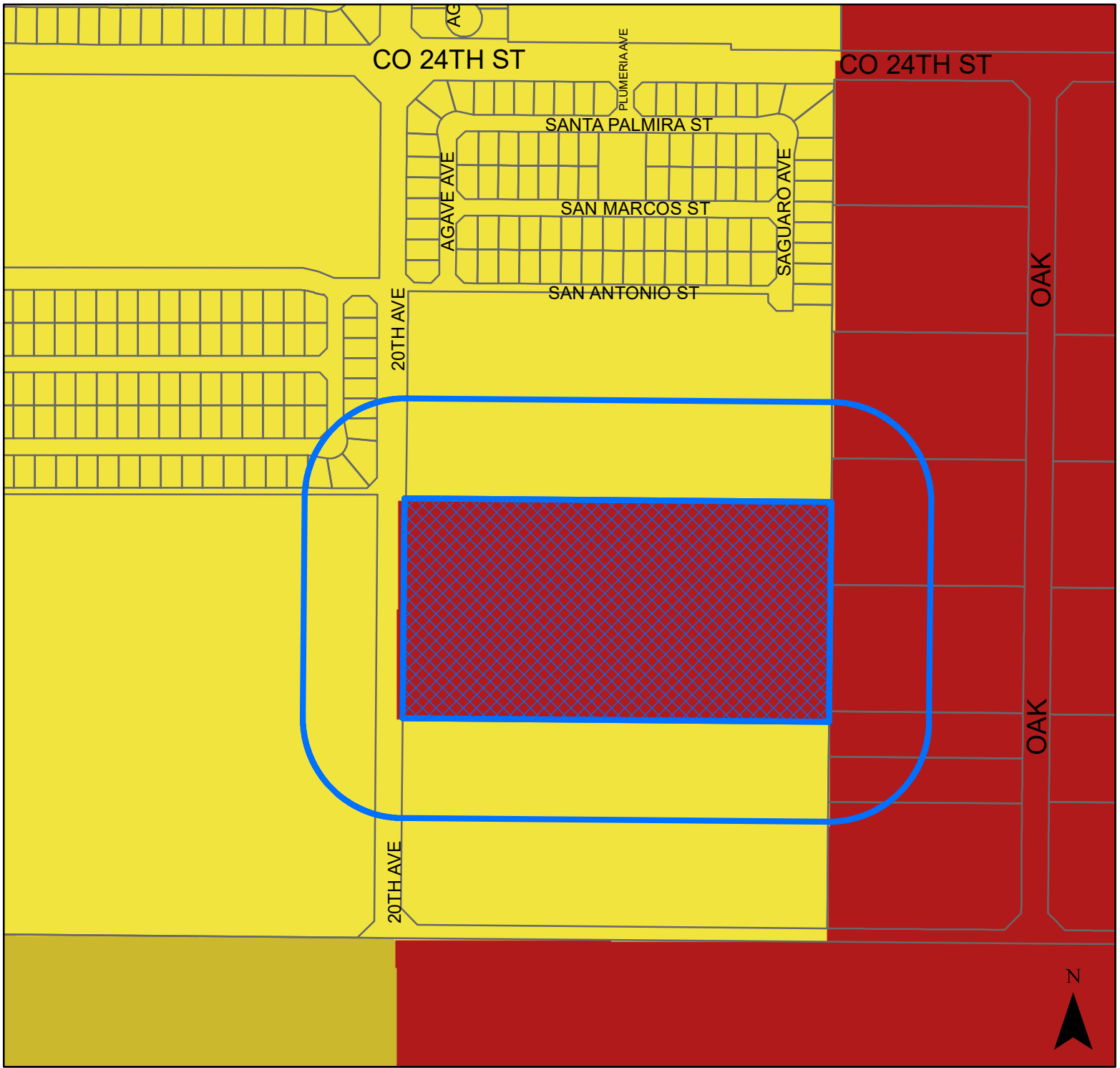
PLANNING & ZONING



GIS

CREATED BY:
ISAAC GUTIERREZ









APPROVED BY:
JOSE A. GUZMAN



LOCATION OF SUBJECT PROPERTY

 PARCEL 227-15-029

LOCATION MAP

- Land Use**
-  Agricultural
 -  Low Density Residential
 -  Medium Density Residential
 -  High Density Residential
 -  Commercial
 -  Mixed Use Activity Center
 -  Employment
 -  Conservation

MINOR AMENDMENT

CASE #
2021-0668

DATE:
11/12/2021

CHECKED BY:
ROMAN PACHECO

PLANNING & ZONING



GIS

CREATED BY:
ISAAC GUTIERREZ

APPROVED BY:
JOSE A. GUZMAN



Core Engineering Group, PLLC

200 E. 16th Street, Suite # 150
Yuma, Arizona 85364

voice 928-344-5931

fax 928-344-5932

www.CoreEngineeringGroup.com

MEMORANDUM

Date: October 12, 2021

To: City of San Luis
Department of Development Services

From: Douglas J. Nicholls, PE, RLS

Re: Minor General Plan Amendment for Parcel 227-15-029;
North Half of the SW 1/4 of the NE 1/4 of Section 15, T11S, R24W
Avenue E-1/2 & County 24-1/2 Street, San Luis, AZ.

The owner is proposing to change the 2040 General Plan for the lot referenced from Commercial to Medium Density Residential. This request represents 19.95 acres South of Belleza Del Desierto Phase 2, which is currently under construction, and is consistent with the recent subdivision development taking place on the land adjacent to the north and west of this parcel.

The current status of the parcel is native desert, an undeveloped parcel with LI zoning. The request is to change the 2040 City of San Luis General Plan to be more in conformance with the surrounding residential and recreational areas which have been developed, or are currently being developed, and provide more land for residential development in East San Luis consistent with the wishes expressed by the community during the Major Amendment process underway for the 20 acres South of this parcel, APN 227-15-030.

The owner is in the process of entering a contract with a Traffic Engineer to provide a Traffic Study, which will be completed and provided as soon as possible, to allow for the per acre fee collected from these parcels and surrounding developments to be used to construct whatever improvements the traffic study recommends and/or City Council sees fit.

Fernando Villegas

From: Glenn Gimbut
Sent: Wednesday, November 3, 2021 11:51 AM
To: Fernando Villegas; jdavey@jdcivil.com; Aracely DeLaHoya; Derek V. Duenas; Dylan Stackpole; Eulogio Vera; Janet Taylor; Jenny Torres; Jorge Perez; Jose A. Guzman; Jose Zarate; Kay Macuil; Lizandro Galaviz; Monica Castro; Richard Bauermann; Richard Jessup; Sonia Cornelio; Yolanda Duenas
Subject: RE: Request for comments Minor Amendment Case No. 2021-0668

I remain still concerned about 24th and Ave. E since there is only ½ road dedication of right of way at that intersection and for about a quarter mile back. Also no plans in the immediate future to build that other half of the road. We keep sending more and more traffic in there without a clue as to the ultimate impact as heavy truck traffic, with environmentally challenged cargo, increases exponentially, the medical mall is finally open and about to double in size, and now school buses will regularly use this intersection. Right of way by the proposed subdivision is fine, but it has to go somewhere. We seem to act like the traffic ends at the edge of the subdivision and it does not.

We need true planning of the entire traffic flow through this critical intersection with planning that includes concrete workable plans on how the infrastructure gets built since the city lacks the funding to do it on its own. This should be done BEFORE we plan more houses to be developed which will send ever more cars here. My two cents.

From: Fernando Villegas
Sent: Wednesday, November 3, 2021 9:02 AM
To: jdavey@jdcivil.com; Aracely DeLaHoya <ADeLaHoya@sanluisaz.gov>; Derek V. Duenas <dvduenas@sanluisaz.gov>; Dylan Stackpole <dstackpole@sanluisaz.gov>; Eulogio Vera <evera@sanluisaz.gov>; Glenn Gimbut <GGimbut@sanluisaz.gov>; Janet Taylor <jtaylor@sanluisaz.gov>; Jenny Torres <jtorres@sanluisaz.gov>; Jorge Perez <jperez@sanluisaz.gov>; Jose A. Guzman <jaguzman@sanluisaz.gov>; Jose Zarate <jzarate@sanluisaz.gov>; Kay Macuil <kmacuil@sanluisaz.gov>; Lizandro Galaviz <lgalaviz@sanluisaz.gov>; Monica Castro <mcastro@sanluisaz.gov>; Richard Bauermann <rbauermann@sanluisaz.gov>; Richard Jessup <rjessup@sanluisaz.gov>; Sonia Cornelio <SCornelio@sanluisaz.gov>; Yolanda Duenas <YDuenas@sanluisaz.gov>
Subject: Request for comments Minor Amendment Case No. 2021-0668

For your review

Fernando Villegas
Principal Planner
Planning and Zoning Department
1090 E. Union Street
P.O.BOX 3750
San Luis Arizona 85349
(928) 341-8563 X 2039



November 3, 2021

MINOR GENERAL PLAN AMENDMENT CASE NO: 2021-0668

CASE SUMMARY: Minor Amendment Case No. 2021-0668: A request by Core Engineering Group PLLC, on behalf of Border Ranches II AZ LLC to amend the 2040 General Plan changing the land use designation of a parcel 19.95 acres in size from Commercial (C) to Medium Density Residential (MDR). Assessor’s parcel number 227-15-029, located east of 20th Avenue and south of Belleza del Desierto Phase 2 Subdivision in San Luis, Arizona.

A Citizen Review Meeting has been scheduled to enable interested parties the opportunity to meet with the applicant to ask and answer questions and address concerns. This review meeting is prior to any public hearing.

This Citizen Review Meeting will be held:
Tuesday the 9th day of November 2021 at 5:00 p.m. at the San Luis City Hall Council Chambers, 1090 E. Union Street, San Luis, Arizona.

PUBLIC HEARINGS: November 16, 2021 and December 8, 2021

COMMENTS DUE: November 9th, 2021

Your comments on this case will help us prepare an accurate and timely staff report. Your comments on this case will be inserted “as is” into the staff report with your name, department, and telephone number, should the applicant have any questions. Your comments are a public record and will be available to the public, media, and the applicant, in addition to the Commission hearing this case. Please complete the section below and return via e-mail. For additional information, please contact the Planning and Zoning Department at (928) 341-8563 or at P&Z@sanluisaz.gov.

Thank you,

Fernando Villegas
Principal Planner
Attachment: Location Map

COMMENTS NO COMMENTS

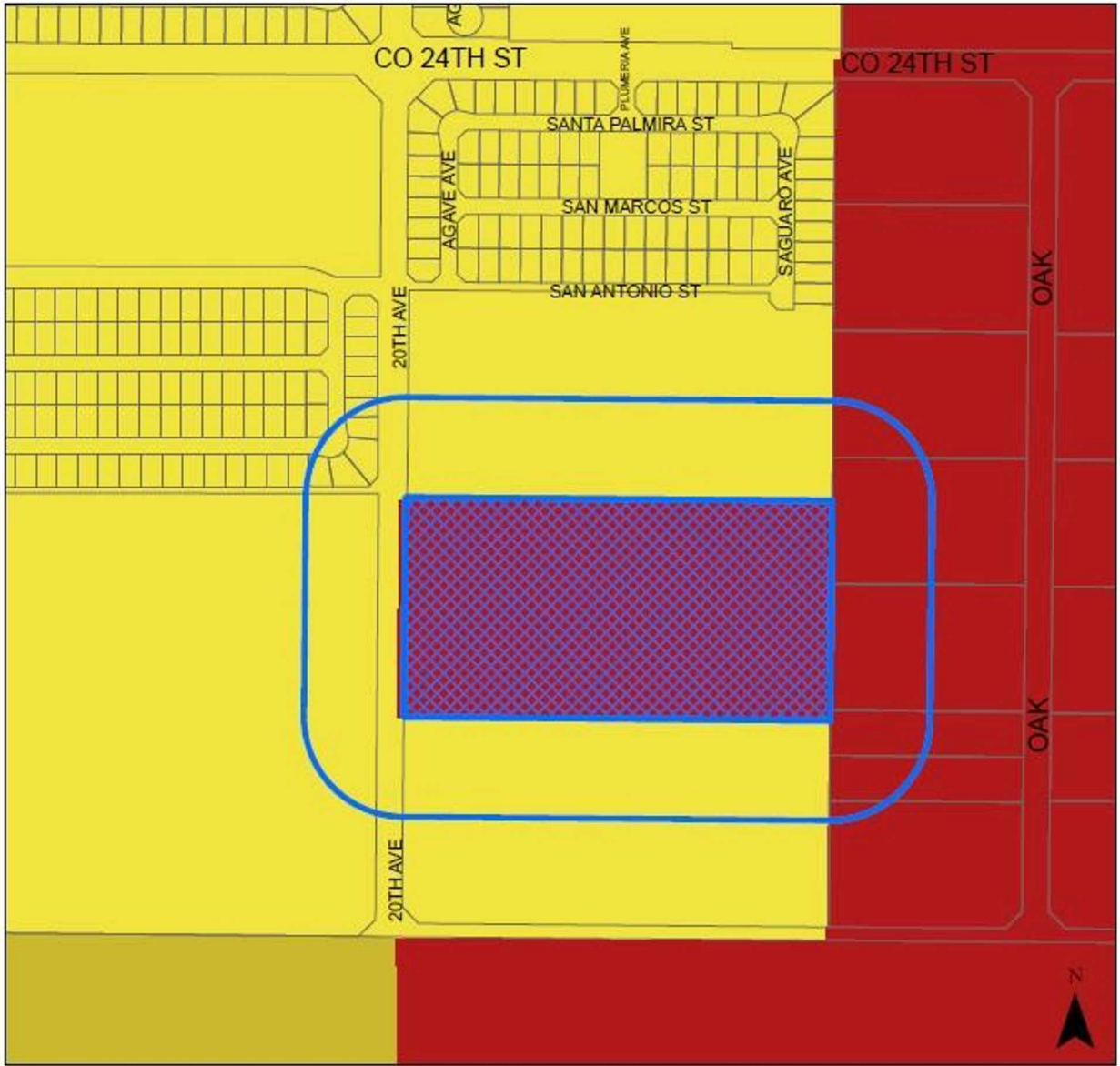
Enter Comments below: The property is located near Rolle Airfield where aviation activity is expected to increase in the future. These properties, due to their proximity to the Rolle Airfield, are likely to experience aircraft over flights, which could generate noise levels which may be of concern to some individuals. The City, public and airport shall be held harmless from any damages caused by noise, vibration, fumes, dust, fuel, fuel particles, or other effects that may be caused by the operation of aircraft taking off, landing, or operating on or near the airport, not including the physical impact of aircraft or parts thereof.

Date: 11/3/21

Agency: YCAA

Phone: 928-726-5882

Return to: P&Z@sanluisaz.gov





AGENDA ITEM REVIEW FORM

Regular City Council Meeting

6. C.

Meeting Date: 12/08/2021

Department Head: Jose A. Guzman, Director of Planning & Zoning, Planning & Zoning Department

Submitted By: Fernando Villegas, Principal Planner, Planning & Zoning Department, Development Services

Action Requested: Motion
Ordinance
Public Hearing

ITEM:

Public hearing followed by discussion and possible action on any and all matters regarding Rezoning Case No. 2021-0243 for Core Engineering Group, PLLC and Ordinance No. 420. An ordinance of the Mayor and City Council of the City of San Luis, Arizona, rezoning a parcel of 19.95 acres from Light Industrial (L-I) to Medium Density Residential (R1-6), located east of 20th Avenue and south of Belleza Del Desierto Phase 2 Subdivision in San Luis, Arizona. **(Jose A. Guzman, Director of Planning & Zoning)**

- A. Open public hearing
 - 1. Staff presentation
 - 2. Call to the Public on this item
- B. Close public hearing
- C. Action on Ordinance No. 420

SUMMARY:

The applicant is requesting the rezoning of the subject property to R1-6 for the construction and development of a residential subdivision. (Minor Amendment Case No. 2021-0668 presented previously).

City Council approved Major Amendment Case No. 2021-0337 to change the land use designation from Commercial (C) to Medium Density Residential (MDR) for the property to the south. The City of San Luis 2040 General Plan requires a major amendment for any change in a non-residential land use category of 20 or more contiguous acres to a residential land use category.

The subject property is zoned Light Industrial (L-I) as shown on the location map.

Existing Zoning District

Light Industrial (L-I): The industrial zoning districts are designed to provide a range of industrial land uses. The purpose of these districts is to provide for industrial development in locations that are suitable and appropriate, taking into consideration existing conditions, future land use needs, the availability of public services, the general public's health and safety, and the goals and objectives of the City of San Luis General Plan. It is intended that these districts accommodate a variety of uses including corporate offices and garden industrial land uses to warehousing and heavy manufacturing.

Proposed Zoning District

Medium Density Residential (R1-6): The purpose of these zoning districts is to provide for detached single residence development on urban-sized lots in areas where adequate public facilities and

services are available. The intent of these districts is to encourage a traditional neighborhood environment where amenities and open space are provided more on a neighborhood basis rather than on the smaller individual lots. Lots of less than 6,000 square feet per dwelling unit shall not be permitted from and after March 1, 2016.

Existing Adjacent Zoning Districts.

To the north: R1-6 (Belleza del Desierto Residential Subdivision)

To the west R1-6 (Vacant Land)

To the south L-I (South half of the subject property)

To the east L-I (Southwest Arizona Industrial Subdivision)

GENERAL PLAN:

The current General Plan for this parcel is Commercial (C) designation which is not appropriate for the proposed zoning district.

A Minor Amendment is required for the proposed R1-6 zoning district before the rezoning takes effect. A minor Amendment (Case No. 2021-0668) is being processed to make the land use designation compatible with the proposed commercial zoning change.

The developer must provide all the necessary improvements including road construction, water, wastewater, and open space.

The subject property is located in an area where infrastructure can be expanded. Existing development in the area has provided access to the infrastructure needed for residential development. In addition, the city will initiate a regional circulation study to establish the need for traffic signals along the intersections of County 24th Street and Avenue E and Avenue F.

Subdivisions in the Central Growth Area are served and connected by Avenue E and County 24th Street. Both arterial roads are not fully improved. However, the Public Works Department can request a traffic study for the proposed subdivisions in accordance with Ordinance 359 and 391. The traffic study will ensure that all the improvements necessary are done to provide connection to Cesar Chavez Boulevard and Avenue E. In addition, the applicant is currently preparing a traffic study for the subject property and the adjacent property to the south.

The proposed subdivision will be located adjacent to an industrial subdivision to the east. The industrial zoning district requires a 20-foot rear yard setback for industrial properties located adjacent to residential development.

The approval of the minor amendment will allow the applicant to rezone the subject property to Medium Density Residential (R1-6) to allow a residential subdivision. The subject property is located inside the Central Growth Area identified in the 2040 General Plan.

AGENCY REVIEW:

As part of the review process, all land use cases are reviewed by various city and outside agencies. We have received comments from the following agency:

1. Yuma County Airport Authority (11-3-21)

As required by State Statute, staff sent notification letters to property owners within 300 feet of the proposed project (6 letters).

The city has not received any other significant concerns or objections from the various review agencies or adjacent property owners.

CITIZEN REVIEW MEETING:

As required by State Statute and the City Code, a Citizen Review meeting was held at the City Hall on

November 9th, 2021, at City Hall Council Chambers at 5:00 p.m. The intent of this meeting was to allow the public to learn about the project, ask questions, and express any comments. There were no people from the public present.

PLANNING AND ZONING COMMISSION:

The Commission recommends approval to rezone from Light Industrial (LI) to Medium Density Residential (R1-6).

STAFF RECOMMENDATION:

The applicant has provided the information and materials necessary for the review of the rezoning request.

Staff recommends approval of Rezoning Case No. 2021-0243 and Ordinance No. 420 subject to the following conditions:

1. The owner/applicant shall submit a preliminary plat for approval in compliance with the City of San Luis subdivision regulations.
2. That any development of the property, or portion thereof, and/or the approval of any subdivision plat, be conditioned upon payment to the city the sum of \$260.00 per acre, or any portion of an acre, as a proportionate contribution for a traffic signal at the intersection of County 24th Street and Avenue E.

RECOMMENDATION / SUGGESTED MOTION:

A. I MOVE TO OPEN PUBLIC HEARING

1. Staff presentation
2. Call to the public on this item

B. I MOVE TO CLOSE PUBLIC HEARING

C. I MOVE TO APPROVE THE READING OF ORDINANCE NO. 420 BY TITLE ONLY

(City Clerk to read Ordinance No. 420 by title only)

D. I MOVE TO APPROVE AND ADOPT ORDINANCE NO. 420

Fiscal Impact

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

Attachments

Ordinance No. 420
Location Map
Applicant Narrative
Comment Letter 1
Comment Letter 2



Ordinance

NO. 420

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

AN ORDINANCE OF THE MAYOR AND CITY 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 19.95 ACRES FROM LIGHT INDUSTRIAL (L-I) TO MEDIUM DENSITY RESIDENTIAL (R1-6) FOR PROPERTY LOCATED EAST OF 20TH AVENUE AND SOUTH OF BELLEZA DEL DESIERTO PHASE II SUBDIVISION; REPEALING ANY CONFLICTING PROVISIONS; AND PROVIDING FOR SEVERABILITY.

WHEREAS, the Mayor and City Council of the City of San Luis desire to amend the City of San Luis Official Zoning District Map (the "Zoning Map") pursuant to A.R.S. §9-462.04 to change the zoning classification for 19.95 acres of real property located on Assessor Parcel ID No. 227-15-029; as attached hereto as "Exhibit A" and

WHEREAS, the aforementioned change in zoning classification is consistent with the General Plan of the City of San Luis; and

WHEREAS, all due and proper notices of public hearings on the Zoning Map Amendment have been given and proper public hearings have been held, and a recommendation has been given regarding the Zoning Map Amendment by the Planning and Zoning Commission of the City of San Luis; and

WHEREAS, the Planning and Zoning Commission recommended approval of the zoning.

BE IT ORDAINED by the Mayor and Council of the City of San Luis, Arizona, as follows:

SECTION 1. That the above recitals are hereby incorporated as though fully set forth herein.

SECTION 2. That the Official Zoning Map of the City of San Luis is hereby amended by changing the zoning classification from Light Industrial (L-I) to Medium Density Residential (R1-6) of the property subject to the following conditions:

1. The owner/applicant shall submit a preliminary plat for approval in compliance with the City of San Luis subdivision regulations.

2. Development of the property, or portion thereof, and/or the approval of any subdivision plat, be conditioned upon payment to the city the sum of \$260.00 per acre, or any portion of an acre, as a proportionate contribution for a traffic signal at the intersection of County 24th Street and Avenue E.

Property more fully described as:

The N ½ of the SW ¼ of the NE ¼ of Section 15, Township: 11 South, Range 24 West Yuma County, Arizona. Also known as Parcel A of the Border Ranches II Lot Split as Recorded in Book 33 Page 6 of Plat on the Records of Yuma County Recorder's Office.

SECTION 3. In the event of a conflict between the provisions of this ordinance and any other ordinance, resolution, regulation, or policy within the City of San Luis, the conflicting provisions are hereby repealed, superseded, and replaced, and the provisions of this ordinance shall govern.

SECTION 4. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance or said reference regulations.

PASSED AND ADOPTED by the Mayor and Council of the City of San Luis,

Arizona, this _____ day of _____, 2021.

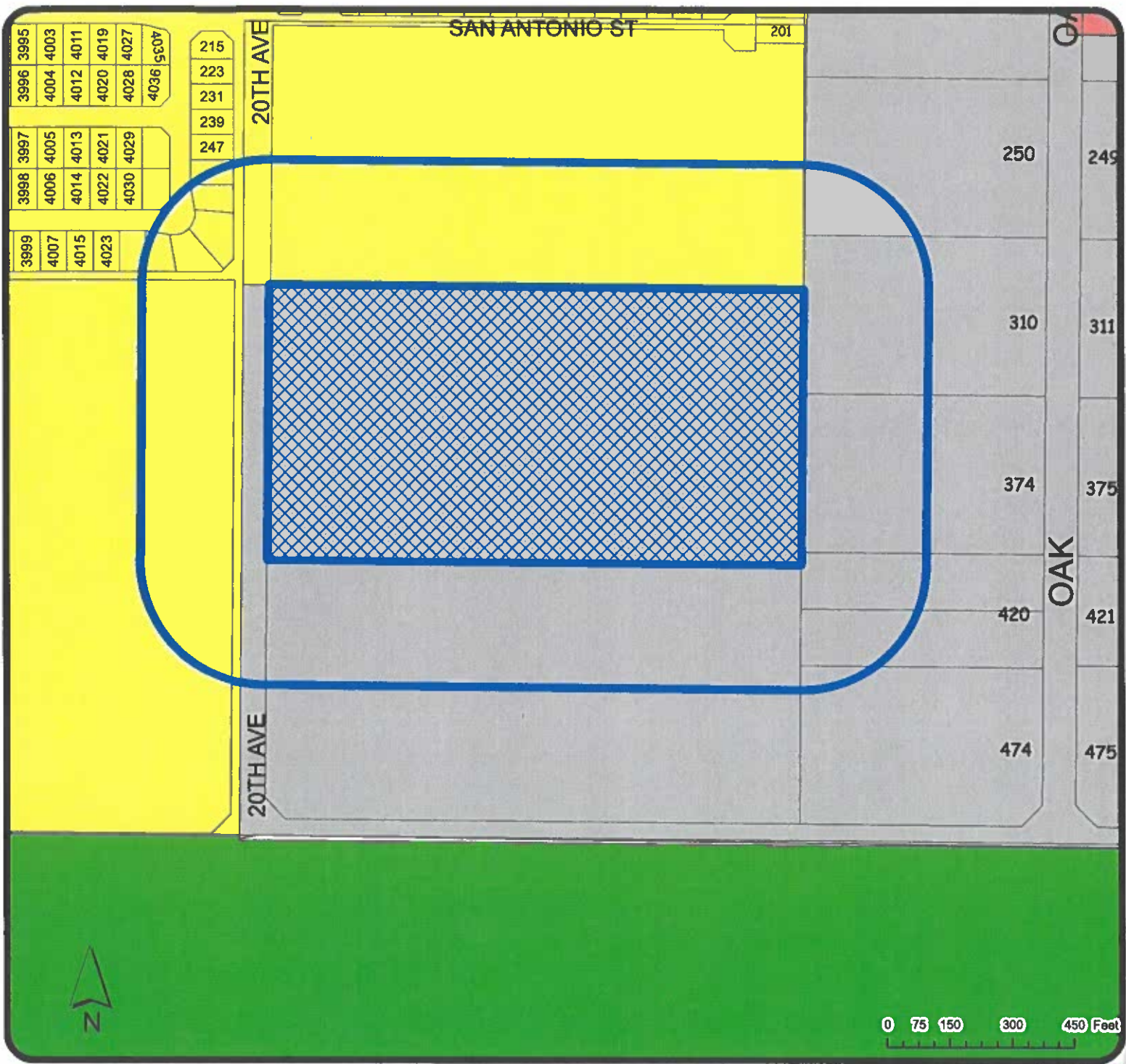
Gerardo Sanchez, Mayor

ATTEST:

APPROVED AS TO FORM:

Sonia Cornelio, City Clerk



Kay Marion Macuil, City Attorney



LOCATION OF SUBJECT PROPERTY

LOCATION MAP

REZONING

-  PARCEL 227-15-029
Rezoning from LI to R1-6
-  300ft Notification Area

- Zoning**
- INDUSTRIAL ZONING DISTRICTS
 -  LI
 - SINGLE RESIDENCE ZONING DISTRICTS
 -  RA-10
 -  R1-6

CASE #
2021-0243

DATE:
11/3/2021

PLANNING & ZONING

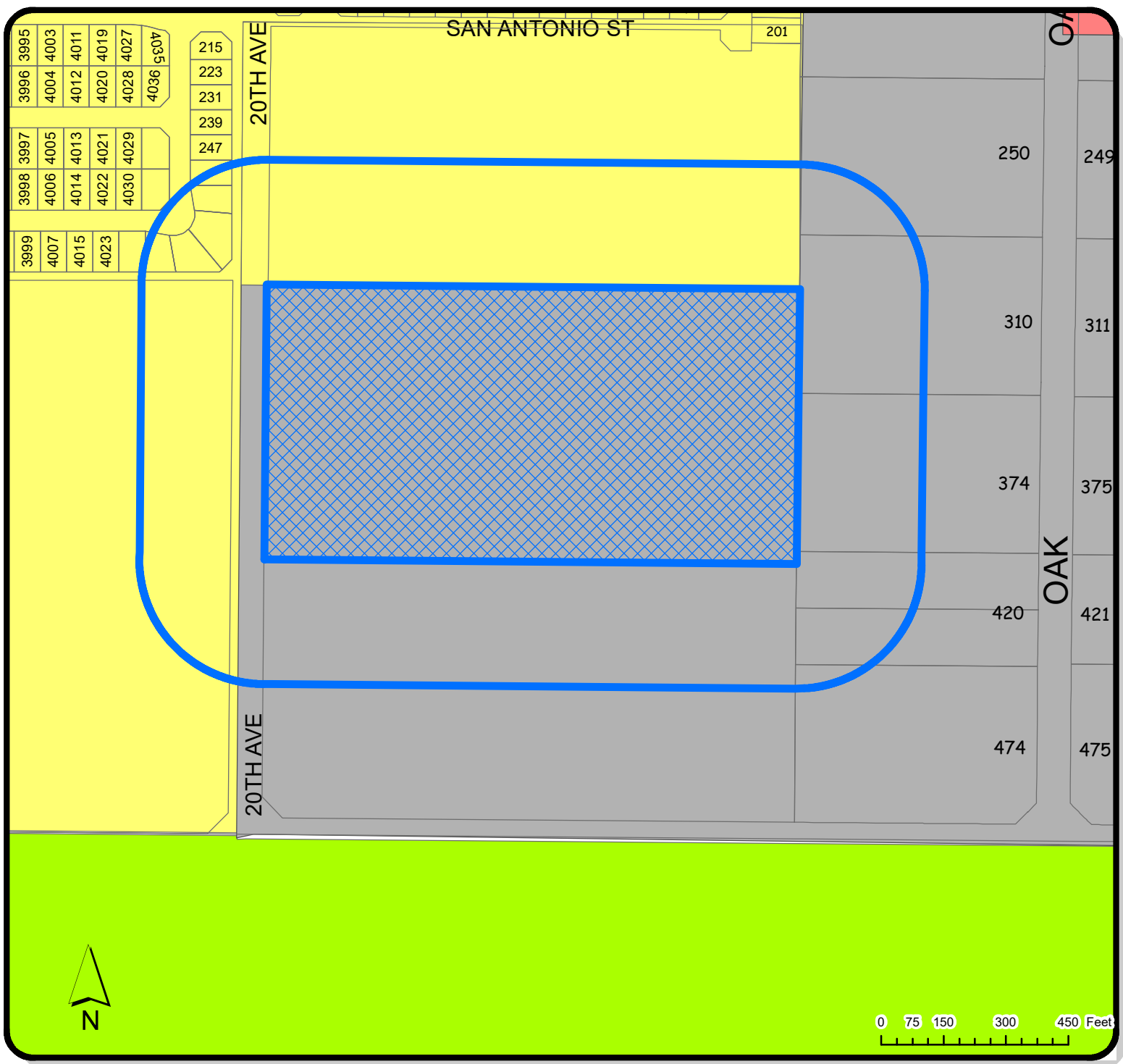


GIS



CREATED BY:
ISAAC GUTIERREZ

CHECKED BY:
ROMAN PACHECO




APPROVED BY:
JOSE A. GUZMAN



LOCATION OF SUBJECT PROPERTY

-  PARCEL 227-15-029
Rezoning from LI to R1-6
-  300ft Notification Area

LOCATION MAP

- Zoning**
- INDUSTRIAL ZONING DISTRICTS
 -  LI
 - SINGLE RESIDENCE ZONING DISTRICTS
 -  RA-10
 -  R1-6

REZONING

CASE #
2021-0243

DATE:
11/3/2021

CHECKED BY:
ROMAN PACHECO

PLANNING & ZONING



GIS

CREATED BY:
ISAAC GUTIERREZ

APPROVED BY:
JOSE A. GUZMAN



Core Engineering Group, PLLC

200 E. 16th Street, Suite # 150

Yuma, Arizona 85364

voice 928-344-5931

fax 928-344-5932

***.CoreEngineeringGroup.com

MEMORANDUM

Date: March 19, 2021
Revised March 30, 2021

To: City of San Luis
Department of Development Services

From: Douglas J. Nicholls, PE, RLS

Re: Rezoning Application for the North Half of Parcel 227-15-003;
North Half of the SW 1/4 of the NE 1/4 of Section 15, T11S, R24W
Avenue E-1/2 & County 24-1/2 Street, San Luis, AZ.

The owner is proposing to develop the north half of the lot APN 227-15-003 into R-1-6 residential subdivision. This request represents the north 20-acres of the 40-acre lot. This matches the recent subdivision development on the land adjacent to the north of this parcel. The owner has also engaged Core to prepare a lot split map of the overall parcel to isolate the north 20-acres. This will be submitted to the City of San Luis soon for review and approval.

The current status of the parcel is a native desert, undeveloped parcel with LI zoning. The request to change zoning to R-1-6 is in conformance with the 2020 City of San Luis General Plan designation of "Medium Density Residential". Attached is an exhibit of the proposed rezoning.

Fernando Villegas

From: Glenn Gimbut
Sent: Wednesday, November 3, 2021 11:51 AM
To: Fernando Villegas; jdavey@jdcivil.com; Aracely DeLaHoya; Derek V. Duenas; Dylan Stackpole; Eulogio Vera; Janet Taylor; Jenny Torres; Jorge Perez; Jose A. Guzman; Jose Zarate; Kay Macuil; Lizandro Galaviz; Monica Castro; Richard Bauermann; Richard Jessup; Sonia Cornelio; Yolanda Duenas
Subject: RE: Request for comments Minor Amendment Case No. 2021-0668

I remain still concerned about 24th and Ave. E since there is only ½ road dedication of right of way at that intersection and for about a quarter mile back. Also no plans in the immediate future to build that other half of the road. We keep sending more and more traffic in there without a clue as to the ultimate impact as heavy truck traffic, with environmentally challenged cargo, increases exponentially, the medical mall is finally open and about to double in size, and now school buses will regularly use this intersection. Right of way by the proposed subdivision is fine, but it has to go somewhere. We seem to act like the traffic ends at the edge of the subdivision and it does not.

We need true planning of the entire traffic flow through this critical intersection with planning that includes concrete workable plans on how the infrastructure gets built since the city lacks the funding to do it on its own. This should be done BEFORE we plan more houses to be developed which will send ever more cars here. My two cents.

From: Fernando Villegas
Sent: Wednesday, November 3, 2021 9:02 AM
To: jdavey@jdcivil.com; Aracely DeLaHoya <ADeLaHoya@sanluisaz.gov>; Derek V. Duenas <dvduenas@sanluisaz.gov>; Dylan Stackpole <dstackpole@sanluisaz.gov>; Eulogio Vera <evera@sanluisaz.gov>; Glenn Gimbut <GGimbut@sanluisaz.gov>; Janet Taylor <jtaylor@sanluisaz.gov>; Jenny Torres <jtorres@sanluisaz.gov>; Jorge Perez <jperez@sanluisaz.gov>; Jose A. Guzman <jaguzman@sanluisaz.gov>; Jose Zarate <jzarate@sanluisaz.gov>; Kay Macuil <kmacuil@sanluisaz.gov>; Lizandro Galaviz <lgalaviz@sanluisaz.gov>; Monica Castro <mcastro@sanluisaz.gov>; Richard Bauermann <rbauermann@sanluisaz.gov>; Richard Jessup <rjessup@sanluisaz.gov>; Sonia Cornelio <SCornelio@sanluisaz.gov>; Yolanda Duenas <YDuenas@sanluisaz.gov>
Subject: Request for comments Minor Amendment Case No. 2021-0668

For your review

Fernando Villegas
Principal Planner
Planning and Zoning Department
1090 E. Union Street
P.O.BOX 3750
San Luis Arizona 85349
(928) 341-8563 X 2039



November 3, 2021

MINOR GENERAL PLAN AMENDMENT CASE NO: 2021-0668

CASE SUMMARY: Minor Amendment Case No. 2021-0668: A request by Core Engineering Group PLLC, on behalf of Border Ranches II AZ LLC to amend the 2040 General Plan changing the land use designation of a parcel 19.95 acres in size from Commercial (C) to Medium Density Residential (MDR). Assessor’s parcel number 227-15-029, located east of 20th Avenue and south of Belleza del Desierto Phase 2 Subdivision in San Luis, Arizona.

A Citizen Review Meeting has been scheduled to enable interested parties the opportunity to meet with the applicant to ask and answer questions and address concerns. This review meeting is prior to any public hearing.

This Citizen Review Meeting will be held:
Tuesday the 9th day of November 2021 at 5:00 p.m. at the San Luis City Hall Council Chambers, 1090 E. Union Street, San Luis, Arizona.

PUBLIC HEARINGS: November 16, 2021 and December 8, 2021

COMMENTS DUE: November 9th, 2021

Your comments on this case will help us prepare an accurate and timely staff report. Your comments on this case will be inserted “as is” into the staff report with your name, department, and telephone number, should the applicant have any questions. Your comments are a public record and will be available to the public, media, and the applicant, in addition to the Commission hearing this case. Please complete the section below and return via e-mail. For additional information, please contact the Planning and Zoning Department at (928) 341-8563 or at P&Z@sanluisaz.gov.

Thank you,

Fernando Villegas
Principal Planner
Attachment: Location Map

COMMENTS NO COMMENTS

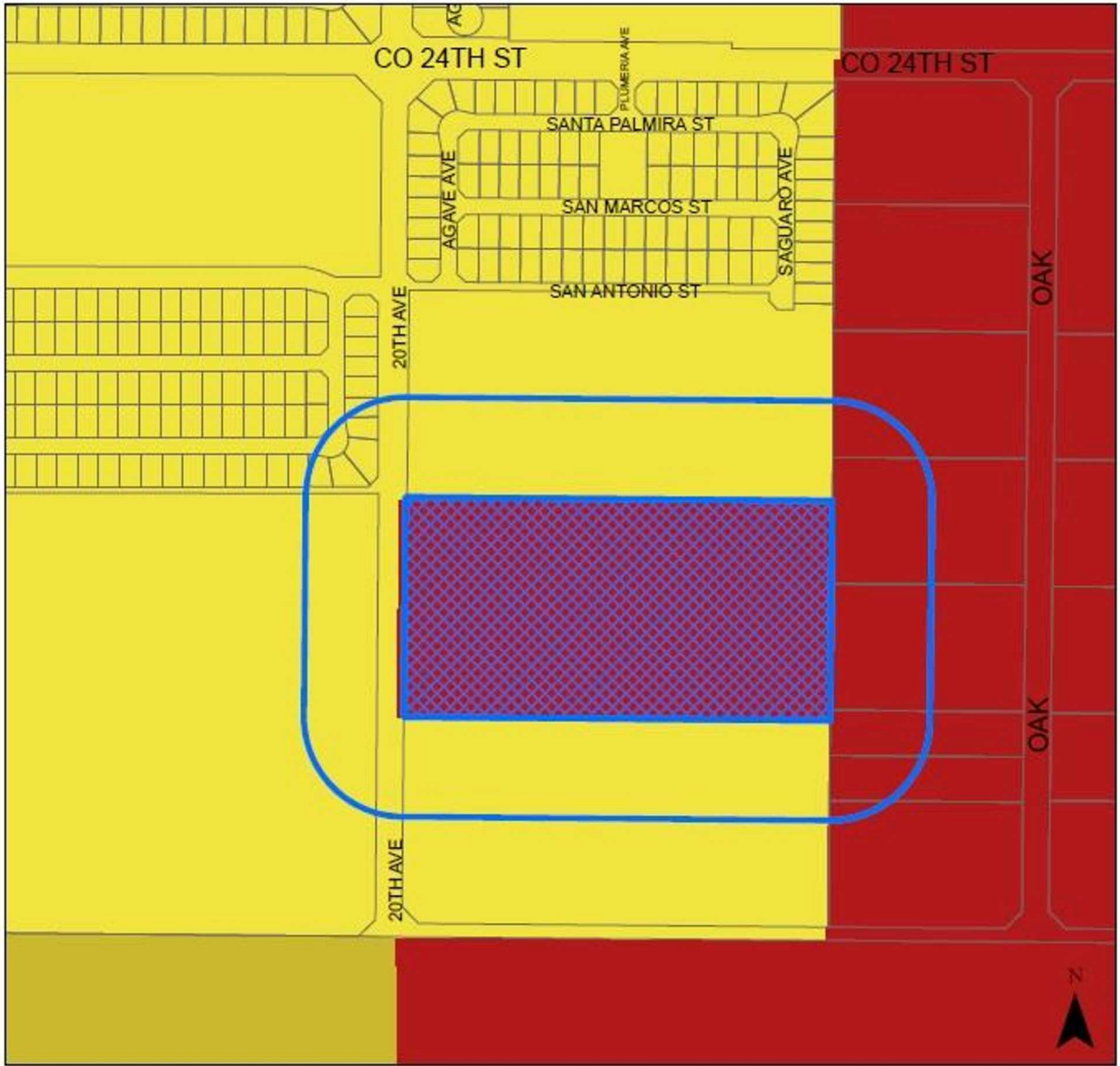
Enter Comments below: The property is located near Rolle Airfield where aviation activity is expected to increase in the future. These properties, due to their proximity to the Rolle Airfield, are likely to experience aircraft over flights, which could generate noise levels which may be of concern to some individuals. The City, public and airport shall be held harmless from any damages caused by noise, vibration, fumes, dust, fuel, fuel particles, or other effects that may be caused by the operation of aircraft taking off, landing, or operating on or near the airport, not including the physical impact of aircraft or parts thereof.

Date: 11/3/21

Agency: YCAA

Phone: 928-726-5882

Return to: P&Z@sanluisaz.gov





AGENDA ITEM REVIEW FORM

Regular City Council Meeting

6. D.

Meeting Date: 12/08/2021

Department Head: Jose A. Guzman, Director of Planning & Zoning, Planning & Zoning Department

Submitted By: Fernando Villegas, Principal Planner, Planning & Zoning Department, Development Services

Action Requested: Motion
Public Hearing
Resolution

ITEM:

Public Hearing followed by discussion and possible action on any and all matters regarding Minor Amendment Case No. 2021-0607 for Comite de Bien Estar, Inc. and Resolution No. 2202. A resolution of the Mayor and City Council of the City of San Luis, Arizona, amending the 2040 General Plan to change the land use designation of a parcel of 3.47 acres in size from Medium Density Residential (MDR) to Commercial (C), located on the southeast corner of Avenue F and County 24th Street in San Luis, Arizona. (**Jose A. Guzman, Director of Planning & Zoning**)

- A. Open public hearing
 - 1. Staff presentation
 - 2. Call to the public on this item
- B. Close Public Hearing
- C. Action on Resolution No. 2202

SUMMARY:

On June 14, 2018, the subject property was rezoned to Community Commercial (C-2) as part of the approval of the rezoning case for Bienestar Estates 10 Subdivision (Rezoning Case No. 2018-0127). Later, on March 11, 2020, City Council approved the rezoning of the subject property to High-Density Residential (R-3) for the possible construction of an apartment complex. (Rezoning Case No. 2019-0827). The subject property was rezoned to R-3 before the adoption of the City of San Luis 2040 General plan.

GENERAL PLAN:

The existing land use category for the subject property is Medium Density Residential (MDR) as shown on the land use map.

Existing Land Use Category

Medium Density Residential (MDR): The Medium Density Residential (MDR) land use category is intended to provide for detached single-family residential development on moderately sized lots.

Zoning districts permitted within MDR: R1-6, R1-8, R1-12, R-2, MH, MHP, and PUD.

Proposed Land Use category

Commercial (C): The Commercial land use category is intended to provide for the primary commercial areas serving the community including neighborhood, community, and regional-scale development. Commercial areas provide convenient community access to goods and services and may include retail, service commercial, professional offices, light industrial and employment uses.

Zoning districts permitted within C: MU, C-1, C-2, and L-I

The approval of this minor amendment will allow the applicant to rezone the subject property to Community Commercial (C-2) zoning districts. The existing condition of the subject property is undeveloped vacant land zoned High-Density Residential (R-3). The subject property is not located inside the Central Growth Area identified in the 2040 General Plan. However, existing residential development have created the need for commercial development in the area.

The developer must provide all the necessary improvements including road construction, water, wastewater, and open space.

General Plan Policies:

Policy G-2.2 Ensure that residential development includes commercial and/or employment areas to support a balanced community.

To create a balance of land uses within the existing residential development in the area, Residential areas must be served by commercial development and services. This project will create a more balanced community with convenient access to goods and services.

Policy G-3.5 Support site plan designs that integrate residential, commercial, and employment within a walkable distance of one another.

There are no commercial uses within a walkable distance from Bienestar Estates 10 or from Santa Cecilia subdivisions. This commercial project will allow residents to have commercial uses within a walkable distance.

Policy G-7.1 The City of San Luis should only prioritize growth in areas with existing infrastructure or areas where infrastructure can be expanded in a fiscally sound manner.

Existing development in the area has provided access to the infrastructure needed for commercial development. Water and sewer lines are located adjacent to the subject property for commercial development.

Policy G-8.1 New development should provide a transition between uses with differing densities/intensities by incorporating compatible land-use strategies.

The subject property is not located adjacent to a compatible land use category since the parcels to the south, east, and north are designated as Medium Density Residential (MDR) and Conservation (CON) to the west. However, parcels to the north and northwest are zoned Community Commercial (C-2) which could bring more commercial development to the area.

Policy G-9.3 Ensure growth areas are served and connected by major transportation routes and other modes of transportation.

The subject property is adjacent to Avenue F and County 24th Street. The City has requested traffic studies for all the proposed subdivisions in the area. The traffic study will ensure that all the improvements necessary are done to provide a connection to Cesar Chavez Boulevard.

APPROVAL CRITERIA:

In determining whether the proposed General Plan Amendment shall be approved, the Planning and Zoning Commission and City Council shall assure that the proposed amendment meets all the following

criteria:

1. The development pattern contained in the existing San Luis General Plan - Land Use Plan does not adequately provide appropriate optional sites for the use or change proposed in the amendment.
2. The amendment constitutes an overall improvement to the San Luis General Plan and is not solely for the good or benefit of a particular landowner or owners at a particular point in time.
3. The amendment will not adversely impact the community as a whole or a portion of the community by:
 - a. Significantly altering acceptable existing land use patterns,
 - b. Requiring additional and more expensive improvements to roads, sewer, or water delivery systems than are needed to support the prevailing land uses and which, therefore, may impact developments in other areas,
 - c. Adversely impacting existing or previously planned uses through increased traffic generated by the proposal on existing systems, or
 - d. Affecting the livability of the area or the health and safety of the residents.
4. The amendment is consistent with the General Plan's overall intent, vision, goals, and objectives as well as being compliant with other adopted plans, codes, and ordinances.

COMMENTS:

As part of the review process, all land use cases are reviewed by various City and outside agencies. We have received comments from the following agencies:

1. Yuma County Airport Authority (10-4-21)

As required by State Statute, staff sent notification letters to property owners within 300 feet of the proposed project (43 letters). The City has not received any other comments or questions from the various review agencies or adjacent property owners.

CITIZEN REVIEW MEETING:

The Citizen Review Meeting was held on November 9th, 2021 at the San Luis City Hall Council Chambers at 5:00 p.m. The intent of this meeting was to allow the public to learn about the project, ask questions, and express comments. There were no members of the public present.

PLANNING AND ZONING COMMISSION:

The Planning and Zoning Commission recommends approval of this request.

STAFF RECOMMENDATION:

The applicant has provided the information and materials necessary for the review of the minor amendment application.

Staff recommends approval of Minor Amendment Case No. 2021-0607 and Resolution No. 2202.

RECOMMENDATION / SUGGESTED MOTION:

A. I MOVE TO OPEN PUBLIC HEARING

1. Staff Presentation
2. Call to the public on this item

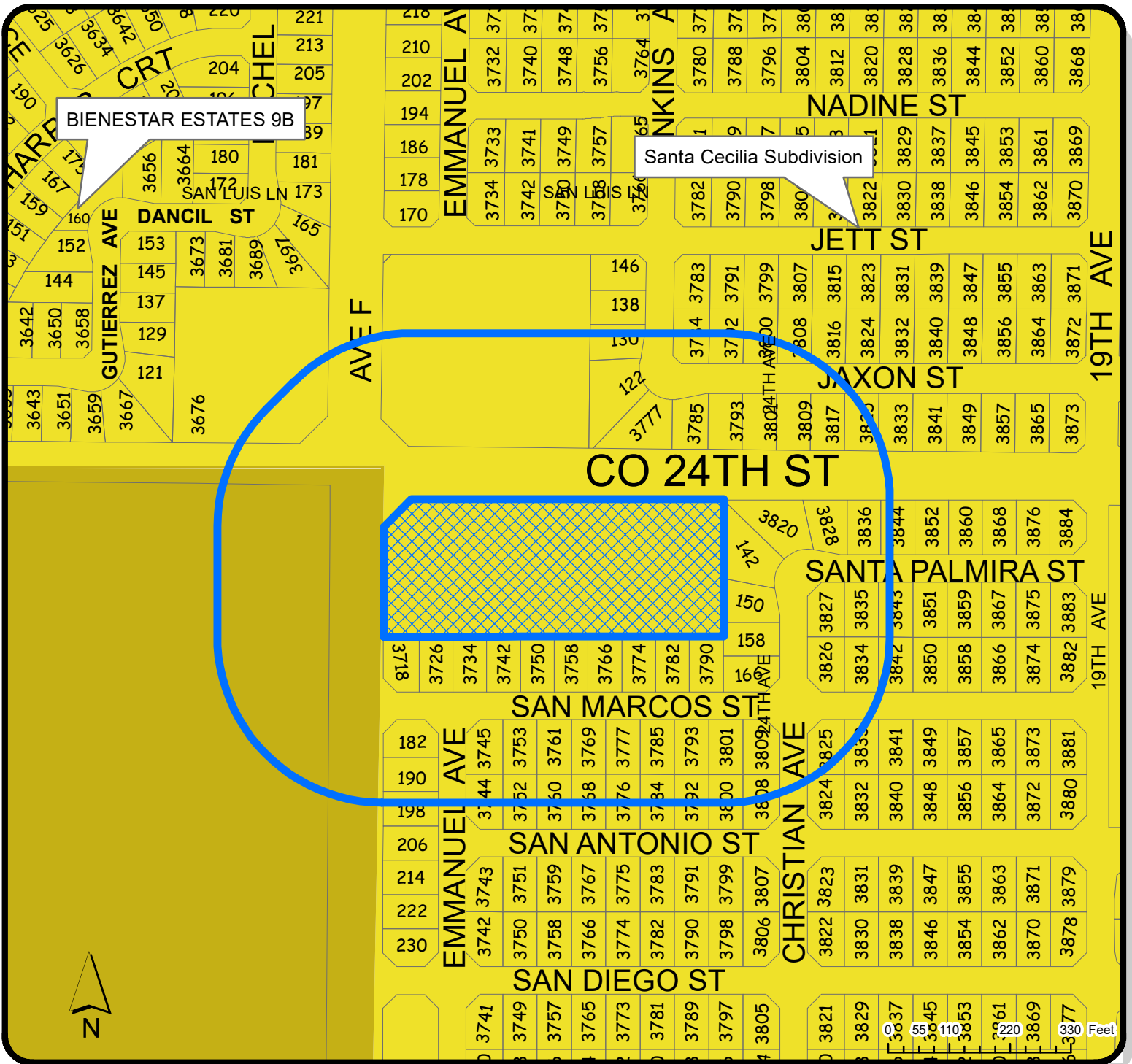
B. I MOVE TO CLOSE PUBLIC HEARING

C. I MOVE TO APPROVE AND ADOPT RESOLUTION NO. 2202

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

Attachments

Location Map
Resolution 2202
Applicant Narrative
Comment Letters
Site Plan
Aerial View



LOCATION MAP

LOCATION OF SUBJECT PROPERTY

 Southeast Corner of Avenue F & County 24th Street
Assessor's Parcel No. 783-05-162

 **300ft Notification Area**

This is a request to change land use designation on 3.47 acres from Medium Density Residential to Commercial

MINOR AMENDMENT

CASE #
2021-0607

- 2040 General Plan Future Land Use
-  Agricultural
 -  Low Density Residential
 -  Medium Density Residential
 -  High Density Residential
 -  Commercial
 -  Mixed Use Activity Center
 -  Employment
 -  Conservation
 -  Border Buffer

DATE:
9/27/2021

PLANNING & ZONING



GIS

CREATED BY:
ISAAC GUTIERREZ

CHECKED BY:
ROMAN PACHECO

APPROVED BY:
JOSE A. GUZMAN



Resolution

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

NO. 2202

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, AMENDING THE 2040 GENERAL PLAN TO CHANGE THE LAND USE DESIGNATION OF 3.47 ACRES OF LAND LOCATED ON THE SOUTHEAST CORNER OF AVENUE F AND COUNTY 24 STREET FROM MEDIUM DENSITY RESIDENITAL TO COMMERCIAL; REPEALING ANY CONFLICTING PROVISIONS; AND PROVIDING FOR SEVERABILITY

WHEREAS, City of San Luis pursuant to Resolution No. 2134 adopted the City of San Luis 2040 General Plan on the 10th day of June, 2020;

WHEREAS, Comite de Bienestar Inc. request to amend the 2040 General Plan changing the land use designation of a parcel 3.47 acres from Medium Density Residential (MDR) to Commercial (C). Assessor's Parcel number 783-05-162, located on the southeast corner of Avenue F and County 24th Street in San Luis, Arizona; as attached hereto as "Exhibit A"

WHEREAS, the Planning and Zoning Commission held public hearings on this proposed amendment on November 16th, 2021 and made a recommendation of Approval to the City Council; and

WHEREAS, the City Council of the City of San Luis, Arizona held a public hearing on this proposed amendment on December 8th, 2021 and adopted a motion to approve the amendment;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of San Luis, Arizona, that the City of San Luis 2040 General Plan is hereby amended to change the Land Use Designation from Medium Density Residential to Commercial for a 3.47 acres parcel located at:

Bienestar Estates 10 Subdivision Tract B Section 15, Township 11S, Range 24W.

PASSED AND ADOPTED by the Mayor and City Council of the City of San Luis, Arizona, this ____ day of _____, 2021.

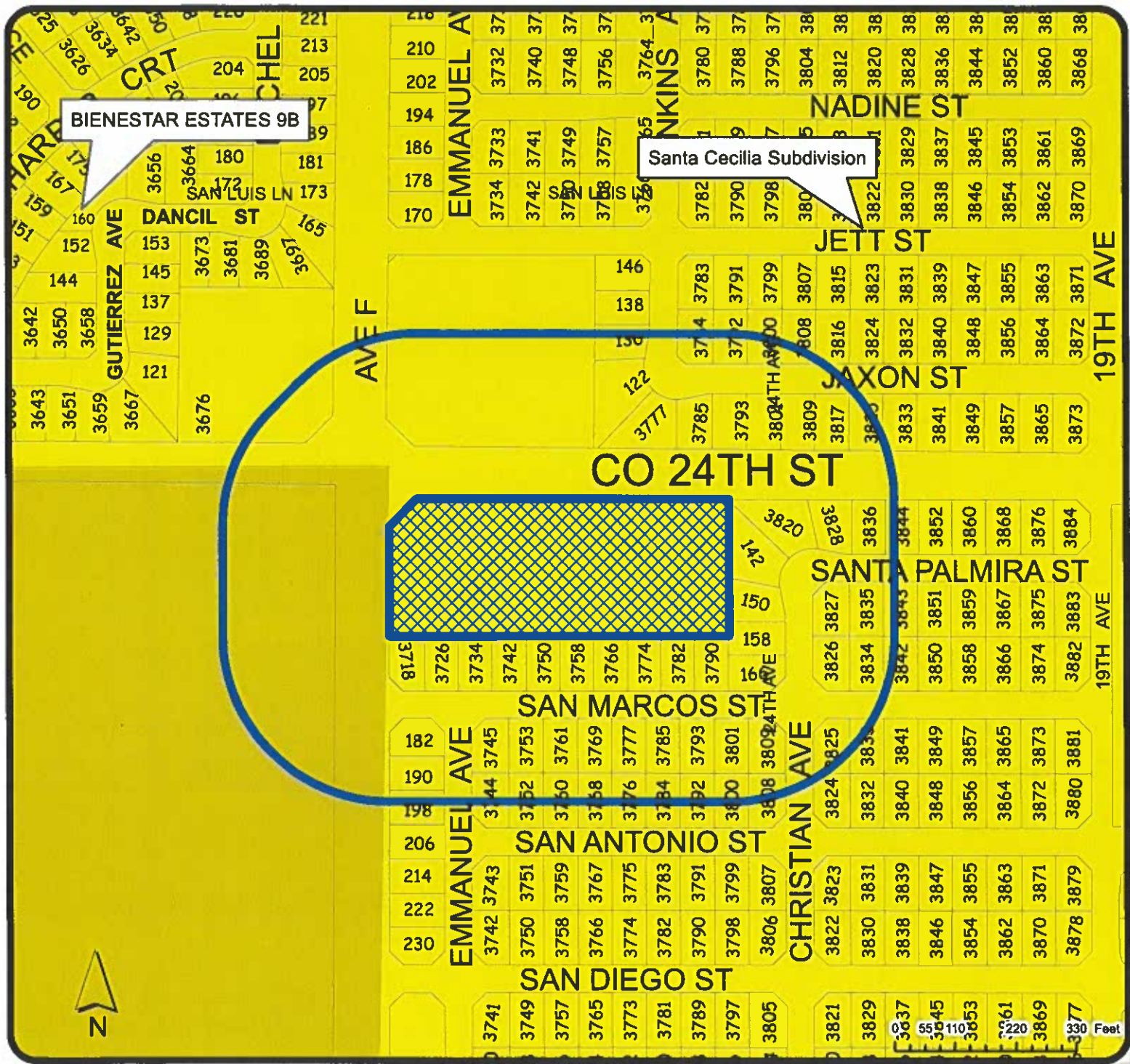
Gerardo Sanchez, Mayor

ATTEST:

Sonia Cornelio, City Clerk

APPROVED AS TO FORM:

Kay Marion Macuil, City Attorney



LOCATION MAP

LOCATION OF SUBJECT PROPERTY

 Southeast Corner of Avenue F & County 24th Street
Assessor's Parcel No. 783-05-162

 300ft Notification Area

This is a request to change land use designation on 3.47 acres from Medium Density Residential to Commercial

MINOR AMENDMENT

CASE #
2021-0607

-  2040 General Plan Future Land Use
-  Agriculture
-  Low Density Residential
-  Medium Density Residential
-  High Density Residential
-  Commercial
-  Mixed Use Activity Center
-  Employment
-  Conservation
-  Border Buffer

DATE:
9/27/2021

PLANNING & ZONING



GIS

CREATED BY:
ISAAC GUTIERREZ

CHECKED BY:
ROMAN PACHECO

APPROVED BY:
JOSE A. GUZMAN



2619 S. Ave. 2½ E, STE. 3
Yuma AZ. 85365
928-329-0000 tel
928-247-6232 fax
VnV@vegaNvega.com

September 14, 2021

City of San Luis
Department of Development Services
Community Planning

Re: Bienestar Estates 10 – Tract B : Bienestar Commercial Plaza - Rezoning Request (Narrative Statement)

Dear Sir or Madam:

This is the Narrative statement for the above-mentioned project.

Requesting that APN: 783-05-162 (3.47 acres), being Tract "B" of Bienestar Estates 10 Plat, per FEE # 2019-27119, be changed from the current zoning high density residential R-3 to C-2 (See attachment "A") said portion of land is currently designated in The Major General Plan/Map as land use category of Neighborhood, and it will remain as such.

Upon approval of the rezoning request, the intent is to develop the parcel into a commercial plaza.

If you have any questions or need any further information don't hesitate in contact us.

Sincerely

Vega & Vega Engineering, P.L.C.

Vianey R. Vega, P.E.

PROPOSED ZONING MAP
TRACT "B" OF B.E. 10



TRACT "B" OF BIENESTAR
ESTATES 10 PLAT,
PER FEE # 2019- 27117, YCR,
YUMA COUNTY AZ.
(3.47 AC.)
EXISTING ZONING: R-3
PROPOSED ZONING: C-2
APN 783-05-162

BIENESTAR ESTATES 10 PLAT, PER
FEE # 2019-27117, YCR, YUMA
COUNTY AZ.

CURRENT: R-1-6 ZONING

SAN FERNANDO STREET



SCALE: NTS

VEGA & VEGA
ENGINEERING & P.L.L.C.
2619 S. AVE. 24 E. STE. 3 928-329-0000 TEL
YUMA, AZ. 85364 928-247-4232 FAX
V.V@vegaivega.com

PROPOSED ZONING MAP
TRACT "B"
BIENESTAR ESTATES 10
COMITE DE BIENESTAR

PROPOSED ZONING MAP

Scale:	
Date:	
Drawn by:	
Checked by:	
Design by:	
Sheet:	

EXHIBIT "A"



September 29, 2021

MINOR AMENDMENT CASE NUMBER: 2021-0607

CASE SUMMARY: A request by Comite de Bienestar Inc. to Change the land use designation of a parcel 3.47 acres from Medium Density Residential (MDR) to Commercial (C). The property is located on the southeast corner of County 24th Street and Avenue F, PID # 783-05-162, San Luis, Arizona.

A Citizen Review Meeting has been scheduled to enable interested parties the opportunity to meet with the applicant to ask and answer questions and address concerns. This review meeting is prior to any public hearing.

This Citizen Review Meeting will be held:
On November 2, 2021 at 6:00 p.m. at the San Luis City Hall Council Chambers, 1090 E. Union Street, San Luis, Arizona.

PUBLIC HEARING: November 9, 2021

COMMENTS DUE: October 7, 2021

Your comments on this case will help us prepare an accurate and timely staff report. Your comments on this case will be inserted “as is” into the staff report with your name, department, and telephone number, should the applicant have any questions. Your comments are a public record and will be available to the public, media, and the applicant, in addition to the Commission hearing this case. Please complete the section below and return via e-mail. For additional information, please contact the Planning and Zoning Department at (928) 341-8563 or at P&Z@sanluisaz.gov.

Thank you,

Fernando Villegas
Principal Planner
Attachment: Conceptual Site plan

COMMENTS NO COMMENTS

Enter Comments below:

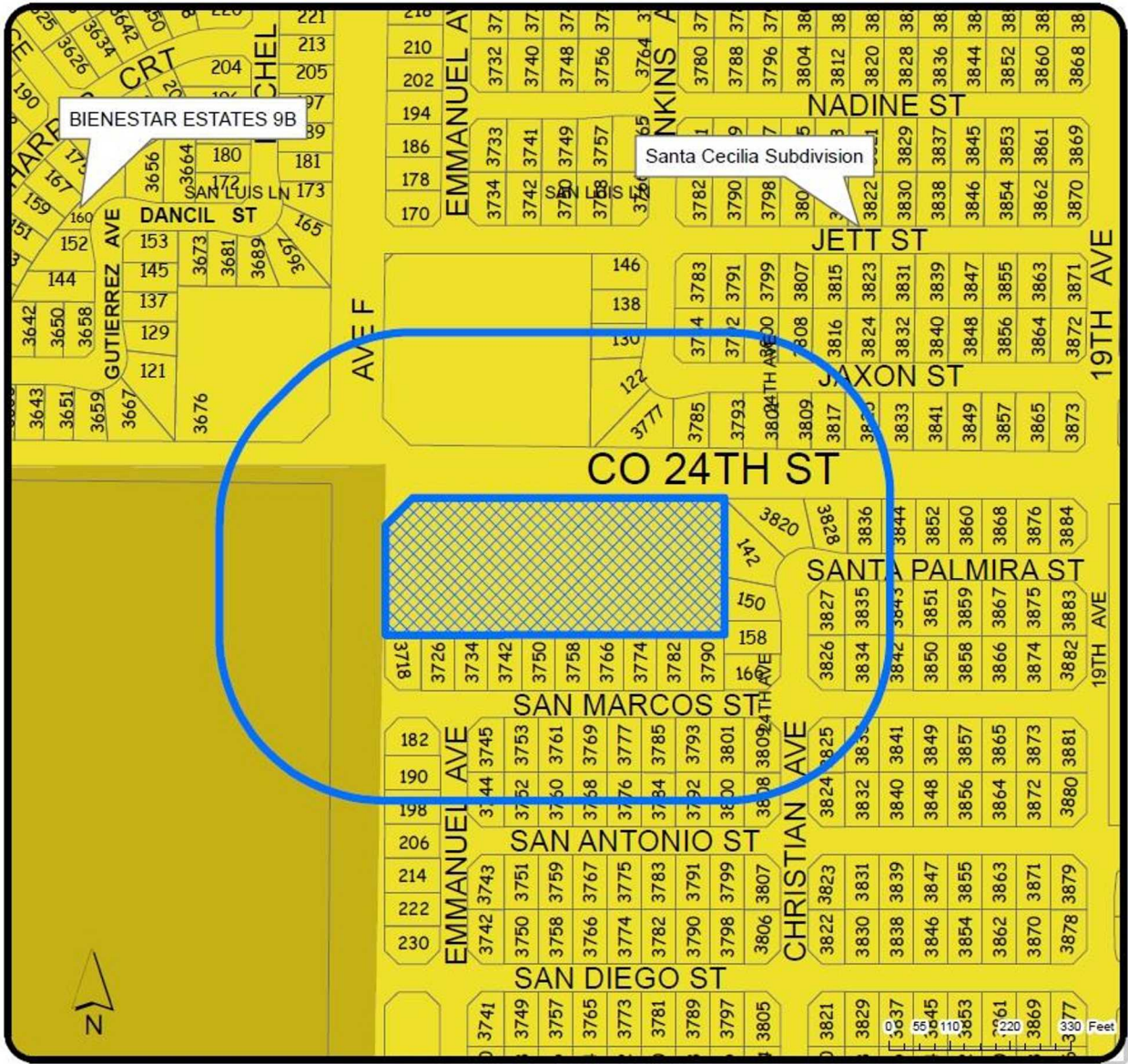
Date: 10/4/21

Agency: Yuma County Airport Authority, Inc.

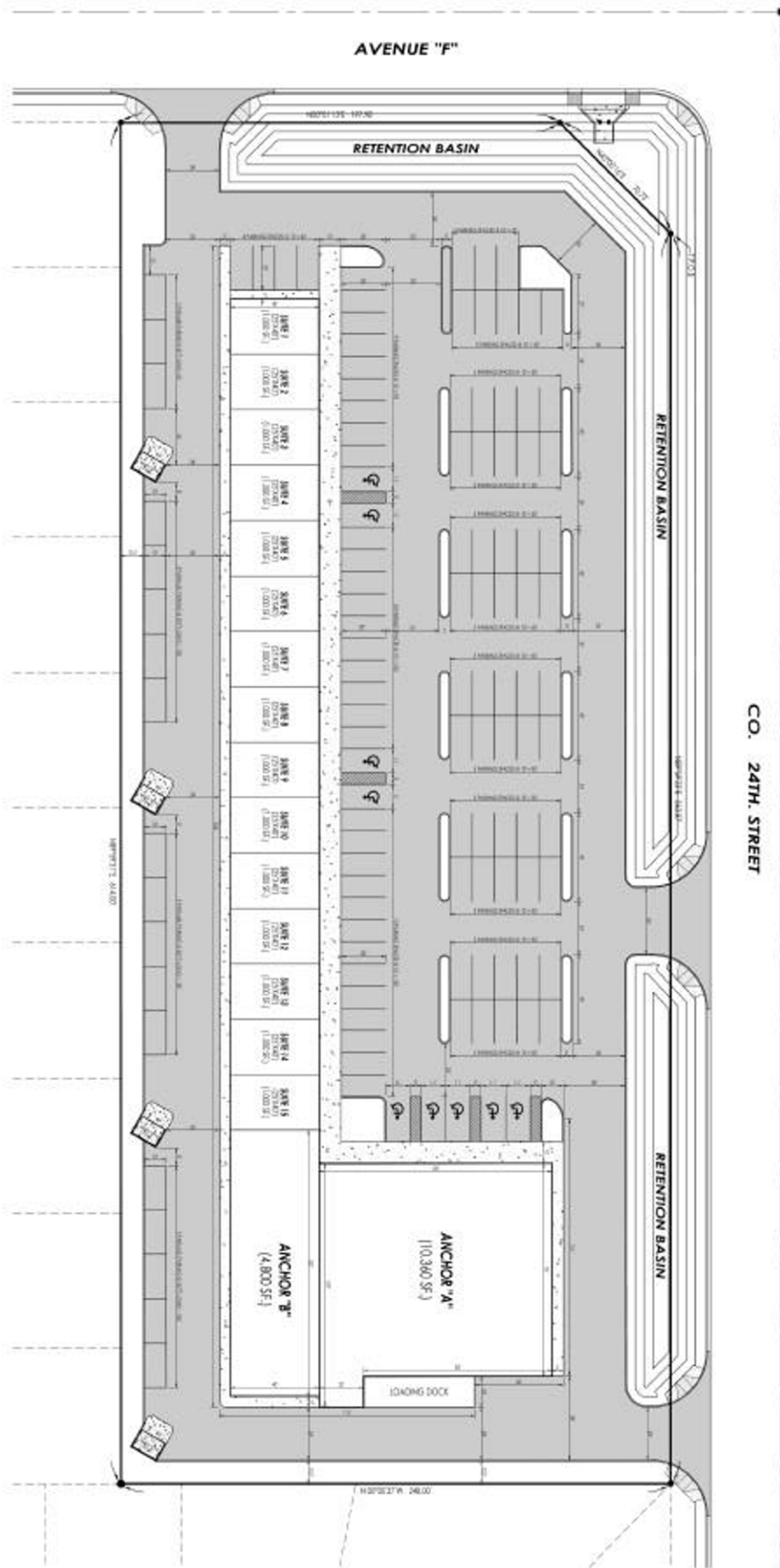
Phone: 928-726-5882

Return to: P&Z@sanluisaz.gov

The property is located near Rolle Airfield where aviation activity is expected to increase in the future. These properties, due to their proximity to the Rolle Airfield, are likely to experience aircraft over flights, which could generate noise levels which may be of concern to some individuals. The City, public and airport shall be held harmless from any damages caused by noise, vibration, fumes, dust, fuel, fuel particles, or other effects that may be caused by the operation of aircraft taking off, landing, or operating on or near the airport, not including the physical impact of aircraft or parts thereof.



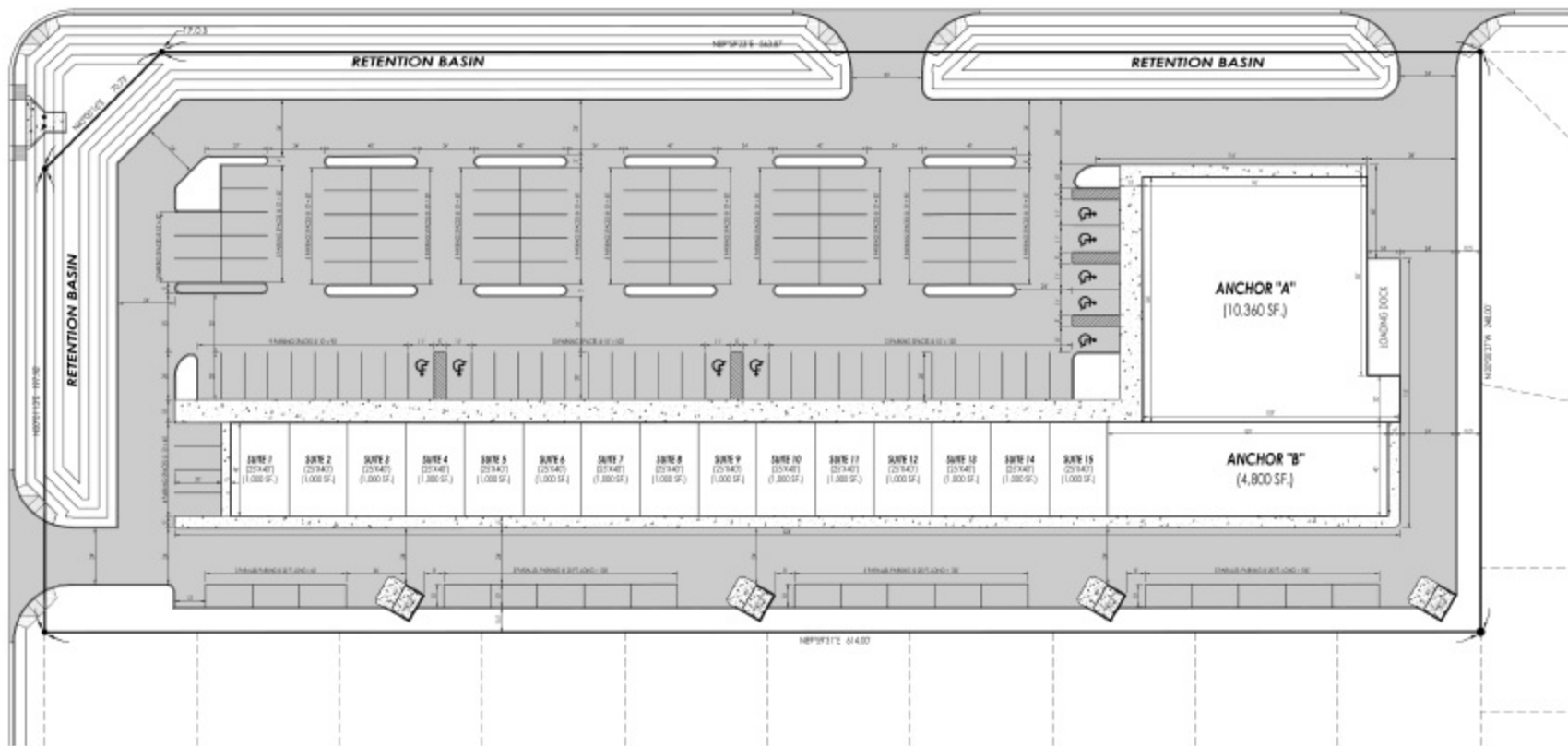
Location Map



Conceptual Site Plan

CO. 24TH STREET

AVENUE "F"



Minor Amendment Case 2021-0607





AGENDA ITEM REVIEW FORM

Regular City Council Meeting

6. E.

Meeting Date: 12/08/2021

Department Head: Jose A. Guzman, Director of Planning & Zoning, Planning & Zoning Department

Submitted By: Fernando Villegas, Principal Planner, Planning & Zoning Department, Development Services

Action Requested: Motion
Ordinance
Public Hearing

ITEM:

Public Hearing followed by discussion and possible action on any and all matters regarding Rezoning Case No. 2021-0608 for Comite de Bien Estar, Inc. and Ordinance No. 421. An Ordinance of the Mayor and City Council of the City of San Luis, Arizona, rezoning a parcel 3.47 acres from High-Density Residential (R-3) to Community Commercial (C-2), located on the southeast corner of Avenue F and County 24th Street in San Luis, Arizona. **(Jose A. Guzman, Director of Planning & Zoning)**

- A. Open public hearing
 - 1. Staff presentation
 - 2. Call to the public on this item
- B. Close public hearing
- C. Action on Ordinance No. 421

SUMMARY:

On June 14, 2018, the subject property was rezoned to Community Commercial (C-2) as part of the approval of the rezoning case for Bienestar Estates 10 Subdivision (Rezoning Case No. 2018-0127). Later, on March 11, 2020, City Council approved the rezoning of the subject property to High-Density Residential (R-3) for the possible construction of an apartment complex. (Rezoning Case No. 2019-0827). The subject property was rezoned to R-3 before the adoption of the City of San Luis 2040 General plan.

The existing condition of the subject property is undeveloped vacant land zoned High-Density Residential (R3). The existing residential development in the area has created the need for commercial development in the area.

The subject property is zoned High-Density Residential (R-3) as shown on the zoning map.

Existing Zoning District

High-Density Residential (R-3): The purpose of these zoning districts is to provide for high-density attached residential development and destination tourism uses within designated activity centers where adequate public facilities and services are available. It is intended that this district accommodate multi-story residential and tourist development incorporating unique design and exceptional amenities.

Proposed Zoning District

Community Commercial (C-2): The purpose of this zoning district is to provide a location for general business and commercial uses. The intent of this district is to allow for larger and more intense commercial uses to satisfy the broader retail and business needs of the community at large while

providing for a broad range of commercial activities.

Existing Adjacent Zoning Districts.

To the north: C-2 and R1-6 (Santa Cecilia Residential Subdivision)

To the west RA-10 (Vacant Land)

To the south R1-6 (Bienestar 10 Residential Subdivision)

To the east R1-6 (Bienestar 10 Residential Subdivision)

GENERAL PLAN:

The current General Plan for this parcel is Medium Density Residential (MDR) designation which is not appropriate for the proposed zoning district.

A Minor Amendment is required for the proposed C-2 zoning district before the rezoning takes effect. A Minor Amendment(Case No. 2021-0607) is being processed to make the Land Use Designation compatible with the proposed commercial zoning change.

The developer must provide all the necessary improvements including road construction, water, and wastewater.

Existing development in the area has provided access to the infrastructure needed for commercial development. In addition, the City will initiate a regional circulation study to establish the need for traffic signals along the intersections of County 24th Street and Avenue E.

The subject property is served and connected by Avenue F and County 24th Street. The proposed commercial development will be located adjacent to residential subdivisions to the north, south, and east.

There are no commercial uses within a walkable distance from Bienestar Estates 10 or from Santa Cecilia subdivisions. This commercial project will allow residents to have commercial uses within a walkable distance.

AGENCY REVIEW:

As part of the review process, all land use cases are reviewed by various city and outside agencies. We have received comments from the following agency:

1. Yuma County Airport Authority (10-4-2021)

As required by State Statute, staff sent notification letters to property owners within 300 feet of the proposed project (43 letters).

The City has not received any other significant concerns or objections from the various review agencies or adjacent property owners.

CITIZEN REVIEW MEETING:

As required by State Statute and City Code, a Citizen Review meeting was held at City Hall on November 9th, 2021 at City Hall Council Chambers at 5:00 p.m. The intent of this meeting was to allow the public to learn about the project, ask questions and express any comments. There were no people from the public present.

PLANNING AND ZONING COMMISSION:

The Planning and Zoning Commission recommends approval of this request subject to the condition of approval.

STAFF RECOMMENDATION:

The applicant has provided the information and material necessary for the review of the rezoning

request.

Staff recommends approval of rezoning Case No. 2021-0608 and Ordinance No. 421 subject to the following condition:

1. The development shall comply with the City of San Luis zoning regulations, building code requirements, and public works standards.

RECOMMENDATION / SUGGESTED MOTION:

A. I MOVE TO OPEN PUBLIC HEARING

1. Staff presentation
2. Call to the public on this item

B. I MOVE TO CLOSE PUBLIC HEARING

C. I MOVE TO APPROVE THE READING OF ORDINANCE NO. 421 BY TITLE ONLY

(City Clerk to read Ordinance No. 421)

D. I MOVE TO APPROVE AND ADOPT ACTION OF ORDINANCE NO. 421

Fiscal Impact

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

Attachments

Ordinance No. 421
Location Map
Applicant Narrative
Comment Letters
Site Plan
Aerial View



Ordinance

NO. 421

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

AN ORDINANCE OF THE MAYOR AND CITY 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 3.47 ACRES FROM HIGH DENSITY RESIDENTIAL (R-3) TO COMMUNITY COMMERCIAL (C-2) FOR PROPERTY LOCATED ON THE SOUTHEAST CORNER OF AVENUE F AND COUNTY 24TH STREET; REPEALING ANY CONFLICTING PROVISIONS; AND PROVIDING FOR SEVERABILITY.

WHEREAS, the Mayor and City Council of the City of San Luis desire to amend the City of San Luis Official Zoning District Map (the "Zoning Map") pursuant to A.R.S. §9-462.04 to change the zoning classification for 3.47 acres of real property located on Assessor Parcel ID No. 783-05-162; as attached hereto as "Exhibit A" and

WHEREAS, the aforementioned change in zoning classification is consistent with the General Plan of the City of San Luis; and

WHEREAS, all due and proper notices of public hearings on the Zoning Map Amendment have been given and proper public hearings have been held, and a recommendation has been given regarding the Zoning Map Amendment by the Planning and Zoning Commission of the City of San Luis; and

WHEREAS, the Planning and Zoning Commission recommended approval of the zoning.

BE IT ORDAINED by the Mayor and Council of the City of San Luis, Arizona, as follows:

SECTION 1. That the above recitals are hereby incorporated as though fully set forth herein.

SECTION 2. That the Official Zoning Map of the City of San Luis is hereby amended by changing the zoning classification from High Density Residential (R-3) to Community Commercial (C-2) of the property subject to the following conditions:

1. Developer shall comply with the City of San Luis zoning regulations, building code requirements and public works standards.

Property more fully described as:

Bienestar Estates 10 Subdivision Tract B Section 15, Township 11S, Range 24W.

SECTION 3. In the event of a conflict between the provisions of this ordinance and any other ordinance, resolution, regulation, or policy within the City of San Luis, the conflicting provisions are hereby repealed, superseded, and replaced, and the provisions of this ordinance shall govern.

SECTION 4. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance or said reference regulations.

PASSED AND ADOPTED by the Mayor and Council of the City of San Luis,
Arizona, this _____ day of _____, 2021.

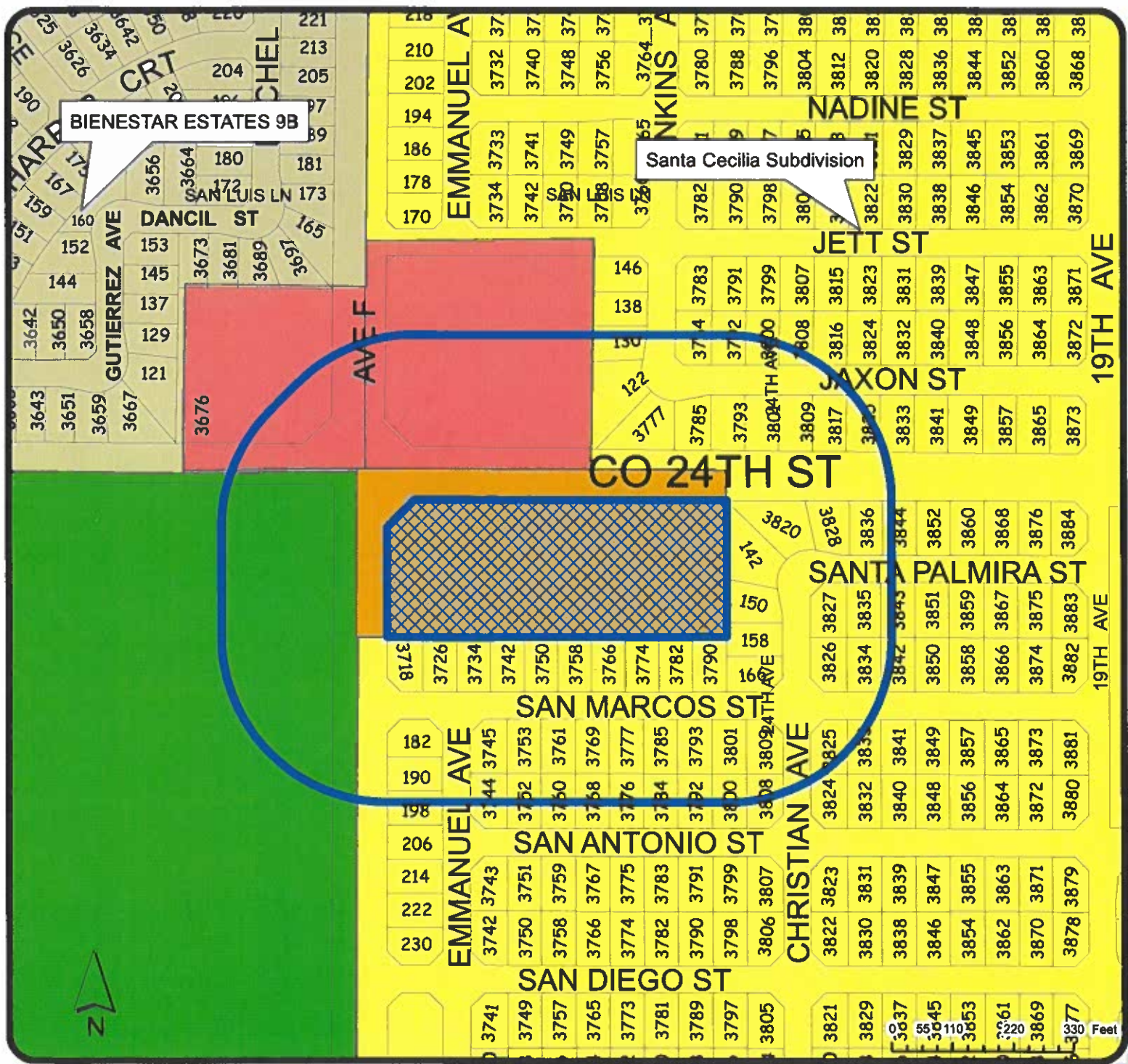
Gerardo Sanchez, Mayor

ATTEST:

APPROVED AS TO FORM:

Sonia Cornelio, City Clerk

Kay Marion Macuil, City Attorney



LOCATION MAP

LOCATION OF SUBJECT PROPERTY

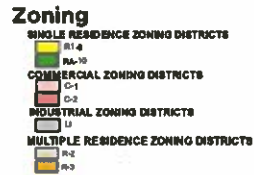
Southeast Corner of Avenue F & County 24th Street
Assessor's Parcel No. 783-05-162

300ft Notification Area

This request is to rezone 3.47 acres from High-Density Residential (R-3) to Community Commercial (C-2).

REZONING

CASE #
2021-0608



DATE:
9/27/2021

PLANNING & ZONING

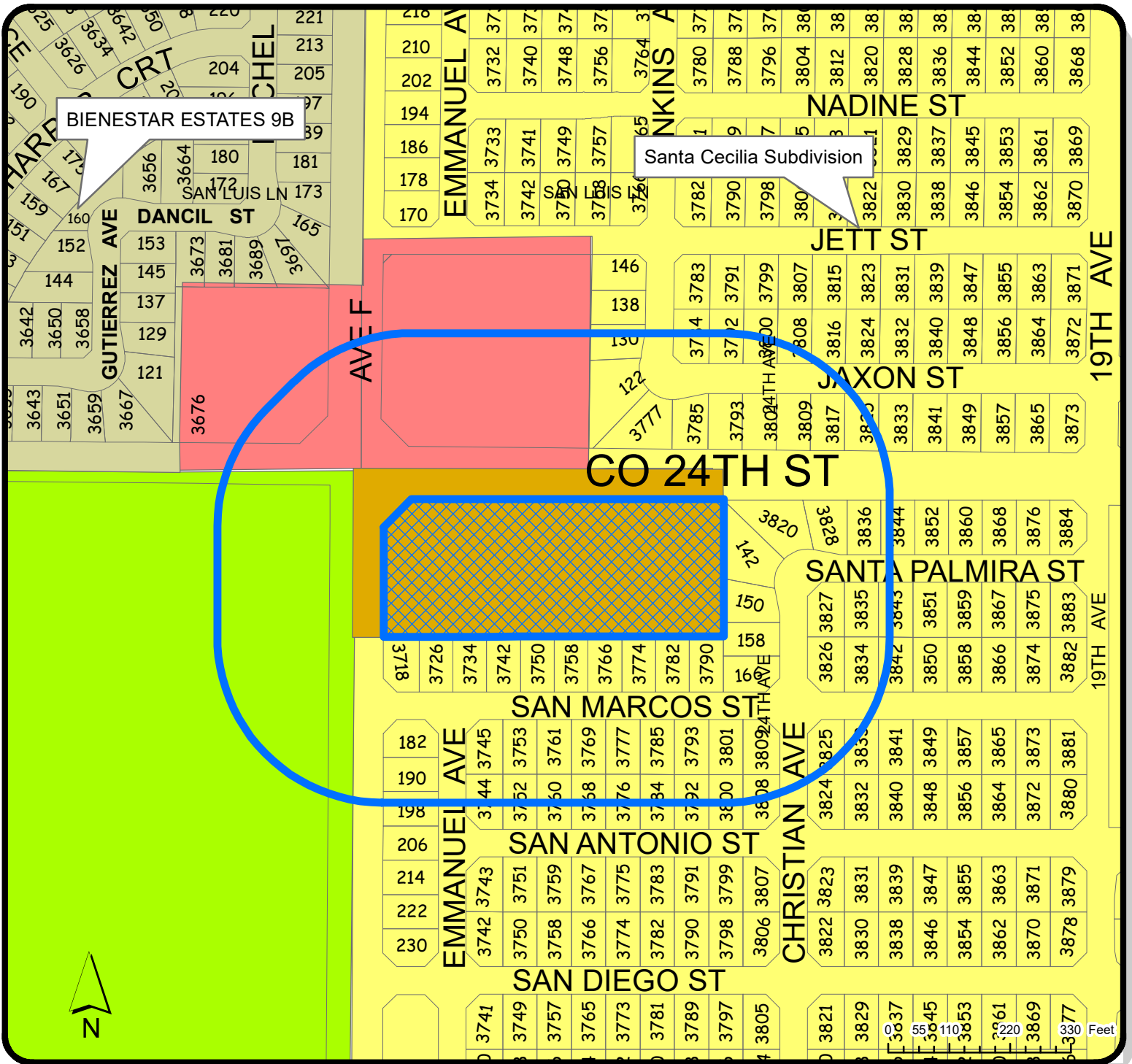


GIS

CREATED BY:
ISAAC GUTIERREZ


CHECKED BY:
ROMAN PACHECO

APPROVED BY:
JOSE A. GUZMAN



LOCATION MAP

LOCATION OF SUBJECT PROPERTY












 Southeast Corner of Avenue F & County 24th Street
Assessor's Parcel No. 783-05-162

 **300ft Notification Area**

This request is to rezone 3.47 acres from High-Density Residential (R-3) to Community Commercial (C-2).

REZONING

CASE #
2021-0608

- Zoning**
-  SINGLE RESIDENCE ZONING DISTRICTS
 -  R1-8
 -  RA-10
 -  COMMERCIAL ZONING DISTRICTS
 -  C-1
 -  C-2
 -  INDUSTRIAL ZONING DISTRICTS
 -  LI
 -  MULTIPLE RESIDENCE ZONING DISTRICTS
 -  R-2
 -  R-3

DATE:
9/27/2021

PLANNING & ZONING



GIS

CREATED BY:
ISAAC GUTIERREZ

CHECKED BY:
ROMAN PACHECO

APPROVED BY:
JOSE A. GUZMAN



2619 S. Ave. 2½ E, STE. 3
Yuma AZ. 85365
928-329-0000 tel
928-247-6232 fax
VnV@vegaNvega.com

September 14, 2021

City of San Luis
Department of Development Services
Community Planning

Re: Bienestar Estates 10 – Tract B : Bienestar Commercial Plaza - Rezoning Request (Narrative Statement)

Dear Sir or Madam:

This is the Narrative statement for the above-mentioned project.

Requesting that APN: 783-05-162 (3.47 acres), being Tract "B" of Bienestar Estates 10 Plat, per FEE # 2019-27119, be changed from the current zoning high density residential R-3 to C-2 (See attachment "A") said portion of land is currently designated in The Major General Plan/Map as land use category of Neighborhood, and it will remain as such.

Upon approval of the rezoning request, the intent is to develop the parcel into a commercial plaza.

If you have any questions or need any further information don't hesitate in contact us.

Sincerely

Vega & Vega Engineering, P.L.C.

Vianey R. Vega, P.E.

PROPOSED ZONING MAP
TRACT "B" OF B.E. 10



TRACT "B" OF BIENESTAR
ESTATES 10 PLAT,
PER.FEE # 2019- 27117, YCR,
YUMA COUNTY AZ.
(3.47 AC.)
EXISTING ZONING: R-3
PROPOSED ZONING: C-2
A.P.N. 783-05-162

BIENESTAR ESTATES 10 PLAT, PER
FEE # 2019-27117, YCR, YUMA
COUNTY AZ.

CURRENT: R-1-6 ZONING

SAN FERNANDO STREET



SCALE: NTS

VEGA & VEGA
ENGINEERING & P. E.

2619 S. AVE. 24 E. STE. 3 928-329-0000 TEL.
YUMA, AZ. 85364 928-247-4232 FAX
Vn.V@vegaivega.com

PROPOSED ZONING MAP
TRACT "B"
BIENESTAR ESTATES 10
COMITE DE BIENESTAR

PROPOSED ZONING MAP

Scale:	1" = 100'
Date:	10/1/2019
Drawn by:	J.P. P. [unclear]
Checked by:	[unclear]
Sheet:	1 of 1

EXHIBIT "A"



September 29, 2021

REZONING CASE NUMBER: 2021-0608

CASE SUMMARY: A request by Comite de Bienestar Inc. to rezone a parcel 3.47 acres from High Density Residential (R3) to Community Commercial (C2). The property is located on the southeast corner of County 24th Street and Avenue F, PID # 783-05-162, San Luis, Arizona.

A Citizen Review Meeting has been scheduled to enable interested parties the opportunity to meet with the applicant to ask and answer questions and address concerns. This review meeting is prior to any public hearing.

This Citizen Review Meeting will be held:
On November 2, 2021 at 6:00 p.m. at the San Luis City Hall Council Chambers, 1090 E. Union Street, San Luis, Arizona.

PUBLIC HEARING: November 9, 2021

COMMENTS DUE: October 7, 2021

Your comments on this case will help us prepare an accurate and timely staff report. Your comments on this case will be inserted “as is” into the staff report with your name, department, and telephone number, should the applicant have any questions. Your comments are a public record and will be available to the public, media, and the applicant, in addition to the Commission hearing this case. Please complete the section below and return via e-mail. For additional information, please contact the Planning and Zoning Department at (928) 341-8563 or at P&Z@sanluisaz.gov.

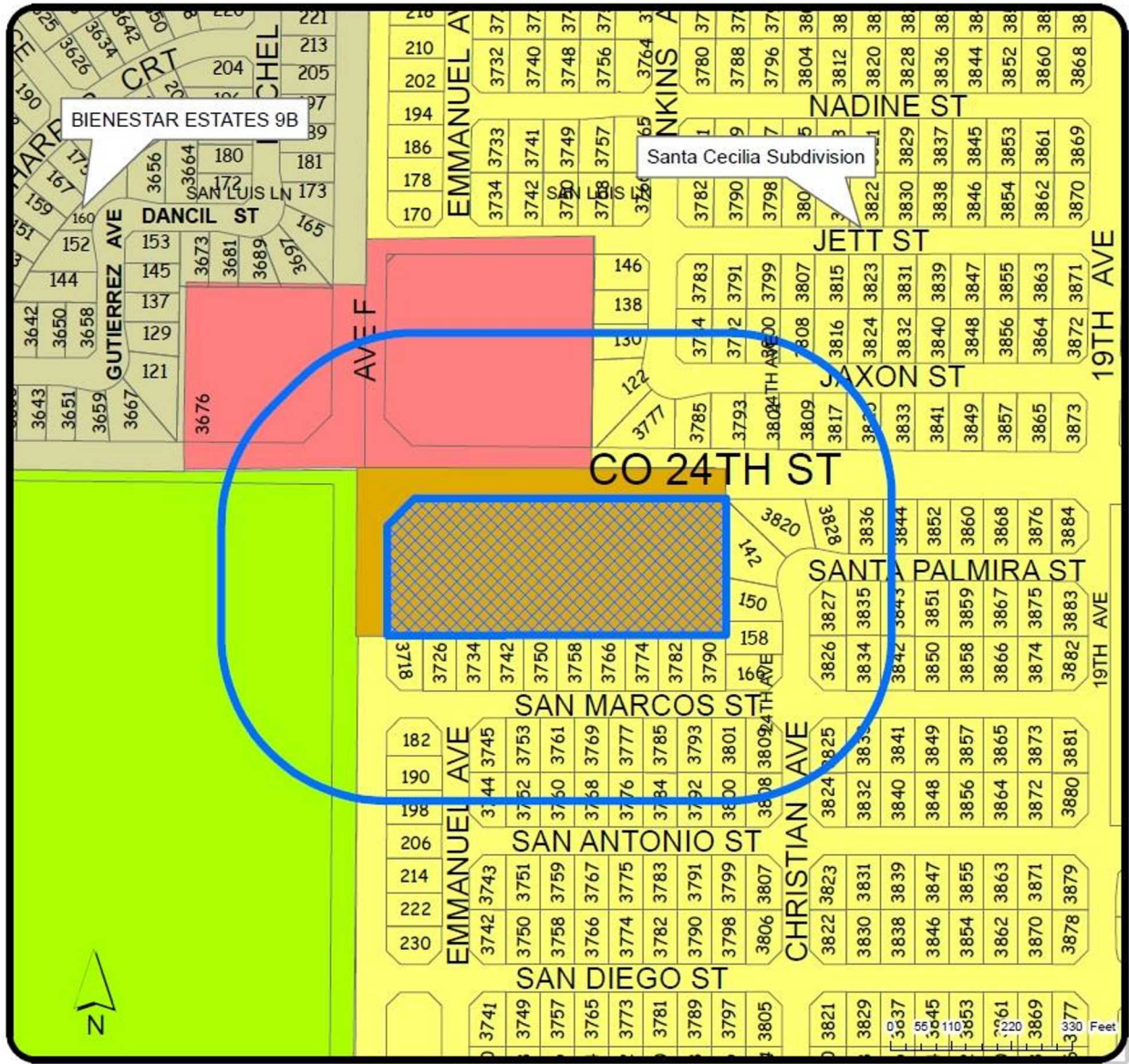
Thank you,

Fernando Villegas
Principal Planner
Attachment: Conceptual Site plan

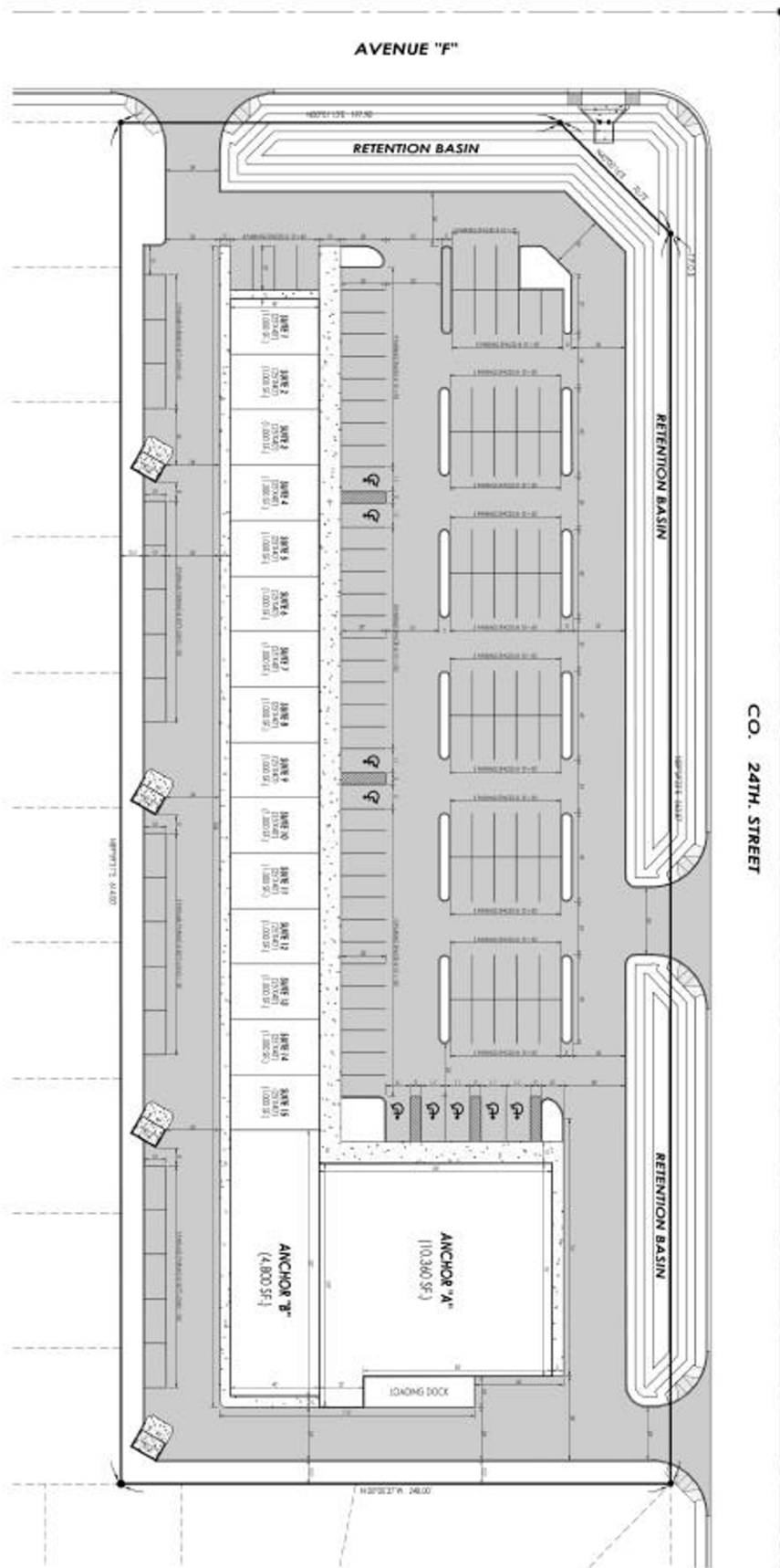
COMMENTS NO COMMENTS

Enter Comments below: The property is located near Rolle Airfield where aviation activity is expected to increase in the future. These properties, due to their proximity to the Rolle Airfield, are likely to experience aircraft over flights, which could generate noise levels which may be of concern to some individuals. The City, public and airport shall be held harmless from any damages caused by noise, vibration, fumes, dust, fuel, fuel particles, or other effects that may be caused by the operation of aircraft taking off, landing, or operating on or near the airport, not including the physical impact of aircraft or parts thereof.

Return to: P&Z@sanluisaz.gov



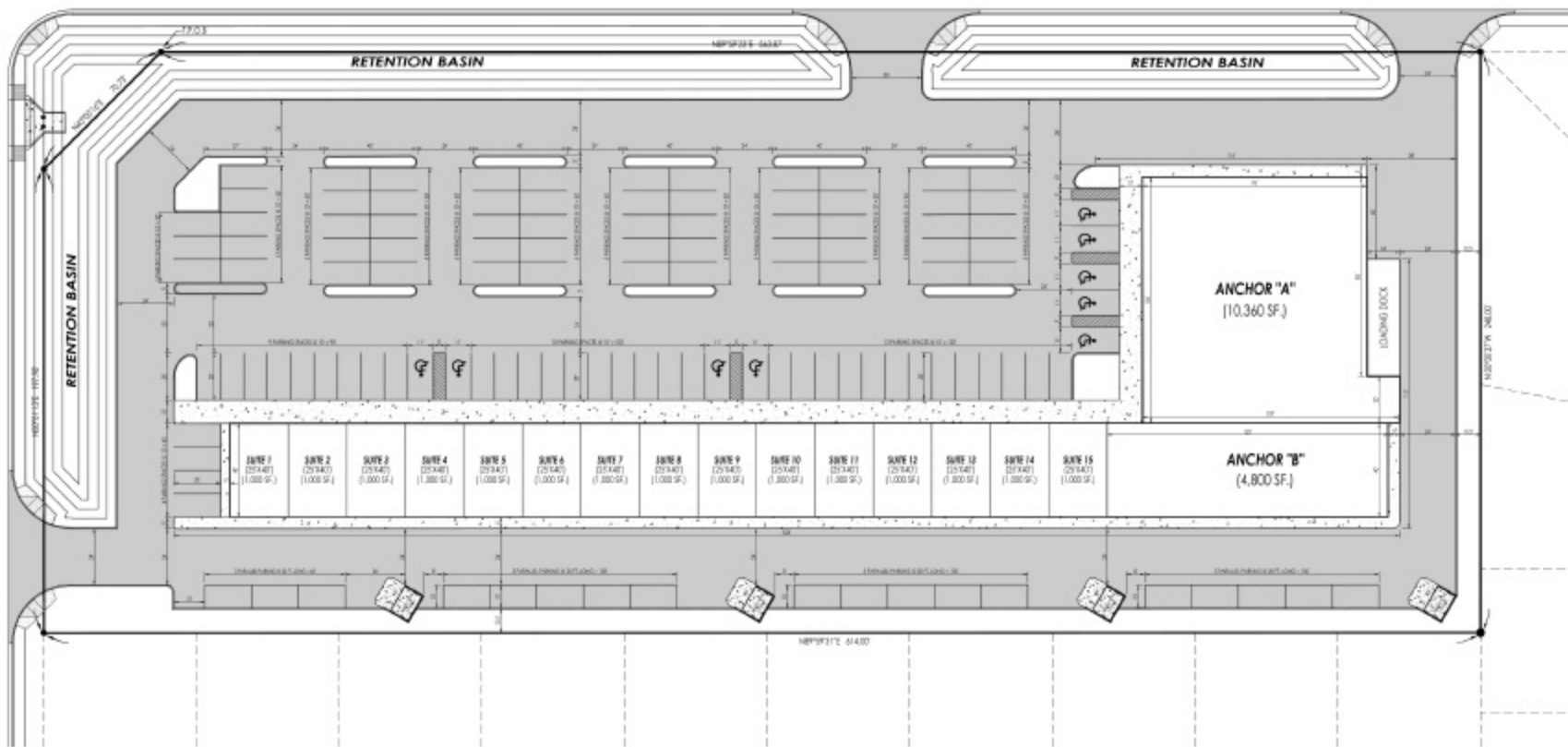
Location Map



Conceptual Site Plan

CO. 24TH STREET

AVENUE "F"



Rezoning Case 2021-0608





AGENDA ITEM REVIEW FORM

Regular City Council Meeting

6. F.

Meeting Date: 12/08/2021

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

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

Action Requested: Motion
Resolution

ITEM:

Discussion and Possible Action on any and all matters regarding Resolution No. 2203. A resolution of the Mayor and City Council of the City of San Luis, Arizona authorizing and directing the entering into a Development Agreement with Carol D. Upton as part of the right-of-way acquisition for the Mesa Street Improvement Project. **(Glenn J. Gimbut, Assistant City Attorney)**

SUMMARY:

Legal Authority for the Development Agreement

A.R.S. § 9-500.05 authorizes the city to enter into Development Agreements with landowners for land located in the city. In this Development Agreement, no money is involved.

The landowner on Mesa Street

Carol D. Upton owns the parcels APN No. 775-37-186 ("Parcel 1"); and APN 775-37-185, referred to in the Development Agreement as Parcels 1 and 2, respectively, on Mesa Street. The parcels are zoned commercial, but a fourplex apartment was built there before the zone change. It continues there today. It is a **legal**, non-conforming use. Ms. Upton uses Parcel 2 for parking. Ms. Upton desires to build a high-density residential development on Parcels 1 and 2. There are other residences on Mesa Street that are also legal non-conforming uses. Under a legal non-conforming use, the landowner cannot make changes without the current commercial zoning controlling. Therefore, a change of zoning is needed to change the residential use there.

The City's Mesa Street Project

The city is in the process of improving the streets, alleyways, and sidewalks in the area of Parcels 1 and 2 in what is known as the Mesa Street Project. The city needs a right-of-way and a temporary construction easement from Parcel 1 to develop and construct the project.

The Development Agreement

Parcels 1 and 2 would need to be rezoned to be developed into high-density residential use. As part of the rezoning process, the city could condition the rezoning on Ms. Upton dedicating right-of-way and easement to the city.

A.R.S. § 9-500.05 provides, in part, that a Development Agreement can provide for the permitted uses of land; the density and intensity of uses; reservation or dedication of land for public purposes; conditions, terms, restrictions, and requirements for public infrastructure; conditions, terms, restrictions, and requirements relating to the governing body's intent to form a special taxing district under title 48; and any other matters relating to the development of the property.

The Development Agreement would support the city's needs by acquiring right-of-way and a construction easement for the Mesa Project. It would allow the possibility for Ms. Upton to put in

residential development.

RECOMMENDATION / SUGGESTED MOTION:

I MOVE TO APPROVE AND ADOPT RESOLUTION NO. 2203 TO ENTER INTO THE DEVELOPMENT AGREEMENT AS PRESENTED.

Fiscal Impact

IS THERE FISCAL IMPACT ASSOCIATED WITH THIS ITEM: No
CITY/STATE/FEDERAL FUNDS: N/A
TOTAL: N/A
BUDGETED AMOUNT: N/A
AVAILABLE AMOUNT TO TRANSFER: N/A
ACCT NAME & GL#/REMAINING BALANCE BEFORE PURCHASE: N/A
FISCAL IMPACT STATEMENT (IF THIS IS A BUDGET TRANSFER, YOU MUST ATTACH THE BUDGET ADJUSTMENT FORM):

There is no money exchange involved with this Development Agreement.

Attachments

Res. No 2203
Upton Dev Agreement, Mesa Str



Resolution

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

No. 2203

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA AUTHORIZING AND DIRECTING THE ENTERING INTO A DEVELOPMENT AGREEMENT WITH CAROL D. UPTON AS PART OF THE RIGHT OF WAY ACQUISITION FOR THE MESA STREET IMPROVEMENT PROJECT.

BE IT RESOLVED by the Mayor and City Council of the City of San Luis, Arizona:

Section 1: It is deemed in the best interest of the City of San Luis and its residents that the city enter into a Development Agreement with Carol D. Upton ("Development Agreement") as part of the right of way acquisition for the Mesa Street Improvement Project.

Section 2: Said Development agreement is approved.

Section 3: A true copy of said Development Agreement is incorporated into this Resolution as though fully set forth again in full here.

Section 4: City officers and employees are authorized and directed to perform all acts necessary or desirable to give effect to the Development Agreement.

PASSED, ADOPTED and APPROVED by the Mayor and City Council of the City of San Luis, Yuma County, Arizona this ____ day of December 2021.

Gerardo Sanchez, Mayor

ATTEST:

Sonia Cornelio, City Clerk

APPROVED AS TO FORM:

Kay Marion Macuil, City Attorney

DEVELOPMENT AGREEMENT

THIS DEVELOPMENT AGREEMENT (the “**Agreement**”) is entered into as of this ____ day of _____, 202__ (“**Effective Date**”) by and between the City of San Luis, an Arizona municipal corporation (the “**City**”) and Carol D. Upton, a single woman, (the “**Owner**”). This Agreement is entered into pursuant to City Resolution No. 2203.

RECITALS

A. WHEREAS, A.R.S. § 9-500.05 authorizes the City to enter into development agreements with landowners and persons having an interest in real property located in the City; and

B. WHEREAS, Carol D. Upton, as a single woman, as her sole and separate property, owns the parcels of land identified as APN No. 775-37-186 (“Parcel 1”); and APN 775-37-185 (“Parcel 2”); and

C. WHEREAS, both parcels are currently zoned for commercial use bearing the zoning classification C-3; and

D. WHEREAS, at the northeast corner of Parcel 1 is a four-plex apartment which is a legal non-conforming use which uses for its parking a portion of Parcel 2; and

E. WHEREAS, Owner desires the option to develop high density residential development on Parcels 1 and 2; and

F. WHEREAS, City is in the process of improving the streets, alleyways, and sidewalks in the area of Parcels 1 and 2 in what is known as the Mesa Street Improvement Project and needs certain right of way as described on Exhibit A attached hereto and by this reference incorporated herein, and a temporary construction easement from Parcel 1 to develop and construct said project (the “Dedications”); and

G. WHEREAS, Parcels 1 and 2 would need to be rezoned to be able to be developed into high density residential use, and as part of said rezoning process, the City could condition said rezoning upon dedication of the right of way as described on Exhibit A and temporary construction easement; and

H. WHEREAS, A.R.S. § 9-500.05 provides, in part, that a development agreement can provide for the permitted uses of land; the density and intensity of uses; reservation or dedication of land for public purposes; conditions, terms, restrictions, and requirements for public infrastructure; conditions, terms, restrictions, and requirements relating to the governing 'body's intent to form a special taxing district pursuant to title 48; and any other matters relating to the development of the property; and

I. WHEREAS, the City and Owner desire to enter into an agreement to provide for the development of Parcel 1 and Parcel 2 as either apartments or condominiums and provide for the Dedications; and

J. WHEREAS, the City's governing body has authorized execution of this Agreement by Resolution No. 2203;

NOW, THEREFORE, the parties agree as follows:

AGREEMENT

ARTICLE 1. SPLIT AND DEVELOPMENT OF PROPERTY

1.1. Effective Date and Duration of Development Agreement. The term of this Agreement shall be for a period of fifteen (15) years from the Effective Date of the Agreement.

1.2. Rezoning. For the term of this Agreement, to the extent legally possible, City agrees to the future rezoning of Parcels 1 or 2 to the classification High Density Residential (R-3). City staff will recommend such rezoning.

1.3 Failure of Timely Performance. In the event that either party hereto fails to perform any of its obligations set forth in or contemplated by this Agreement in a timely manner, and should such failure not otherwise be excused by agreement of the parties or by the terms of this Agreement, such failure shall be considered a breach of this Agreement and the non-breaching party shall have their respective remedies set forth in Article 2 of this Agreement.

1.4 Dedication of Right of Way. At present time Owner shall convey the right of way as described on Exhibit A and grant a temporary construction easement over the remainder of Parcel 1. Owner agrees to deed by special warranty deed the right of way described on Exhibit A. The temporary construction easement shall terminate upon the completion of construction for the Mesa Street Project or June 30, 2023, whichever first occurs.

1.5 Development of Parcel 1. Existing on Parcel 1 is a four-plex apartment unit. Parking for these apartments is provided by 12 spaces on Parcel 2. Owner and the City agree this parking on Parcel 2 shall continue, as a matter of right, for use by the four-plex and any future developed apartments or condominiums on Parcel 1 and agrees to take such actions as needed or necessary to secure the right of persons occupying said current or future residential units to utilize said parking. If Owner should apply for a lot tie to tie Parcels 1 and 2 together, City agrees to approve said application provided there is compliance with the Subdivision Regulations of the City. Attached as Exhibit B is a proposed site plan for development of future apartments or

condominiums. What is proposed is the development of three units besides the existing four-plex. At the present time, current regulations of the City provide there must be two parking places per apartment or condominium unit. 4 of the 12 spaces on Parcel 2 may be used for the proposed new units under current regulations. Any development of new units, either apartments or condominiums, must comply with all appropriate development standards, including the zoning code, subdivision regulations, building and fire codes, and/or public works standards as they may exist at the time of actual development. The City agrees, in good faith, to cooperate with Owner Upton and/or any successor in interest, conditioned upon such compliance, to have development conform to the attached proposed site plan, Exhibit B.

1.6 Curb Cuts. Parcel 2 has a single curb cut for the driveway that serves the existing parking lot, and it is intended for said curb cut/driveway to remain. For Parcel 1, south of the existing four-plex apartment under the Public Works Standards of the City of San Luis, driveways must be a distance of 165 feet from each other. There presently exists room for two curb cuts/driveways for Parcel 1 under existing standards in addition to the curb cut/driveway on Parcel 2. For the term of this Development Agreement, there shall be a right to establish curb cuts/driveways on Parcel 1 conditioned on each curb cut/driveway being a minimum of 165 feet from another such curb cut/driveway without further conditions or restrictions to be imposed by the City.

1.7 Utility Connections. Any residential development of the property of Owner that is the subject of this Agreement shall have the right to connect to the water and wastewater utilities of City without further conditions or restrictions to be imposed by the City excepting building code regulation, environmental regulation, design and construction regulation, public works standards, and such connection fees that may exist at the time of development.

ARTICLE 2. MEDIATION AND DEFAULT

2.1. Mediation. In the event that there is a dispute hereunder which the parties cannot resolve between themselves, the parties agree there shall be a forty-five (45) day moratorium on litigation during which time the parties agree to attempt to settle the dispute by nonbinding mediation before the commencement of litigation. If the parties cannot agree upon the selection of a mediator within seven (7) days, either party may request the presiding judge of the Superior Court of Yuma County to assign a mediator from a list of mediators maintained by the Arizona Municipal Risk Retention Pool.

2.2. Default. Failure or unreasonable delay by any party to perform any term or provision of this Agreement for a period of ten (10) days after written notice thereof from another party shall constitute a default under this Agreement. If the default is of a nature that is not capable of being cured within ten (10) days, the cure shall be

commenced within such period and diligently pursued to completion. The notice shall specify the nature of the alleged default and the manner in which the default may be satisfactorily cured. In the event of a default hereunder by any party, the non-defaulting party shall be entitled to all remedies at both law and in equity, including, without limitation, specific performance and the right to perform the obligation(s) of which the defaulting party is in default and to immediately seek reimbursement from the defaulting party of all sums expended in order to cure such default, together with interest on all such sums from the date said sums are expended by the non-defaulting party for the purpose of curing the default to the date such sums are paid in full.

2.3. Jurisdiction and Venue. Jurisdiction and venue of any action shall be in any court of competent jurisdiction located in Yuma County, Arizona.

ARTICLE 3. CONFLICT OF INTEREST; REPRESENTATIVES NOT INDIVIDUALLY LIABLE

3.1. Conflict of Interest. Pursuant to Arizona law, rules, and regulations, no member, official, or employee of the City shall have any personal interest, direct or indirect, in this Agreement, nor shall any such member, official, or employee participate in any decision relating to this Agreement which affects his or her personal interest or the interest of any corporation, partnership or association in which he or she is, directly or indirectly, interested. This Agreement is subject to the provisions of A.R.S. § 38-511.

3.2. No Personal Liability. No member, official, or employee of the City shall be personally liable to Owner, or any successor or assignee, (a) in the event of any default or breach by the City, (b) for any amount which may become due to the Owner or its successor or assign, or (c) pursuant to any obligation of the City under the terms of this Agreement.

ARTICLE 4. MISCELLANEOUS PROVISIONS

4.1. Notices. All notices and communications provided for herein, or given in connection herewith, shall be validly made if in writing and delivered personally or sent by registered or certified mail, return receipt requested, or by delivery by United Parcel Service or FedEx where delivery can be tracked, postage prepaid to:

If to the City: City Manager
 City of San Luis
 P.O. Box 1170
 1090 E. Union Street
 San Luis, Arizona 85349

If to the Owner: Carol D. Upton
 c/o Richardson and Richardson, P.C.

1745 S. Alma School Road, Suite 100
Mesa, AZ 85210 and

Carol D. Upton
13/37 Milson Road
Cremorne Point, NSW 2090, Australia

or to such other addresses as either party may from time to time designate in writing and deliver in a like manner. Any such change of address notice shall be given at least ten (10) days before the date on which the change is to become effective. Notices given by mail shall be deemed delivered 72 hours following deposit in the United States Postal Service in the manner set forth above.

4.2. Waiver. No delay in exercising any right or remedy shall constitute a waiver thereof, and no waiver by the parties of the breach of any provision of this Agreement shall be construed as a waiver of any preceding or succeeding breach of the same or of any other provision of this Agreement.

4.3. Headings. The descriptive headings of the paragraphs of this Agreement are inserted for convenience only and shall not control or affect the meaning or construction of any of the provisions of the Agreement.

4.4. Authority. The undersigned represent to each other that they have full power and authority to enter into this Agreement and that all necessary actions have been taken to give full force and effect to this Agreement. The Owner represents and warrants that it is duly formed and validly existing under the laws of the State of Arizona and that it is duly qualified to do business in the State of Arizona and is in good standing under applicable state laws. The Owner and the City warrant to each other that the individuals executing this Agreement on behalf of their respective parties are authorized and empowered to bind the party on whose behalf each individual is signing. The Owner represents to the City that by entering into this Agreement, the Owner has bound the property and all persons and entities having any legal or equitable interest therein to the terms of the Agreement. This Agreement may be executed in counterparts, any of which may be an original.

4.5. Assignment. After the Effective Date, Owner shall have the right to assign the rights of Owner under this Development Agreement to any entity or person, provided that any such assignment does not violate any of the terms and conditions of this Agreement or any law, rule, regulation, order, writ, judgment, injunction or decree. In the event of such assignment, any Assignee shall assume all obligations of Owner hereunder in order for such assignment to be effective, and Owner is not released from her obligations to the City under this Development Agreement if any remain unsatisfied.

4.6. Entire Agreement. This contract constitutes the entire agreement between the parties.

4.7. Amendment of the Agreement. This Agreement may be amended, in whole or in part and with respect to all or any portion of the property, only with the mutual written consent of the parties to this Agreement or by their successors in interest or assigns. No modification of this Agreement is binding on either party unless the modification is in writing and signed by the parties. The City shall record the amendment or cancellation in the official records of the Yuma County Recorder.

4.8. Severability. If any provision of the Agreement is declared void or unenforceable, such provision shall be severed from this Agreement, which shall otherwise remain in full force and effect.

4.9. Governing Law. The laws of the State of Arizona shall govern the interpretation and enforcement of this Agreement. The parties agree that venue for any action commenced in connection with this Agreement shall be proper only in a court of competent jurisdiction located in Yuma County, Arizona, and the parties hereby waive any right to object to such venue.

4.10. Recordation of Agreement and Subsequent Amendment; Cancellation. This Agreement and any amendment or cancellation of it shall be recorded in the official records of the Yuma County Recorder no later than ten (10) days after the City and the Owner execute such agreement, amendment, or cancellation, as required by A.R.S. § 9-500.05.

4.11. Attorneys' Fees and Costs. If either party brings a legal action either because of a breach of this Agreement or to enforce a provision of this Agreement, the prevailing party will be entitled to reasonable attorneys' fees and court costs.

4.12. Notice of Conveyance or Assignment. The Owner shall give notice to the City of any sale of the entire property at least ten (10) days prior to the effective date of the sale.

4.13. No Third-Party Beneficiaries. There are no third-party beneficiaries to this Agreement, and no person or entity not a party hereto shall have any right or cause of action hereunder.

4.14. No Agency Created. Nothing contained in this Agreement shall create any partnership, joint venture, or agency relationship between the parties.

4.15. Non-Liability of City Officials and Employees. Except for mandamus and other special actions, no member, official, or employee of the City shall be personally liable to Owner, or any successor in interest, in the event of any default or breach by the City or for any amount that may become due to the Owner or successor, or under any obligation under the terms of this Agreement.

4.16. Time is of the Essence. Time is of the essence of this Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year first above written.

City of San Luis, Arizona
An Arizona Municipal
Corporation

Gerardo Sanchez, Mayor

ATTEST:

Sonia Cornelio, City Clerk

APPROVED AS TO FORM:

Kay Marion Macuil, City
Attorney

Owner

Carol D. Upton

STATE OF ARIZONA)
) ss.
County of Yuma)

The foregoing instrument was acknowledged before me this _____ day of December 2021 by Gerardo Sanchez, Mayor of the City of San Luis, Arizona, a municipal corporation.

Notary Public

My Commission Expires: _____

STATE OF)
) ss.
County of)

The foregoing instrument was acknowledged before me this _____ day of
_____ 20__ by Carol D. Upton.

Notary Public

My Commission Expires: _____

Exhibit A

LEGAL DESCRIPTION

A PORTION OF THE WEST HALF OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 12, TOWNSHIP 11 SOUTH, RANGE 25 WEST, GILA & SALT RIVER BASE & MERIDIAN, YUMA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 12;

THENCE S89°42'37"E ALONG THE NORTH LINE OF SAID SECTION 12, A DISTANCE OF 662.74 FEET TO THE NORTHWEST CORNER OF THE SAN LUIS TOWNSITE ADDITION NO. 1 AND NO. 9 AS RECORDED IN BOOK 4 OF PLATS, PAGE 97 IN THE OFFICE OF THE YUMA COUNTY RECORDER'S OFFICE, YUMA COUNTY;

THENCE S0°27'22"W ALONG THE SAID SAN LUIS TOWNSITE NO. 1 WEST BOUNDARY LINE TO A POINT A DISTANCE OF 725.35 FEET, SAID POINT BEING 60.00 FEET SOUTHERLY OF THE U.S.B.R. TRANSMISSION RIGHT OF WAY LINE, SAID POINT ALSO BEING THE TRUE POINT OF BEGINNING;

THENCE CONTINUING S0°27'22"W ALONG THE WEST BOUNDARY LINE OF THE SAID SAN LUIS TOWNSITE NO. 1, A DISTANCE OF 593.60 FEET;

THENCE S0°03'20"W ALONG THE WEST BOUNDARY LINE OF THE SAID SAN LUIS TOWNSITE NO. 1, A DISTANCE OF 4.44 FEET;

THENCE N89°41'10"E TO A POINT ON THE U.S.B.R. EAST MAIN CANAL EASTERLY RIGHT OF WAY LINE, A DISTANCE OF 3.08 FEET;

THENCE N03°05'20"E ALONG THE SAID U.S.B.R. EAST MAIN CANAL EASTERLY RIGHT OF WAY LINE, A DISTANCE OF 12.78 FEET TO POINT ON A CURVE TO THE LEFT;

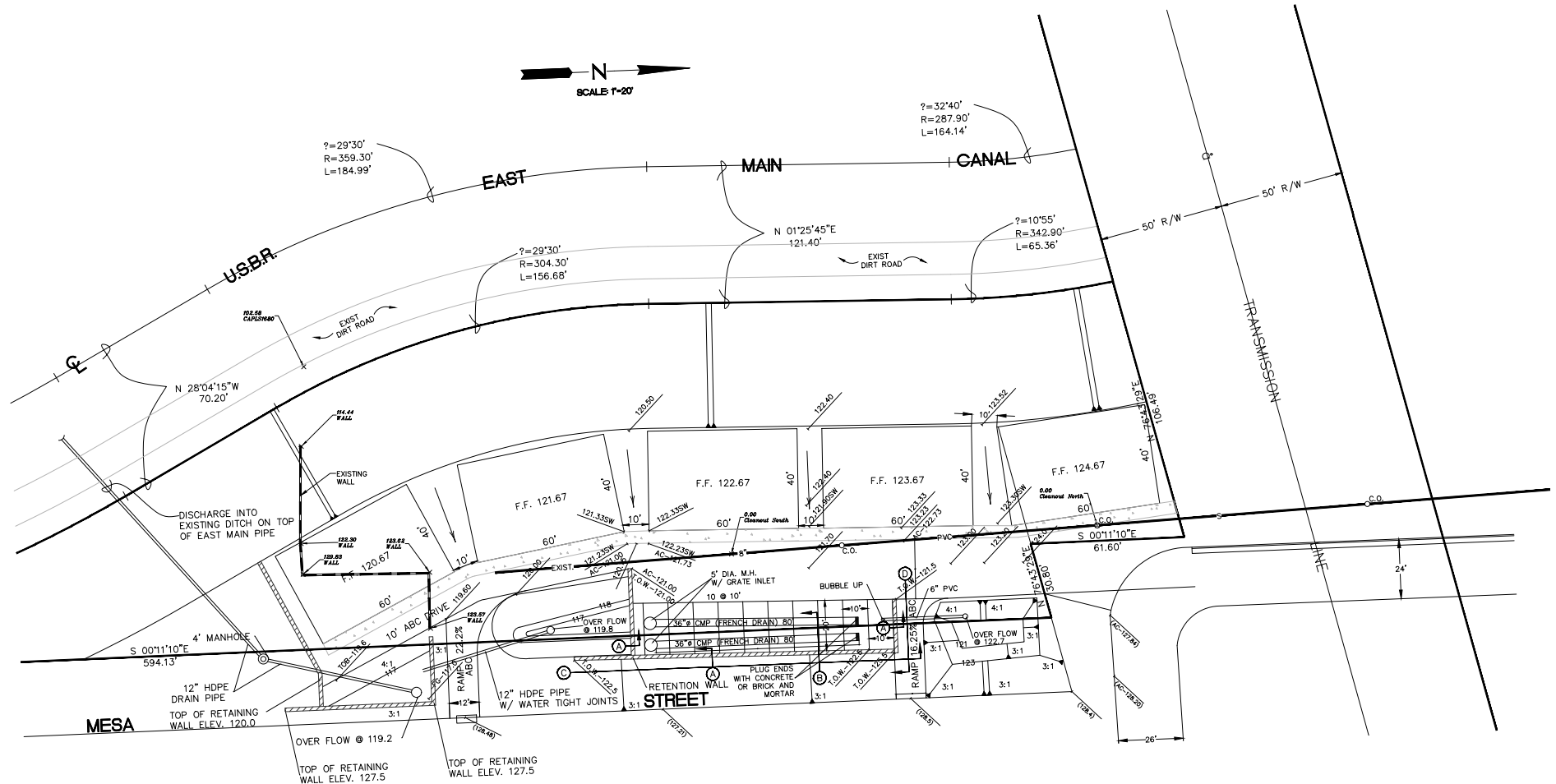
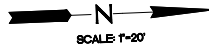
THENCE NORTHWESTERLY ALONG THE SAID CURVE OF RADIUS 533.30 FEET AN ARC LENGTH OF 138.03 FEET, SAID CURVE ALSO BEING THE SAID U.S.B.R. EAST MAIN CANAL EASTERLY RIGHT OF WAY LINE, TO A POINT 30.00 WEST OF THE SAID SAN LUIS TOWNSITE NO. 1 WEST BOUNDARY LINE;

THENCE N00°27'22"E ALONG A LINE PARALLEL TO AND 30.00 WEST OF THE WEST BOUNDARY LINE OF THE SAID SAN LUIS TOWNSITE NO. 1, TO A POINT 60.00 FEET SOUTHERLY OF THE U.S.B.R. TRANSMISSION LINE RIGHT OF WAY LINE, A DISTANCE OF 443.18 FEET;

THENCE N77°22'01"E ALONG A LINE PARALLEL TO AND 60.00 FEET SOUTHERLY OF THE SAID U.S.B.R. TRANSMISSION RIGHT OF WAY LINE, A DISTANCE OF 30.80 FEET TO THE TRUE POINT OF BEGINNING;

CONTAINING A GROSS AREA OF 0.351 ACRES (15,320.21 SQUARE FEET)

Exhibit B



PRELIMINARY PLAN
NOT FOR CONSTRUCTION

HENLEY LOT LINE SURVEY

TOPOGRAPHIC SURVEY

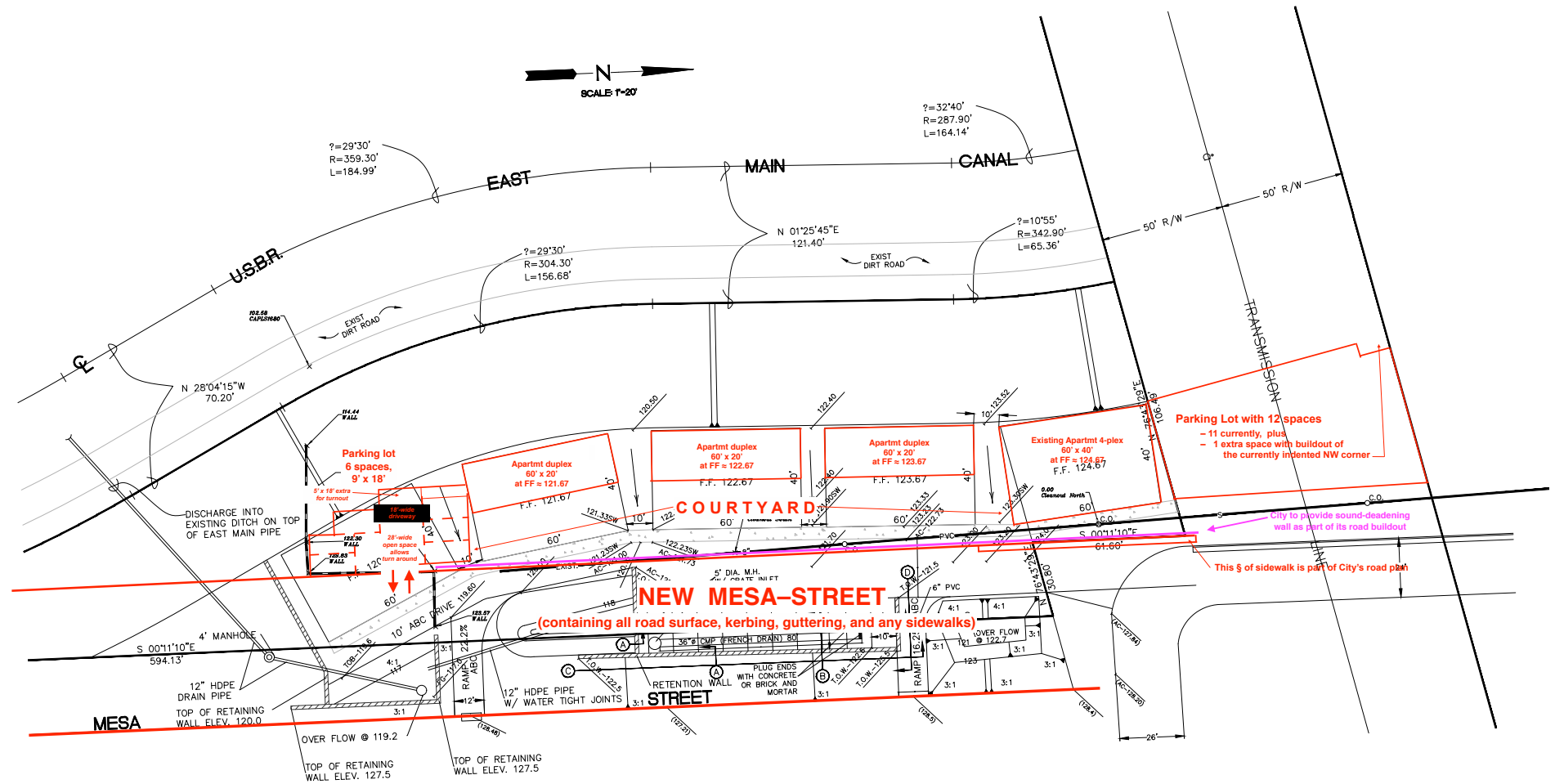
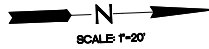
NEA
Nicklaus Engineering Inc.
1851 West 24th Street P.O. Box 6029
YUMA, ARIZONA 85364 (928)344-8374
Email: net@nelaw.com

SCALE: AS SHOWN
DATE: NOV., 2014
DES. BY: A.C.K.
DRAWN BY: R.N.
SURVEYED BY: R.S.
JOB No.: 014-0108
FILE No.: --
SHEET -- OF --

C-1

N:\014\014-0108-Henley Lot Line Survey\Survey\014-0108-Henley Lot Survey.dwg

THE USE OF THESE DRAWINGS AND SPECIFICATIONS SHALL BE RESTRICTED TO THE ORIGINAL SITE OR WHICH THEY WERE PREPARED AND REPRODUCTION OR REUSE OF ANY PORTION OF THESE DRAWINGS IN WHOLE OR IN PART IS PROHIBITED. TITLE TO THE PLOTS AND SPECIFICATIONS REMAINS WITH THE SURVEYOR UNLESS OTHERWISE INDICATED. PLEASE CONTACT WITH THESE PLANS AND SPECIFICATIONS IMMEDIATELY UPON THE FURNISHING OF THESE DRAWINGS.



PRELIMINARY PLAN
NOT FOR CONSTRUCTION

HENLEY LOT LINE SURVEY

TOPOGRAPHIC SURVEY



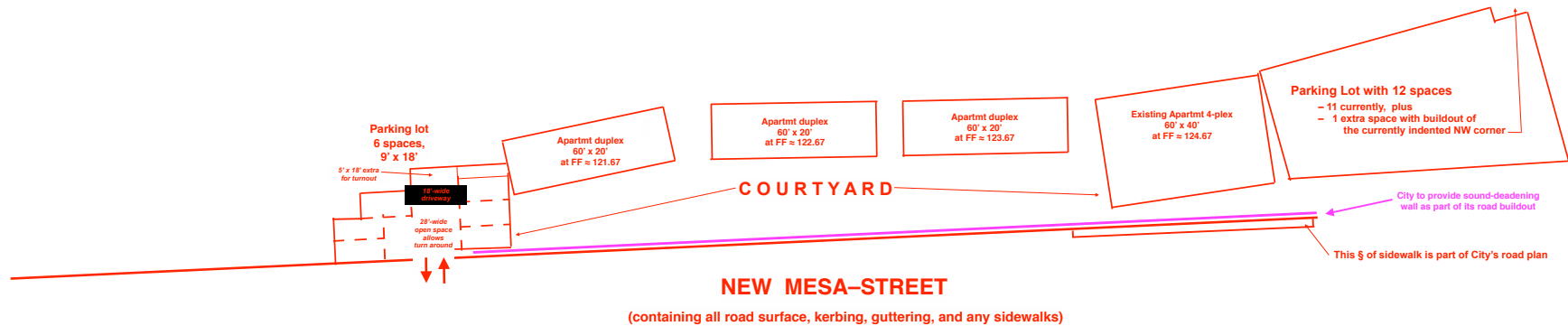
Nicklaus Engineering Inc.
1851 West 24th Street P.O. Box 6029
YUMA, ARIZONA 85364 (928)344-8374
Email: nei@nelaw.com

SCALE: AS SHOWN
DATE: NOV., 2014
DES. BY: A.C.K.
DRAWN BY: R.N.
SURVEYED BY: R.S.
JOB. No.: 014-0108
FILE No.: --
SHEET -- OF --

C-1

N:\014\014-0108-Henley Lot Line Survey\Survey\014-0108-Henley Lot Survey.dwg
 11/10/2014 10:14:28 AM Henley Lot Line Survey\Survey\014-0108-Henley Lot Survey.dwg

THE USE OF THESE DRAWINGS AND SPECIFICATIONS SHALL BE RESTRICTED TO THE ORIGINAL SITE OR WHICH THEY WERE PREPARED AND PUBLISHED THEREIN. ANY REPRODUCTION OR REUSE OF THESE DRAWINGS IN WHOLE OR IN PART IS PROHIBITED. TITLE TO THE PATENT AND SPECIFICATIONS REMAINS WITH THE INVENTOR. WITHOUT FURTHER WRITTEN CONTACT WITH THESE FUTURE AND OPERATIONAL SHALL CONSTITUTE THESE THESE FUTURE OF THESE TECHNOLOGICAL.





AGENDA ITEM REVIEW FORM

Regular City Council Meeting

6. G.

Meeting Date: 12/08/2021

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

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

Action Requested: Motion
Ordinance

ITEM:

Discussion and possible action on any all matters regarding Ordinance No. 422. An ordinance of the Mayor and City Council of the City of San Luis, Arizona, declaring as a public record the document titled "Chapter 8.25, Nuisances, Title 8 of the San Luis City Code"; adopting it by reference; providing for penalty; repealing any conflicting provisions; and providing for severability. **(Kay Marion Macuil, City Attorney)**

SUMMARY:

Due to the increase of debris dumped in the rights of way, the Public Works, Police, Legal and Planning and Zoning Departments came together to work on solutions. One idea was to hire more code enforcers. Council has supported this effort by approving two more code enforcement positions in the 2021-2022 fiscal year budget.

This proposed ordinance is a tool to make it easier for Code Enforcement to keep the rights of way clean.

Arizona Revised Statutes §9-240.21(a) provides that cities have the power: "To define, abate and remove nuisances, and punish persons committing nuisances."

RECOMMENDATION / SUGGESTED MOTION:

A. I MOVE TO APPROVE READING OF ORDINANCE NO. 422 BY TITLE ONLY.

(City Clerk to read Ordinance No. 422 by title only)

B. I MOVE TO APPROVE AND ADOPT ORDINANCE NO. 422 AND DECLARE AN EMERGENCY.

Fiscal Impact

IS THERE FISCAL IMPACT ASSOCIATED WITH THIS ITEM: No
CITY/STATE/FEDERAL FUNDS: N/A
TOTAL: N/A
BUDGETED AMOUNT: N/A
AVAILABLE AMOUNT TO TRANSFER: N/A
ACCT NAME & GL#/REMAINING BALANCE BEFORE PURCHASE: N/A

FISCAL IMPACT STATEMENT (IF THIS IS A BUDGET TRANSFER, YOU MUST ATTACH THE BUDGET ADJUSTMENT FORM):

This item is not a purchase or revenue item.

Attachments

Ordinance No. 422

Chapter 8.25 - City Code



Ordinance

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

No. 422

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, DECLARING AS A PUBLIC RECORD THE DOCUMENT TITLED "CHAPTER 8.25, NUISANCES, TITLE 8 OF THE SAN LUIS CITY CODE"; ADOPTING IT BY REFERENCE; PROVIDING FOR PENALTY; REPEALING ANY CONFLICTING PROVISIONS; AND PROVIDING FOR SEVERABILITY.

BE IT ORDAINED by the Mayor and City Council of the City of San Luis, Arizona, as follows:

Section 1. That certain document titled "Chapter 8.25 Nuisances, Title 8 of the San Luis City Code," three (3) copies of which are on file in the Office of the San Luis City Clerk, is hereby declared to be public record, and said copies are ordered to remain on file with the San Luis City Clerk for inspection by the public.

Section 2. Chapter 8.25 Nuisances, Title 8 of the San Luis City Code, which public record is hereby referred to, adopted and incorporated by reference making it a part of this ordinance as if fully set out here.

Section 3. Chapter 8.25 Nuisances in Title 8 of the San Luis City Code provides for penalty in § 8.25.100.

Section 4. In the event of a conflict between the provisions of this ordinance and any other ordinance, resolution, order, regulation, or policy of the city of San Luis, the conflicting provisions are repealed, superseded, and replaced, and the provisions of this ordinance shall govern as of the effective date of this ordinance.

Section 5. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

[Intentionally left blank, signature page follows]

PASSED, ADOPTED, and APPROVED by the Mayor and City Council of the City of San Luis, Yuma County, Arizona this ____ day of December 2021

Gerardo Sanchez, Mayor

ATTEST:

APPROVED AS TO FORM:

Sonia Cornelio, City Clerk

Kay Marion Macuil, City Attorney

**SAN LUIS CITY CODE
TITLE 8**

CHAPTER 8.25 NUISANCES

Title 8, titled "Nuisances, Health and Safety," is amended by adding Chapter 8.25, titled "Nuisances," which shall consist of the following:

Sections:

- 8.25.010 Definitions.
- 8.25.020 Liability for public nuisances; mitigative actions by responsible parties.
- 8.25.030 Administrative review process.
- 8.25.040 Selection of corrective measures.
- 8.25.050 Right to enter premises for inspection or abatement.
- 8.25.060 Designation of enforcement authorities.
- 8.25.070 Abatement costs recovery procedures.
- 8.25.080 Lost, abandoned, and unclaimed motor vehicles.
- 8.25.100 Penalty.

§ 8.25.010 Definitions.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CORRECTIVE MEASURES. Those actions deemed necessary by designated enforcement authorities or the environmental manager of the city to prevent, minimize, mitigate or correct the damage to the public health, safety, or welfare which may have resulted from the creation of any of the "public nuisances" as defined below.

ENFORCEMENT AUTHORITIES. Those designated city employees who are authorized by this chapter to issue notices to comply for violations and ensure appropriate corrective measures are taken by the violator to eliminate the nuisance and return the property to a state that meets the local community standards.

PUBLIC NUISANCES. The following conditions are public nuisances:

- (1) Vermin attractions. Any condition or place in the city which provides harborage for flies, rodents, mosquitoes, and other insects which are capable of carrying and transmitting disease-causing organisms to any person or persons.

(2) Disease transmission. All sewage, human excreta, wastewater, garbage, or other organic wastes inappropriately deposited, stored, discharged, or exposed so as to be a potential medium in the transmission of disease to or between any person or persons and animals.

(3) Uncontrolled vegetation. Noxious weeds and other rank vegetation not properly controlled.

(4) Leaking waste hauling. Any vehicle or container used in the transportation of garbage, human excreta, or other organic material which allows leakage or spillage of contents.

(5) Wastewater maintenance. The lack of maintenance of any overflowing septic tank, sewage system, cesspool, or other accumulation of stagnant water, the contents of which may be accessible to flies or other insects.

(6) Water contamination. The pollution or contamination of any waters of the state or United States that are potable, used for swimming, fishing, hunting, irrigation, or supports riparian habitation.

(7) Effluent disposal. The use of the contents of privies, cesspools, or septic tanks or the use of sewage or sewage plant effluents for fertilizing or irrigation purposes for crops or gardens except by specific approval of the Department of Health Services and/or the Department of Environmental Quality of the State of Arizona.

(8) Regulated waste handling. The storage, collection, accumulation, transportation, disposal, and/or reclamation of garbage, trash, rubbish, litter, weeds or vegetative material, manure, or other objectionable or regulated wastes other than as provided and authorized by applicable law or regulation.

(9) Illegal dumping. The accumulation, throwing, dumping, dropping of any litter, garbage, waste, trash, or destructive or injurious material on public or private property that an owner or person in control of premises is responsible which is not immediately removed.

(10) Public safety obstructions. All trees, hedges, billboards, or other obstructions which prevent people from having a clear view of all traffic approaching an intersection or constitute a danger to pedestrians or vehicles.

(11) Obstructions to traffic flow. Obstructions and excavations affecting the ordinary public use of streets, alleys, sidewalks, or public grounds except under such conditions as are permitted by this chapter or other applicable law.

(12) Dangerous antennas. Radio aerials or television antennae erected or maintained in a dangerous manner.

(13) Dangerous signs. All hanging signs, awnings, banners, and other similar structures over streets and sidewalks, or so situated so as to endanger public safety, or not constructed and maintained as provided by ordinance.

(14) Dangerous machinery. All easily accessible, dangerous, unguarded machinery in any public place, or so situated or operated on private property as to attract the public.

(15) Discarded machinery. Accumulations of discarded or dilapidated machinery, household appliances, automobile parts, or other material in a manner that annoys, injures, or endangers the safety, health, comfort, or repose of the community from such accumulations.

(16) Dangerous excavations. Any well, hole, or similar excavation which is left uncovered or in such other condition as to constitute a hazard to persons coming on the premises where it is located.

(17) Obstructions to waterways. Obstructions to the free flow of water in a natural waterway or public street drain, gutter, or ditch with trash or other materials.

(18) Inoperable motor vehicles. Any vehicle or motor vehicle that:

(a) cannot be legally operated;

(b) is disassembled, dismantled, or partially dismantled;

(c) is incapable of being propelled under its own power; or

(d) is not currently licensed or able to be licensed; and

(e) is kept or allowed to remain upon any property in the city in such a manner so as to be visible from beyond the boundary of the lot.

-
- (f) The above provision on inoperable motor vehicles shall not apply to any inoperable vehicle stored on private property within the city if the vehicle is:
- (i) lawfully enclosed within a structure;
 - (ii) completely covered with an opaque car cover specifically designed and sold for such use;
 - (iii) a vehicle registered and licensed to a resident of the property and is undergoing repair, and that the total period during which the vehicle is inoperable did not exceed 15 days;
 - (iv) a legally established use on such property; or
 - (v) completely enclosed by any fence, wall, or barrier, not less than five feet in height, constructed of opaque materials without openings, holes, or gaps other than gates or doors which shall also be constructed of opaque material. If the inoperable vehicle is located in the rear yard of the property, then the fence, wall, or barrier need not be constructed of opaque material as long as said vehicle is completely covered by an opaque car cover specifically designed and sold for such use.

(20) Defective signs. Any sign that endangers the public safety, such as materially dangerous, electrically or structurally defective sign, or an abandoned sign.

(21) Construction debris. Failure to remove and dispose of construction debris within 15 days of its generation or by means other than containers designed for debris removal.

(22) Air pollution. Dense smoke, noxious vapors, gas, soot, or cinders in unreasonable quantities.

(23) Irrigation overflow. Irrigation overflow into rights-of-way that poses a public safety hazard.

(24) Other nuisances. Other acts that interfere with the comfortable enjoyment of life and property, or tend to depreciate the value of the property of others.

RESPONSIBLE PARTIES. Property owners, persons in control of property and/or premises, and other persons responsible for the actual creation of the public nuisance or by allowing or directing activities on private or public owned property that lead to one of the above nuisances or who have a duty of maintenance of property, premises, or adjacent streets, alleys, sidewalks, and/or rights of way.

§ 8.25.020 Liability for public nuisances; mitigative actions by responsible parties.

(A) Responsible parties shall maintain their property and those areas in the streets or alleys between their property lines and to the centerline of the right-of-way abutting their property free and clear of all public nuisances, regardless of the manner in which the public nuisance was created, including, but not limited to, any inoperable vehicles, litter, trash, junk, stored material, construction material, trees, bushes, weeds, vegetative trimmings, or other potential hazards to public health, safety and welfare.

(B) When a public nuisance is created, the responsible party will be issued a notice to comply and given one week in which to eliminate the nuisance at their own expense. If corrective action is not taken within one week, the responsible party will be prosecuted in accordance with § 8.25.100 of this chapter. For nuisances that pose an immediate threat to the community's health or safety, or are nuisances in the public right of way, the responsible party will be required to correct the nuisance immediately. If the city finds it necessary to take steps to correct the nuisance, it will bill the responsible party for all costs incurred.

(C) If corrective action required is complex or extensive, additional time may be authorized by the enforcement authority to allow the responsible party a reasonable opportunity to comply.

(D) If a public nuisance is created and the responsible party cannot be determined, the owner of the property will be held responsible for corrective measures and costs.

(E) A person who is a responsible party shall be strictly, jointly, and severally liable for such reasonable abatement costs as may be incurred if elimination of the nuisance is not completed within the specified time and the city will take action on its own to eliminate the nuisance.

(F) An action brought by the city to recover abatement costs required by paragraph (D) of this section from a responsible party shall be initiated within one year of the completion of the compliance activities.

(G) All abatement costs shall be paid within 30 days from receipt of the abatement costs invoice. The city may extend the time for payment or provide for installment

payments if, based upon the judgment of the city, payment within 30 days would place an undue economic hardship on the violator.

(H) If an assessment made in accordance with the provisions of this chapter is not paid as provided, it shall be recorded in the office of the County Recorder. From the date of its recording, it shall be a lien on said lot or tract of land assessed under this chapter and the several amounts assessed against such lot or tract of land until paid.

(I) Nothing in this section shall prevent the city from taking other enforcement actions as provided in this chapter.

(J) In addition to the other provisions of this section, the city may bill the responsible party for special solid waste pickup pursuant to the rates and charges for such special pickup as established by other regulations.

§ 8.25.030 Administrative review process.

(A) The enforcing authority's department director will act as the hearing officer and will be responsible for reviewing all requests from parties contesting corrective measures.

(B) Responsible parties may object to corrective measures intended by the city by filing written notice to the hearing officer within 72 hours of receipt of the notice to comply.

(C) The hearing officer, upon receipt of the request for review, shall notify those concerned to defer enforcement action unless there is a danger to the public's health or safety until the outcome of the review is determined. The hearing officer may use any resources available for the purposes of obtaining the information necessary to determine whether appropriate corrective measures were selected. The responsible party shall promptly supply to the hearing officer any additional information necessary to review the issues fully and completely. At the conclusion of the review, the hearing officer shall notify the responsible party and the enforcement authority of his findings within ten working days. Corrective measures must commence within 24 hours of this notification.

§ 8.25.040 Selection of corrective measures.

(A) Corrective measures will be selected by the citing official after considering the following factors:

- (1) Community, welfare, and environmental concerns at risk.

(2) Proximity to valuable natural resources such as waters of the state or the United States.

(3) Accessibility to the nuisance site by persons and equipment.

(4) Quantity, concentration, and properties of the hazardous substances present.

(5) The practicality and cost-effectiveness of corrective measures applicable to a site.

(6) The ability of the responsible party to pay abatement costs or reimburse the city if it has to clean up the site.

(7) Availability of other federal, state, or county enforcement authorities such as the Arizona Department of Environmental Quality or the Environmental Protection Agency to take the necessary action.

(B) The citing enforcement authority will consult with other members listed in § 134-06 and the city's Environmental Program Coordinator in cases where the materials present might require special handling.

§ 8.25.050 Right to enter premises for inspection or abatement.

If an enforcement authority or the city's environmental program coordinator deems it necessary to enter a building or structure within city jurisdiction for the purpose of examining, removing, or preventing a public nuisance and is refused entrance, any of the enforcement authorities listed in § 8.25.060 may make a complaint under oath to a municipal magistrate. The magistrate shall issue a warrant directing the Police Department accompanied by and under the direction of at least one designated enforcement authority to examine, remove or prevent the public nuisance.

§ 8.25.060 Designation of enforcement authorities.

All officers and investigators of the city Police and Fire Departments, the city building official, the code enforcement officer, the building inspectors, sanitation inspector, pretreatment inspectors, and the code enforcement specialist are authorized to issue notices to comply and citations for violations of this code within city jurisdiction.

§ 8.25.070 Abatement costs recovery procedures.

Whenever the city is required to accomplish the activities associated with the elimination of a public nuisance, the following procedures will be used in establishing the reimbursable costs:

- (A) Contractor costs that are billed directly to the city.
- (B) Costs of city employees required to oversee cleanup activities will be compensated on a time and materials basis, including all benefits and overhead costs.
- (C) Costs associated with accounting and contracting services necessary to arrange for outside contractor services.

§ 8.25.080 Lost, abandoned, and unclaimed motor vehicles

The city shall comply with A.R.S. §§ 28-4801 through 28-4884 and its successors regarding lost, stolen, abandoned, or unclaimed vehicles within city limits.

§ 8.25.100 Penalty.

- (A) A responsible party cited for a violation of any provision of this chapter shall be subject to a civil sanction and shall be fined an amount not more than \$500 per day.
- (B) Each day a violation continues shall constitute a separate offense.
- (C) The city shall provide for payment by mail of fines imposed under this section.
- (D) The imposition of a penalty under the provisions of this section shall not waive any and all other legal remedies available to the city.

SAN LUIS CITY CODE
TITLE 8

CHAPTER 8.25 NUISANCES

Title 8, titled “Nuisances, Health and Safety,” is amended by adding Chapter 8.25, titled “Nuisances,” which shall consist of the following:

Sections:

- 8.25.010 Definitions.
- 8.25.020 Liability for public nuisances; mitigative actions by responsible parties.
- 8.25.030 Administrative review process.
- 8.25.040 Selection of corrective measures.
- 8.25.050 Right to enter premises for inspection or abatement.
- 8.25.060 Designation of enforcement authorities.
- 8.25.070 Abatement costs recovery procedures.
- 8.25.080 Lost, abandoned, and unclaimed motor vehicles.
- 8.25.100 Penalty.

§ 8.25.010 Definitions.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CORRECTIVE MEASURES. Those actions deemed necessary by designated enforcement authorities or the environmental manager of the city to prevent, minimize, mitigate or correct the damage to the public health, safety, or welfare which may have resulted from the creation of any of the “public nuisances” as defined below.

ENFORCEMENT AUTHORITIES. Those designated city employees who are authorized by this chapter to issue notices to comply for violations and ensure appropriate corrective measures are taken by the violator to eliminate the nuisance and return the property to a state that meets the local community standards.

PUBLIC NUISANCES. The following conditions are public nuisances:

- (1) Vermin attractions. Any condition or place in the city which provides harborage for flies, rodents, mosquitoes, and other insects which are capable of carrying and transmitting disease-causing organisms to any person or persons.

(2) Disease transmission. All sewage, human excreta, wastewater, garbage, or other organic wastes inappropriately deposited, stored, discharged, or exposed so as to be a potential medium in the transmission of disease to or between any person or persons and animals.

(3) Uncontrolled vegetation. Noxious weeds and other rank vegetation not properly controlled.

(4) Leaking waste hauling. Any vehicle or container used in the transportation of garbage, human excreta, or other organic material which allows leakage or spillage of contents.

(5) Wastewater maintenance. The lack of maintenance of any overflowing septic tank, sewage system, cesspool, or other accumulation of stagnant water, the contents of which may be accessible to flies or other insects.

(6) Water contamination. The pollution or contamination of any waters of the state or United States that are potable, used for swimming, fishing, hunting, irrigation, or supports riparian habitation.

(7) Effluent disposal. The use of the contents of privies, cesspools, or septic tanks or the use of sewage or sewage plant effluents for fertilizing or irrigation purposes for crops or gardens except by specific approval of the Department of Health Services and/or the Department of Environmental Quality of the State of Arizona.

(8) Regulated waste handling. The storage, collection, accumulation, transportation, disposal, and/or reclamation of garbage, trash, rubbish, litter, weeds or vegetative material, manure, or other objectionable or regulated wastes other than as provided and authorized by applicable law or regulation.

(9) Illegal dumping. The accumulation, throwing, dumping, dropping of any litter, garbage, waste, trash, or destructive or injurious material on public or private property that an owner or person in control of premises is responsible which is not immediately removed.

(10) Public safety obstructions. All trees, hedges, billboards, or other obstructions which prevent people from having a clear view of all traffic approaching an intersection or constitute a danger to pedestrians or vehicles.

(11) Obstructions to traffic flow. Obstructions and excavations affecting the ordinary public use of streets, alleys, sidewalks, or public grounds except under such conditions as are permitted by this chapter or other applicable law.

(12) Dangerous antennas. Radio aerials or television antennae erected or maintained in a dangerous manner.

(13) Dangerous signs. All hanging signs, awnings, banners, and other similar structures over streets and sidewalks, or so situated so as to endanger public safety, or not constructed and maintained as provided by ordinance.

(14) Dangerous machinery. All easily accessible, dangerous, unguarded machinery in any public place, or so situated or operated on private property as to attract the public.

(15) Discarded machinery. Accumulations of discarded or dilapidated machinery, household appliances, automobile parts, or other material in a manner that annoys, injures, or endangers the safety, health, comfort, or repose of the community from such accumulations.

(16) Dangerous excavations. Any well, hole, or similar excavation which is left uncovered or in such other condition as to constitute a hazard to persons coming on the premises where it is located.

(17) Obstructions to waterways. Obstructions to the free flow of water in a natural waterway or public street drain, gutter, or ditch with trash or other materials.

(18) Inoperable motor vehicles. Any vehicle or motor vehicle that:

- (a) cannot be legally operated;
- (b) is disassembled, dismantled, or partially dismantled;
- (c) is incapable of being propelled under its own power; or
- (d) is not currently licensed or able to be licensed; and
- (e) is kept or allowed to remain upon any property in the city in such a manner so as to be visible from beyond the boundary of the lot.

-
- (f) The above provision on inoperable motor vehicles shall not apply to any inoperable vehicle stored on private property within the city if the vehicle is:
- (i) lawfully enclosed within a structure;
 - (ii) completely covered with an opaque car cover specifically designed and sold for such use;
 - (iii) a vehicle registered and licensed to a resident of the property and is undergoing repair, and that the total period during which the vehicle is inoperable did not exceed 15 days;
 - (iv) a legally established use on such property; or
 - (v) completely enclosed by any fence, wall, or barrier, not less than five feet in height, constructed of opaque materials without openings, holes, or gaps other than gates or doors which shall also be constructed of opaque material. If the inoperable vehicle is located in the rear yard of the property, then the fence, wall, or barrier need not be constructed of opaque material as long as said vehicle is completely covered by an opaque car cover specifically designed and sold for such use.

(20) Defective signs. Any sign that endangers the public safety, such as materially dangerous, electrically or structurally defective sign, or an abandoned sign.

(21) Construction debris. Failure to remove and dispose of construction debris within 15 days of its generation or by means other than containers designed for debris removal.

(22) Air pollution. Dense smoke, noxious vapors, gas, soot, or cinders in unreasonable quantities.

(23) Irrigation overflow. Irrigation overflow into rights-of-way that poses a public safety hazard.

(24) Other nuisances. Other acts that interfere with the comfortable enjoyment of life and property, or tend to depreciate the value of the property of others.

RESPONSIBLE PARTIES. Property owners, persons in control of property and/or premises, and other persons responsible for the actual creation of the public nuisance or by allowing or directing activities on private or public owned property that lead to one of the above nuisances or who have a duty of maintenance of property, premises, or adjacent streets, alleys, sidewalks, and/or rights of way.

§ 8.25.020 Liability for public nuisances; mitigative actions by responsible parties.

(A) Responsible parties shall maintain their property and those areas in the streets or alleys between their property lines and to the centerline of the right-of-way abutting their property free and clear of all public nuisances, regardless of the manner in which the public nuisance was created, including, but not limited to, any inoperable vehicles, litter, trash, junk, stored material, construction material, trees, bushes, weeds, vegetative trimmings, or other potential hazards to public health, safety and welfare.

(B) When a public nuisance is created, the responsible party will be issued a notice to comply and given one week in which to eliminate the nuisance at their own expense. If corrective action is not taken within one week, the responsible party will be prosecuted in accordance with § 8.25.100 of this chapter. For nuisances that pose an immediate threat to the community's health or safety, or are nuisances in the public right of way, the responsible party will be required to correct the nuisance immediately. If the city finds it necessary to take steps to correct the nuisance, it will bill the responsible party for all costs incurred.

(C) If corrective action required is complex or extensive, additional time may be authorized by the enforcement authority to allow the responsible party a reasonable opportunity to comply.

(D) If a public nuisance is created and the responsible party cannot be determined, the owner of the property will be held responsible for corrective measures and costs.

(E) A person who is a responsible party shall be strictly, jointly, and severally liable for such reasonable abatement costs as may be incurred if elimination of the nuisance is not completed within the specified time and the city will take action on its own to eliminate the nuisance.

(F) An action brought by the city to recover abatement costs required by paragraph (D) of this section from a responsible party shall be initiated within one year of the completion of the compliance activities.

(G) All abatement costs shall be paid within 30 days from receipt of the abatement costs invoice. The city may extend the time for payment or provide for installment

payments if, based upon the judgment of the city, payment within 30 days would place an undue economic hardship on the violator.

(H) If an assessment made in accordance with the provisions of this chapter is not paid as provided, it shall be recorded in the office of the County Recorder. From the date of its recording, it shall be a lien on said lot or tract of land assessed under this chapter and the several amounts assessed against such lot or tract of land until paid.

(I) Nothing in this section shall prevent the city from taking other enforcement actions as provided in this chapter.

(J) In addition to the other provisions of this section, the city may bill the responsible party for special solid waste pickup pursuant to the rates and charges for such special pickup as established by other regulations.

§ 8.25.030 Administrative review process.

(A) The enforcing authority's department director will act as the hearing officer and will be responsible for reviewing all requests from parties contesting corrective measures.

(B) Responsible parties may object to corrective measures intended by the city by filing written notice to the hearing officer within 72 hours of receipt of the notice to comply.

(C) The hearing officer, upon receipt of the request for review, shall notify those concerned to defer enforcement action unless there is a danger to the public's health or safety until the outcome of the review is determined. The hearing officer may use any resources available for the purposes of obtaining the information necessary to determine whether appropriate corrective measures were selected. The responsible party shall promptly supply to the hearing officer any additional information necessary to review the issues fully and completely. At the conclusion of the review, the hearing officer shall notify the responsible party and the enforcement authority of his findings within ten working days. Corrective measures must commence within 24 hours of this notification.

§ 8.25.040 Selection of corrective measures.

(A) Corrective measures will be selected by the citing official after considering the following factors:

- (1) Community, welfare, and environmental concerns at risk.

(2) Proximity to valuable natural resources such as waters of the state or the United States.

(3) Accessibility to the nuisance site by persons and equipment.

(4) Quantity, concentration, and properties of the hazardous substances present.

(5) The practicality and cost-effectiveness of corrective measures applicable to a site.

(6) The ability of the responsible party to pay abatement costs or reimburse the city if it has to clean up the site.

(7) Availability of other federal, state, or county enforcement authorities such as the Arizona Department of Environmental Quality or the Environmental Protection Agency to take the necessary action.

(B) The citing enforcement authority will consult with other members listed in § 134-06 and the city's Environmental Program Coordinator in cases where the materials present might require special handling.

§ 8.25.050 Right to enter premises for inspection or abatement.

If an enforcement authority or the city's environmental program coordinator deems it necessary to enter a building or structure within city jurisdiction for the purpose of examining, removing, or preventing a public nuisance and is refused entrance, any of the enforcement authorities listed in § 8.25.060 may make a complaint under oath to a municipal magistrate. The magistrate shall issue a warrant directing the Police Department accompanied by and under the direction of at least one designated enforcement authority to examine, remove or prevent the public nuisance.

§ 8.25.060 Designation of enforcement authorities.

All officers and investigators of the city Police and Fire Departments, the city building official, the code enforcement officer, the building inspectors, sanitation inspector, pretreatment inspectors, and the code enforcement specialist are authorized to issue notices to comply and citations for violations of this code within city jurisdiction.

§ 8.25.070 Abatement costs recovery procedures.

Whenever the city is required to accomplish the activities associated with the elimination of a public nuisance, the following procedures will be used in establishing the reimbursable costs:

- (A) Contractor costs that are billed directly to the city.
- (B) Costs of city employees required to oversee cleanup activities will be compensated on a time and materials basis, including all benefits and overhead costs.
- (C) Costs associated with accounting and contracting services necessary to arrange for outside contractor services.

§ 8.25.080 Lost, abandoned, and unclaimed motor vehicles

The city shall comply with A.R.S. §§ 28-4801 through 28-4884 and its successors regarding lost, stolen, abandoned, or unclaimed vehicles within city limits.

§ 8.25.100 Penalty.

- (A) A responsible party cited for a violation of any provision of this chapter shall be subject to a civil sanction and shall be fined an amount not more than \$500 per day.
- (B) Each day a violation continues shall constitute a separate offense.
- (C) The city shall provide for payment by mail of fines imposed under this section.
- (D) The imposition of a penalty under the provisions of this section shall not waive any and all other legal remedies available to the city.