

APPROVED by Council

Date: 7/13/22

Clerks Office: M Lopez

MINUTES
Regular Council Meeting
San Luis City Council
San Luis Council Chambers
1090 E. Union Street
June 22, 2022
7:00 p.m.

1. CALL TO ORDER/ROLL CALL

Mayor Gerardo Sanchez called the Regular City Council meeting to order at approximately 7:00 p.m.

PRESENT: Mayor Gerardo Sanchez
Vice Mayor Mario Buchanan Jr.
Council Member Jose Ponce
Council Member Matias Rosales
Council Member Gloria Torres

ABSENT: Council Member Luis Cabrera
Council Africa Luna-Carrasco

OTHERS PRESENT: Kay Macuil, City Attorney
Melissa Lopez, Acting City Clerk
Crystal Ochoa, Acting Assistant to Council/PIO
Domingo Sosa, Graphics and Media Specialist
Eulogio Vera, Director of Public Works
Francia Alonso, Records Management Specialist
Glenn Gimbut, Assistant City Attorney
Jorge Perez, Assistant Director of Public Works
Jose Guzman, Director of Planning & Zoning
Maria A. Roldan, Acting Parks & Recreation Director
Miguel Ramirez, Accountant II
Monica Castro, Director of Finance
Richard Jessup, Chief of Police
Ruben Lopez, I.T. Technician
Bryan De La Hoya, Resident
Columba Nuñez, Resident
Mark Concha, Resident/Riedel Construction
Maria Robles, Resident
Martin Ezrre, Visitor
Nieves Riedel, Resident/Riedel Construcion
Olivia Jenkins, Resident/Riedel Construction
Perla De La Hoya, Resident

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. CONSENT AGENDA

4. A. MINUTES OF

- Regular Council meeting held May 25, 2022
- Work Session held June 1, 2022
- Regular Council meeting held June 8, 2022

4. B. Disbursements from June 1, 2022 to June 13, 2022

Total Disbursements \$691,334.85

(Six Hundred Ninety-One Thousand, Three Hundred Thirty-Four Dollars and Eighty-Five Cents)

MOTION: Council Member Gloria Torres/Council Member Jose Ponce to approve the Consent Agenda as presented. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Mario Buchanan Jr.	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

5. DISCUSSION AND POSSIBLE ACTION ITEMS:

5. A. Discussion and possible action on any and all matters regarding the approval of the estimate from ULTRA SHOW MAKERS, for sound, stage, and lighting for the 4th of July Celebration and waive formal purchasing procedures as allowed under the City Code-Purchasing § 3.05.010 (C). (Maria A. Roldan, Acting Director of Parks & Recreation)

Ms. Angelica Roldan, Acting Director of Parks & Recreation, stated that the Parks & Recreation Department is currently organizing the 4th of July Celebration adding that they have used ULTRA SHOW MAKERS in past events. ULTRA SHOW MAKERS counts with the necessary sound equipment for the upcoming festivity. The estimated cost is \$16,101.32 and asked the Mayor and City Council to waive formal purchasing procedures.

MOTION: Vice Mayor Mario Buchanan Jr./Council Member Jose Ponce to approve **ULTRA SHOW MAKERS** for sound, stage and lighting for the musical performances for the 4th of July celebration in the amount of \$16,101.32 and to waive the formal purchasing procedures for the good cause presented. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Mario Buchanan Jr.	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

5. B. Discussion and possible action on any and all matters regarding Order No. 2022-08. An Order of the Mayor and City Council of the City of San Luis, Arizona, authorizing the entering into an Intergovernmental Agreement with the Bureau of Reclamation (BOR) for uniform license agreements permitting five specific crossings over BOR lands in the City of San Luis consolidated under BOR Contract No. 20-07-34-L2003. (Kay Marion Macuil, City Attorney)

Mr. Glenn Gimbut, Assistant City Attorney, indicated that staff received a request from the Bureau of Reclamation (BOR) to enter into an agreement when they identified five (5) crossings over BOR canals or rights of way within the City of San Luis. To build four (4) of these crossings, the City of San Luis entered into license agreements through the Yuma County Water Users Association (YCWUA) and a fifth (5th) license for Highway 95, the Arizona Department of Transportation (ADOT) transferred to the city. The contract standardizes and consolidates the five (5) license agreements into one (1) BOR Contract. The Contract is for 25 years with a renewal for another 25 years with 180 days notice. The following explains how the BOR Contract retains the city's current obligations to BOR and how it varies.

MOTION: Council Member Jose Ponce/Council Member Gloria Torres to approve Order No. 2022-08 to execute BOR Contract No. 20-07-34-L2033. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Mario Buchanan Jr.	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

5. C. Discussion and possible action on any and all matters regarding Order No. 2022-09. An order of the Mayor and City Council of the City of San Luis, Arizona, declaring the Employee Benefits Plans a public record; approving the Employee Benefits Plans for the Fiscal Year 2022-2023 for administration by the San Luis Employee Benefits Trust; providing for repeal of conflicting actions of City Council; providing for severability; and establishing an effective date for the plans. (Kay Marion Macuil, City Attorney)

Ms. Kay Macuil, City Attorney, explained that the Employee Benefit Plan has not changed significantly, the employee's assistance program had a modest increase of 4.2%. There are no changes to the medical and dental plans and premiums did not go up.

MOTION: Council Member Gloria Torres/Council Member Jose Ponce to approve Order No. 2022-09. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Mario Buchanan Jr.	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

5. D. Discussion and possible action on any and all matters regarding Resolution No. 2220. A resolution of the Mayor and Council of the City of San Luis, Arizona, authorizing an Intergovernmental Agreement with the Arizona Department of Transportation (ADOT) for the use of Highway Users Revenue Fund (HURF) exchange funding for the construction of County 24th Street. (Eulogio Vera, Director of Public Works)

Mr. Eulogio Vera, Director of Public Works, indicated that the city was able to work with Yuma Metropolitan Planning Organization (YMPO) on this project and there are funds allocated for this project. This resolution is to enter into an agreement with the Arizona Department of Transportation (ADOT) to construct County 24th Street from Avenue F to 10th Avenue.

MOTION: Council Member Matias Rosales/Vice Mayor Mario Buchanan Jr. to approve and adopt Resolution No. 2220. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Mario Buchanan Jr.	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

5. E. Public Hearing followed by discussion and possible action on any and all matters regarding Resolution No. 2221. A resolution of the Mayor and City Council of the City of San Luis, Arizona, adopting the budget for Fiscal Year 2022-2023. (Monica Castro, Director of Finance)

A. Open Public Hearing

MOTION: Vice Mayor Mario Buchanan Jr./Council Member Jose Ponce to open the Public Hearing. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Mario Buchanan Jr.	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

1. Staff Presentation

Ms. Monica Castro, Director of Finance, stated that per state statute the City Council is required to hold a Public Hearing for the public's comments before adopting the final budget for Fiscal 2022-2023. She added that various Work Sessions were held to go over the budget with the Mayor and City Council. The City Council adopted the tentative budget two (2) weeks ago.

2. Call to the public on this item

There were no comments from the public on this item.

B. Close Public Hearing

MOTION: Vice Mayor Mario Buchanan Jr./Council Member Gloria Torres to close the Public Hearing. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Mario Buchanan Jr.	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

C. Action on Resolution No. 2221

MOTION: Vice Mayor Mario Buchanan Jr./Council Member Gloria Torres to approve and adopt Resolution No. 2221. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Mario Buchanan Jr.	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

5. F. Discussion and possible action on any and all matters regarding Resolution No. 2222. A resolution of the Mayor and City Council of the City of San Luis, Arizona, approving the entering into a Pledgehold Agreement with Riedel Holdings to post land for assurances to construct a wastewater lift station and other commitments related to Los Mezquites Subdivision. (Glenn Gimbut, Assistant City Attorney)

Mr. Glenn Gimbut, Assistant City Attorney, explained that the subdivision regulations states that when someone is building infrastructure to support subdivisions, adequate financial assurances are needed to make sure the work will get done. Usually this reform takes the form of a bond or a letter of credit. However, the city's ordinance is flexible and allows almost anything to occur including cash for payment. To cover the regional lift station that is needed in that area, which is approximately a \$1.5 million improvement and signalization at County 23½ Street and Aveue E and County 24th Street that is approximately another \$1 million of improvements. To cover the cost of construction or improvements for Los Mezquites 2, the city has a pledge hold agreement where 78 acres of land is being pledged to be the adequate financial assurances to cover the improvements. This land is worth anywhere from \$3 million to \$4 million. The developer does understand what is happening and has agreed to do both signals at both intersections and to do everything involved as long as the city acquires the right of way.

MOTION: Council Member Gloria Torres/Council Member Jose Ponce to approve and adopt Resolution No. 2222 and the Pledge Agreement. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Mario Buchanan Jr.	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

5. G. Discussion and possible action on any and all matters regarding Subdivision Case No. 2022-0043F. A request by Edais Engineering Inc., on behalf of Riedel Holdings LLC, for the approval of Los Mezquites Unit 2 final plat; the property is located on the southeast corner of Avenue E and County 23-1/2 Street (San Luis Lane) in San Luis Arizona. (Jose A. Guzman, Director of Planning and Zoning)

A. Staff Presentation

Mr. Jose Guzman, Director of Planning & Zoning, mentioned that this is a request for Los Mezquites Phase 2 Final Plat, the subdivision is approximately 77 acres and will build 197 residential lots, ranging in size from 6,000 to 6,400 square feet. This property is part of the development agreement that was approved with Resolution No. 2204 by the City Council. Staff recommends approval of the subdivision with six (6) conditions as follows:

1. Developer must comply with all provisions and conditions of the development agreement approved by Resolution No. 2204.
2. A road connection from the southeast corner of the subdivision to County 24th Street should be provided as requested by the San Luis Fire Department.
3. No Building Permits shall be issued until the construction of the lift station is finalized.
4. All Arizona Department of Transportation (ADOT) comments for the traffic study must be addressed to the satisfaction of ADOT.
5. Developer agrees to sign the petitions for the creation of a street lighting improvement district, a community facilities district, and any enhanced municipal district needed, prior to the recordation of the plat.
6. Developer shall develop and construct any and all improvements needed and necessary for the signalization of the intersections at 24th Street and Ave. E and 23 ½ and Avenue E in accordance with the Public Works Standards of the City and the standards of the Arizona Department of Transportation, subject to the payback provisions of Section 15.10.130 (C) of the City Code.

B. Action on Subdivision Case No. 2022-0043F

MOTION: Council Member Gloria Torres/Vice Mayor Mario Buchanan Jr. to approve Subdivision Case No. 2022-0043F with conditions as presented by staff. Motion passed unanimously.

The vote was as follows:

Mayor Gerardo Sanchez	Aye
Vice Mayor Mario Buchanan Jr.	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

6. SUMMARY OF CURRENT EVENTS

There were no reports by Mayor Gerardo Sanchez, City Council nor Acting City Manager.

7. CALL TO THE PUBLIC

Ms. Maria Robles, resident, stated that she is working in the native art project scheduled for March 2023 which will unite different native ethnicities of San Diego, Phoenix, Tucson and Yuma. The Native Art event represents ones identity and roots. She added that she is happy and proud that artists are joining her team and volunteering for this event. However, funds for this project are needed and hopes that she finds them. This event has generated a precedent since the first time is was done in the City of San Luis. We are a city that is bonding different cultures so that new generations know where they come from. She thanked Mr. Martin Ezree, Artist, for volunteering.

Mr. Brian De La Hoya, resident, said that there has been 33 shootings since the Uvalde massacre. He asked the Mayor and City Council to consider putting more effort to protect the schools because he would like to prevent a shooting at the local schools in the City of San Luis. He would like that there to be more reinforcement and measures in the Police Department to prevent a shooting and for the city to coordinate with the school district. He knows that those are things that happen even though one does not know why they happen.


8. ADJOURNMENT

MOTION: Vice Mayor Mario Buchanan Jr./Council Member Gloria Torres to adjourn the Regular Council meeting at approximately 7:26 p.m. Motion passed unanimously.

The vote was as follows:

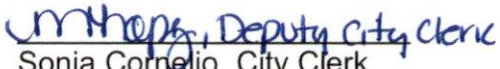
Mayor Gerardo Sanchez	Aye
Vice Mayor Mario Buchanan Jr.	Aye
Council Member Jose Ponce	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye

APPROVED:



Gerardo Sanchez, Mayor

ATTEST:

for 

Sonia Cornelio, City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular City Council meeting of the City Council of the City of San Luis, Arizona, held on June 22, 2022. I further certify that the meeting was duly called and held and that a quorum was present.

for 

Sonia Cornelio, City Clerk