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 6:00 p.m., Wednesday, April 26, 2023. 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 la Alcaldesa y el Cabildo, tendrán una Junta Regular a las 6:00 p.m., el día Miercoles, 26 de Abril del 2023. 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, Actuaria de la Ciudad

AMENDED ON 4/25/23
PREVIOUSLY ITEM NO. 5.G., 9 AND 11 HAD BEEN REMOVED
AND RE-NUMBERED ACCORDINGLY

AGENDA
Regular Meeting
San Luis City Council
Council Chambers
1090 E. Union Street
San Luis, AZ 85349
April 26, 2023
6:00 p.m.

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.

TENGA EN CUENTA QUE LOS MIEMBROS DEL CABILDO DE LA CIUDAD ASISTIRÁN EN PERSONA, TELÉFONO O COMUNICACIÓN POR VIDEO CONFERENCIA. LA ALCALDESA O ALCALDE INTERINO 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

2. PLEDGE OF ALLEGIANCE

3. INVOCATION

4. 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.

5. PROCLAMATIONS/PRESENTATION

5. A. - Powertalk 21 Day April 21, 2023

5. B. - 54th Annual Professional Municipal Clerks Week April 30 - May 6, 2023

5. C. - Economic Development Week May 8 - 12, 2023

5. D. - Bike Month May 2023

5. E. - Building Safety Month May 2023

5. F. Certificates of Appreciation to members of the Volunteer Income Tax Assistance (VITA) Program. **(Mayor Nieves Riedel)**

6. 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.

6. A. MINUTES OF

- Regular Council meeting held March 22, 2023

6. B. Disbursements from April 4, 2023 to April 17, 2023

Total disbursements $2,625,192.26
(Two Million, Six Hundred Twenty-Five Thousand, One Hundred Ninety-Two Dollars and Twenty-Six Cents)

7. DISCUSSION AND POSSIBLE ACTION ITEMS:

7. A. Discussion and possible action on any and all matters regarding a Lease Agreement with Comité de Bien Estar for a temporary Police Station located in East San Luis. **(Miguel Alvarez, Interim Chief of Police)**

7. B. Discussion and possible action on any and all matters regarding the appointment of a member to serve on the Western Arizona Council of Governments (WACOG) Regional Council of Aging. **(Olivia Jenkins, Government and Foreign Affairs Coordinator)**

7. C. Discussion and possible action on any and all matters regarding Incentive Program for Public Safety Departments (Police and Fire). **(Adela Cortez, Director of Human Resources)**

7. D. Discussion and possible action on any and all matters regarding Order No. 2023-06. An order of the Mayor and City Council of the City of San Luis, Arizona, providing for employee secondary appointments in the San Luis Personnel Policies by changing Sections HR-2-06, HR-2-08, HR-3-02, and HR-3-05; Specifically repealing Resolution No. 882; repealing any conflicting provisions; providing for severability; and providing an effective date. (**Adela Cortez, Director of Human Resources)**

7. E. Discussion and possible action on any and all matters regarding Subdivision Case No. 2023-0134F application by Najeh Edais, on behalf of Riedel Holdings LLC., for the approval of the final plat of Plaza Colibri Commercial Subdivision, located on the northeast corner of County 24th Street and Avenue E in San Luis, Arizona. **(Jose A. Guzman, Director of Planning and Zoning)**

7. F. Public Hearing followed by discussion and possible action on any and all matters regarding Text Amendment Case No. 2023-0048 and Ordinance No. 440. An ordinance of the Mayor and City Council of San Luis, Arizona amending Title 18 of the City Code of the City of San Luis, Zoning Regulations to amend the provisions for front and side yard setbacks to allow certain shade structures and to amend permit requirements for accessory buildings; repealing any conflicting provisions; and providing for severability. **(Jose A. Guzman, Director of Planning and 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.440

8. SUMMARY OF CURRENT EVENTS

Events by Mayor, Council Members and/or City Manager pursuant to A.R.S. § 38-431.02 (K).

9. EXECUTIVE SESSION

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

Discussion and possible action to hold an Executive Session pursuant to A.R.S. §§ 38-431.03(A)(3) and (4) on any and all matters regarding consultation for legal advice with the city attorneys on the laws of annexation, the City of Yuma's pending annexation Ordinance and the intergovernmental agreement with Yuma dated May 6, 2020, regarding annexation. **(Kay Marion Macuil, City Attorney and Outside Counsel Jon Paladini)**

10. MOTION TO GO BACK TO REGULAR SESSION

11. ADJOURNMENT

PROCLAMATION

Regular City Council Meeting **5. A.**

Meeting Date: 04/26/2023

Title:

- Powertalk 21 Day April 21, 2023

Attachments

Proclamation

Proclamation

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

POWERTALK 21 DAY
April 21, 2023

WHEREAS, the City of San Luis, Arizona, recognizes the importance of parents talking with their teens about alcohol in order to reduce the risks and dangers posed to teen and communities; and

WHEREAS, high school students who use alcohol or other substances are five times more likely to drop out of school or believe good grades are not important; and

WHEREAS, 23% of middle school students try alcohol before graduating from 8th grade, significantly increasing the risk that they will develop alcohol problems later in life; and

WHEREAS, teen alcohol use kills 6,000 people each year, more than all other illegal drugs combined; and

WHEREAS, the majority of kids say their parents are their primary influence when it comes to decisions about drinking alcohol; and

WHEREAS, PowerTalk 21 Day, started by Mothers Against Drunk Driving (MADD) in 2011, is established on April 21, 2015, to encourage parents and caregivers to embrace their important role in influencing America's youth and their decisions about drinking alcohol; and

WHEREAS, in 2023, MAAD encourages parents to use PowerTalk 21, as part of the power of Parents Program to create a sustained and prolonged conversations about underage drinking and other drugs among middle school and high school students; and

WHEREAS, to equip parents to talk with their teens about alcohol, MADD Arizona invites all parents to go to www.madd.org/the-solution/power-of-parents for a free download of the Power of Parents handbooks giving parents the tools to effectively talk to their children about alcohol and other drugs to protect them; and

WHEREAS, I urge all citizens to join in the local and national efforts to raise awareness of the importance of parents and teen talking together about alcohol to reduce the risks and dangers posed to teens and communities; and

NOW, THEREFORE, BE IT RESOLVED, that, I, Nieves Riedel, Mayor of the City of San Luis, do hereby proclaim April 21st, 2023, as **"PowerTalk 21 Day"**, in the City of San Luis, Arizona.

DATED this **26th** day of **April** 2023.

_____
Nieves Riedel, Mayor

ATTEST:

_____
Sonia Cornelio, City Clerk

PROCLAMATION

Regular City Council Meeting **5. B.**

Meeting Date: 04/26/2023

Title:

- 54th Annual Professional Municipal Clerks Week April 30 - May 6, 2023

Attachments

Proclamation

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

Proclamation

54th ANNUAL PROFESSIONAL MUNICIPAL CLERKS WEEK
April 30 – May 6, 2023

WHEREAS, the City Clerk's Office, a time honored and vital part of local government exists throughout the world; and

WHEREAS, the City Clerk's Office is the oldest among public servants; and

WHEREAS, the City Clerk's Office provides the professional link between the citizens, the local governing bodies and agencies of government at other levels; and

WHEREAS, City Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and

WHEREAS, the City Clerk serves as the information center on functions of local government and community; and

WHEREAS, City Clerks continually strive to improve the administration of the affairs of the City Clerk's Office through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations; and

WHEREAS, it is most appropriate that we recognize the accomplishments of the City Clerk's Office.

NOW, THEREFORE BE IT RESOLVED, that, I, Nieves Riedel, Mayor of the City of San Luis, hereby proclaim the week of April 30 to May 6, 2023, as **"Professional Municipal Clerks Week"**, and further extend appreciation to our **City Clerk Sonia Cornelio; Deputy City Clerk Melissa Lopez** and to all City Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

DATED this **26th** day of **April** 2023.

_____
Nieves Riedel, Mayor

ATTEST:

_____
Sonia Cornelio, City Clerk

PROCLAMATION

Regular City Council Meeting **5. C.**

Meeting Date: 04/26/2023

Title:

- Economic Development Week May 8 - 12, 2023

Attachments

Proclamation

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

Proclamation

ECONOMIC DEVELOPMENT WEEK

May 8 - 12, 2023

WHEREAS, the International Economic Development Council is the largest professional economic development organization dedicated to serving economic developers; and

WHEREAS, the International Economic Development Council provides leadership and excellence in economic development for communities, members, and partners through conferences, training courses, advisory services and research, in-depth publications, public policy advocacy, and initiatives such as the Accredited Economic Development Organization program, the Certified Economic Developer designation, and the Entrepreneurship Development Professional; and

WHEREAS, economic developers promote economic well-being and quality of life for their communities by creating, retaining, and expanding jobs that facilitate growth, enhance wealth, and provide a stable tax base; and

WHEREAS, economic developers stimulate and incubate entrepreneurism in order to help establish the next generation of new businesses, which is the hallmark of the American economy; and

WHEREAS, economic developers are engaged in a wide variety of settings including rural and urban, local, state, provincial, and federal governments, public-private partnerships, chambers of commerce, universities, and a variety of other institutions; and

WHEREAS, economic developers attract and retain high-quality jobs, develop vibrant communities, and improve the quality of life in their regions; and

WHEREAS, economic developers work in the City of San Luis within the State of Arizona.

NOW, THEREFORE, BE IT RESOLVED, that, I, Nieves Riedel, Mayor of the City of San Luis, hereby proclaim the week of May 8 through May 12, 2023, as **"Economic Development Week"**, and remind individuals of the importance of this community celebration which supports expanding career opportunities and making lives better.

Dated this **26th** day of **April** 2023.

_____
Nieves Riedel, Mayor

ATTEST:

_____
Sonia Cornelio, City Clerk

PROCLAMATION

Regular City Council Meeting **5. D.**

Meeting Date: 04/26/2023

Title:

- Bike Month May 2023

Attachments

Proclamation

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

Proclamation

BIKE MONTH
May 2023

WHEREAS, throughout the month of May, the City of San Luis will celebrate biking and the freedom, the joy, and the well-being it imbues within us, as well as the power that more people riding bikes has in making life better for; and

WHEREAS, May 15-21, 2023 is "Bike to Work Week" and May 19, 2023 is "Bike to Work Day"; and

WHEREAS, throughout the month of May, the residents of San Luis and its visitors will experience the joys of bicycling through educational programs, races, commuting events, charity events, or by simply getting out and going for a ride; and

WHEREAS, creating a bicycling-friendly community has been shown to improve citizens' health, well-being, and quality of life, growing the economy of San Luis, attracting tourism dollars, improving traffic safety, supporting student learning outcomes, and reducing pollution, congestion, and wear and tear on our streets and roads; and

WHEREAS, the Yuma Region Bicycle Coalition Inc., schools, parks and recreation departments, police departments, public health districts, hospitals, businesses and civic groups will be joining the League of American Bicyclists in promoting bicycling during the month of May 2023; and

WHEREAS, these groups are also promoting the use of the bicycle as both a means of transportation and recreation year-round to attract more visitors to enjoy our local parks and trail systems, as well as restaurants, hotels, retail establishments, and cultural and scenic attractions; and

WHEREAS, these groups are also promoting greater public awareness of bicycle operation and safety education in an effort to reduce collisions, injuries, and fatalities and improve health and safety for everyone on the road; and

NOW, THEREFORE, I, Nieves Riedel, Mayor of the City of San Luis, Arizona, do hereby proclaim the month of May 2023 as **"Bike Month"** in San Luis. Accordingly, I encourage our citizens to join us in participation in Bike Month activities.

PASSED AND ADOPTED this **26th** day of **April** 2023.

_____

Nieves Riedel, Mayor

ATTEST:

_____

Sonia Cornelio, City Clerk

PROCLAMATION

Regular City Council Meeting **5. E.**

Meeting Date: 04/26/2023

Title:

- Building Safety Month May 2023

Attachments

Proclamation

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

Proclamation

BUILDING SAFETY MONTH
May 2023

WHEREAS, the City of San Luis is committed to recognizing that our growth and strength depend on the safety and essential role our homes, buildings, and infrastructure play, both in everyday life and when disasters strike; and

WHEREAS, our confidence in the resilience of these buildings that make up our community is achieved through the devotion of vigilant guardians—building safety and fire prevention officials, architects, engineers, builders, tradespeople, design professionals, laborers, plumbers, and others in the construction industry—who work year-round to ensure the safe construction of buildings; and

WHEREAS, these guardians are dedicated members of the International Code Council, a nonprofit that brings together local, state, territorial, tribal and federal officials who are experts in the built environment to create and implement the highest-quality codes to protect us in the buildings where we live, learn, work and play; and

WHEREAS, these modern building codes include safeguards to protect the public from hazards such as hurricanes, snowstorms, tornadoes, wildland fires, floods and earthquakes, and;

WHEREAS, Building Safety Month is sponsored by the International Code Council to remind the public about the critical role of our communities' largely unknown protectors of public safety—our local code officials—who assure us of safe, sustainable and affordable buildings that are essential to our prosperity, and

WHEREAS, "It Starts with You," The theme for Building Safety Month 2023, encourages us all to raise awareness about building safety on a personal, local and global scale, and;

WHEREAS, each year, in observance of Building Safety Month, people all over the world are asked to consider the commitment to improve building safety, resilience, and economic investment at home and in the community, and to acknowledge the essential service provided to all of us by local and state building departments, fire prevention bureaus and federal agencies in protecting lives and property.

NOW, THEREFORE, I, Nieves Riedel, Mayor of the City of San Luis, Arizona, do hereby proclaim the month of May 2023 as **"Building Safety Month"**. Accordingly, I encourage our citizens to join us as we participate in Building Safety Month activities.

DATED this **26th** day of **April** 2023.

_____

Nieves Riedel, Mayor

ATTEST:

_____

Sonia Cornelio, City Clerk

PRESENTATION

Regular City Council Meeting **5. F.**

Meeting Date: 04/26/2023

Submitted By: Sonia Cornelio, City Clerk's Office

Presentation Topic/Summary:

Certificates of Appreciation to members of the Volunteer Income Tax Assistance (VITA) Program.
(Mayor Nieves Riedel)

Attachments

VITA Volunteers Listing

Melissa Lopez

From: Francia Alonso
Sent: Wednesday, April 26, 2023 11:55 AM
To: Melissa Lopez
Subject: FW: VITA Volunteers

Ms. Meli,

Please find the name of the VITA Volunteers below 😊

Best,

Francia

From: Aracely DeLaHoya <ADeLaHoya@sanluisaz.gov>
Sent: Friday, April 21, 2023 10:12 AM
To: Francia Alonso <falonso@sanluisaz.gov>
Subject: VITA Volunteers

1. Blanca Rascon
2. Francisca Munoz
3. Lucero Molina
4. Elisa Lazalde
5. Jose Luis Zinzun
6. Jose Ponce
7. Nydia Mendenhall
8. Columba Nunez
9. Yessenia Corona
10. Guadalupe Canez
11. Maribel Valdez
12. Carmen Gontes

Gracias

Aracely De La Hoya

AGENDA ITEM REVIEW FORM

Regular City Council Meeting **6. A.**

Meeting Date: 04/26/2023

Summary

MINUTES OF

- Regular Council meeting held March 22, 2023

Attachments

3/22/2023 RCM

M I N U T E S
Regular Council Meeting
San Luis City Council
San Luis Council Chambers
1090 E. Union Street
March 22, 2023
6:00 p.m.

1. CALL TO ORDER/ROLL CALL

Mayor Nieves Riedel called the Regular City Council meeting to order at approximately 6:00 p.m.

PRESENT: Mayor Nieves Riedel
Vice Mayor Luis E. Cabrera
Council Member Maria Cecilia Cruz
Council Member Tadeo De La Hoya
Council Member Matias Rosales
Council Member Gloria Torres
Council Member Javier Vargas

OTHERS PRESENT: Ralph Velez, Interim City Manager
Jenny Torres, Assistant City Manager
Kay Macuil, City Attorney
Sonia Cornelio, City Clerk
Adela Cortez, Director of Human Resources
Angel Ramirez, Fire Chief
Aracely De La Hoya, Senior Services Manager
Debora Luna, Accountant II
Domingo Sosa, Graphics and Media Specialist
Edgar Esparza, Billing & Collections Manager
Ernesto Prieto, Police Sergeant
Eulogio Vera, Director of Public Works
Francia Alonso, Acting Public Information Officer
Glenn Gimbut, Assistant City Attorney
Heriberto Vargas, Public Works Supervisor
Jose Luis Cisneros, Acting Assistant Director of Parks & Recreation
Manuel Hernandez, Project Manager
Maria Sabori, Risk Manager
Marco Santana, Police Lieutenant
Melissa Lopez, Deputy City Clerk
Miguel Alvarez, Interim Chief of Police
Miguel Ramirez, Finance Accounting Manager
Monica Castro, Director of Finance
Olivia Jenkins, Government & Foreign Affairs Coordinator
Roula Encinas, Finance Operations Manager
Ruben Lopez, I.T. Technician

Viviana Briones, Office Assistant
Yolanda Dueñas, Facilities Supervisor
Brian De La Hoya, Resident
Cesar Neyoy, Reporter
Christian Cuevas, Interpreter
Columba Nuñez, Resident
Elias Gonzalez, Resident
Fabher Sanchez, Resident
Jesus Mendoza Atondo, Resident
Lucky Hoyos, Resident
Lucy Lopez, Reporter
Roman Rubio, Resident
Ruben Walshe, Resident
Veronica Zavala, Resident

2. PLEDGE OF ALLEGIANCE

Council Member Tadeo Azael De La Hoya led the Pledge of Allegiance.

3. INVOCATION

Mr. Ramirez, Pastor – Asamblea Apostolica, led the invocation.

4. CALL TO THE PUBLIC

Ms. Luisa Arreola, 3685 San Pedro Street, San Luis, AZ, stated that she is there because of what happened during the last Council meeting. She wanted to give her testimony when she attended a Council meeting in January 2023, she was not able to finish her statement while she was bringing up her concern regarding a new hotel as one (1) of the Council Members interrupted her. For her it was intimidating as she was not allowed to finish what her worry was about the safety issue for the children. She has received some phone calls where citizens do not feel safe about voicing their opinion. Ms. Arreola added that people voted for the City Council to represent residents and to listen to their concerns and for citizens to be allowed to voice their opinion without feeling the repercussion; she is involved with the community, is an educator and is a union leader and people are not happy they are not be able to express their opinion.

Mr. Bruce Luna, 16590 S. Avenue 2 ½ E, Yuma, AZ, commented his children attend Yuma High School and was there due to the Sexual Assault Awareness Month Proclamation. He read a portion of the proclamation adding that when a kid comes to someone and says something happened, there are laws that teachers, principals and faculty are responsible for. He provided an example of a minor child who was in the restroom at the high school and a boy who is 18 years old walks in. He expects the San Luis Police Department to abide to the law, because the City of Yuma is not.

Additionally, he mentioned that a couple of years ago, Yuma Union High School District did not allow the police flag at the graduation and the only people who stood up out of all Police Departments was the City of San Luis. He asked the City of San Luis to stand up to protect the children.

Mr. David Hernandez Zepeda, 1965 Nadia Street, San Luis, AZ, stated he would like to see the support from the local governing body towards trans rights and the trans community, specially trans youth in the community. He mentioned that the Legislature in Arizona, politicians are attacking the youth to score political points that result dangerous and according to studies 53% of trans youth have seriously considered suicide. It is not true that trans youth are more prone to suicide because of their gender identity but because of the mistreatment society and the stigma by society. He asked the Mayor and City Council to lead against these attacks in the youth of this community by the Arizona Legislature. The city can show their support by placing trans flags at city facilities.

5. PROCLAMATIONS/PRESENTATION

5. A. Cesar Chavez Day March 31, 2023
5. B. National Public Safety Telecommunicators Week April 9 - 15, 2023
5. C. Autism Awareness Month April 2023
5. D. Child Abuse Prevention Month April 2023
5. E. Records and Information Management Month April 2023
5. F. Sexual Assault Awareness Month April 2023

Mrs. Sonia Cornelio, City Clerk, read the title of the Proclamations.

5. G. Presentation of Award to Mr. Jesus Mendoza Atondo for assisting the San Luis Police Department. (Marco Santana, Police Lieutenant)

Mr. Marco Santana, Police Lieutenant, presented Mr. Jesus Mendoza Atondo the Citizen Award for Valor, for a life-threatening incident that occurred when a police officer was fighting for his life as he was assaulted. Mr. Mendoza Atondo is a Corrections Officer with the Arizona Department of Corrections.

Mr. Miguel Alvarez, Interim Chief of Police, stated this is very well deserved and a significant award, specifically as Mr. Mendoza Atondo was off duty and was risking his life to save the life of a Police Officer who was about to be disarmed…it takes a very courageous person. He thanked Mr. Mendoza Atondo for his courage.

Mr. John Matos, Warden of Lewis Prison, mentioned they are proud to have Mr. Mendoza Atondo as part of the agency.

Mr. John McAdori, Warden of Arizona State Prison Complex - Yuma, expressed that he is proud of Mr. Mendoza Atondo and congratulated him.

Mr. Mendoza Atondo thanked the San Luis Police Department adding that he did not do it for an award but because it was the right thing to do.

Mayor Nieves Riedel thanked Mr. Mendoza Atondo for his courageous action.

6. CONSENT AGENDA

6. A. MINUTES OF
- Regular Council meeting held February 22, 2023
- Special Council meeting held March 1, 2023
- Work Session held March 1, 2023

6. B. Disbursements from February 28, 2023 to March 15, 2023
Total disbursements $1,569,160.26
(One Million, Five Hundred Sixty-Nine Thousand, One Hundred Sixty Dollars and Twenty-Six Cents)

MOTION: Council Member Tadeo Azael De La Hoya/Council Member Javier Vargas to approve the Consent Agenda as presented. Motion passed unanimously.

The vote was as follows:

Mayor Nieves Riedel	Aye
Vice Mayor Luis E. Cabrera	Aye
Council Member Maria Cecilia Cruz	Aye
Council Member Tadeo Azael De La Hoya	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye
Council Member Javier Vargas	Aye

7. DISCUSSION AND POSSIBLE ACTION ITEM:
Public hearing followed by discussion and possible action on any and all matters regarding Resolution No. 2259. A Resolution of the Mayor and City Council of the City of San Luis, Arizona, amending water, wastewater, and sanitation rates and charges, providing an effective date for said charges, repealing any conflicting provisions, and providing for severability. (Edgar Esparza, Billing and Collections Manager)

A. Open Public Hearing

MOTION: Council Member Tadeo Azael De La Hoya/Council Member Matias Rosales to open the Public Hearing. Motion passed unanimously.

The vote was as follows:

Mayor Nieves Riedel	Aye
Vice Mayor Luis E. Cabrera	Aye
Council Member Maria Cecilia Cruz	Aye
Council Member Tadeo Azael De La Hoya	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye
Council Member Javier Vargas	Aye

1. Staff Presentation

Mr. Edgar Esparza, Billing & Collections Manager, provided a PowerPoint presentation that included factors affecting the city such as inflation and water and wastewater overview and needs. He added that the primary mission is to provide reliable and sustainable utilities services to our residents. The current revenue is not sufficient to fund needed repairs, replacements and improvements of infrastructure; current rates do not cover the cost of providing services; current infrastructure is not sufficient to support the city's needs and sustainability; the City of San Luis has not increased utility rates since 2017. He demonstrated a graph that contained a utilities rate, history and timeline. The utility fund is assigned to an enterprise fund which is a self-supporting funds. This means that water, wastewater and solid waste services are funded through rates, fees and charges paid by residents; tax revenue is not used to support the utility services. The city does not use utility funding to pay for any of street improvements, Parks, Fire or Police projects.

Mr. Eulogio Vera, Director of Public Works, stated that last year, Public Works processed, treated and distributed over 1.2 billion gallons of water to residents, schools, churches and community. The city served approximately 7,900 residential water accounts. Last year staff received and treated over 580 million gallons of waste water. There are approximately 7,800 residential accounts in wastewater. Current challenges for water and wastewater are increasing demand, aging storage and treatment system, insufficient back-up for proper maintenance, rehabilitation & repairs, and maintaining compliance with Federal and State regulations.

Mr. Manuel Hernandez, Project Manager, stated that the city serves approximately 7,800 accounts in solid waste. Approximately 13,000 tons of solid waste are collected per year, which is an average of 1.64 tons per account and operate five (5) routes using five (5) trucks. Some of the challenges being faced are aging equipment, five (5) trucks on route, the average age of our side loaders is 12 years, industry standard for replacement is eight (8) years, lack of redundancy, spare trucks, industry standard for spare trucks is five (5) to one (1), five (5) route trucks to one (1) spare truck. The upcoming Capital Improvement Projects to deal with the challenges are the purchase of two (2) new solid waste side loaders (lead time on solid waste side loaders is approximately 18 months), hire additional Heavy Equipment Operators, which totals approximately $1 million.

Ms. Monica Castro, Director of Finance, explained the financial outlook of the city. Year to date expenses are exceeding revenues for Solid Waste, Wastewater and Water. In the year that ended on June 30th, 2022, Wastewater started to show losses. Fiscal Year 2024 Budget demonstrate the same trend for the three (3) divisions. Staff projects losses will continue for Solid Waste, Wastewater and Water not only in 2024 but in the following years; the city is not able to secure financing. At the moment, the fund balance for Wastewater is $3.2 million and $33.7 million are needed for capital spending and those are not enough funds to complete the capital improvements. The city will continue to go to red numbers and go below the minimum fund balance needed, which is $1.4 million. These reserves are needed to face any financial downturn in the economy; the general fund cannot sustain the operations as explained by Mr. Esparza. She added that for Water, it is the same situation, there is a positive balance at the moment, however that balance is not enough to cover the necessary capital spending needed. The expenses are more than the revenues being received and staff has been utilizing reserves to maintain the regular operations of the fund, which is a very bad practice. The city has not been operating at full capacity due to the lack of resources and has not been able to provide appropriate maintenance to the infrastructure. Currently, the funds balance for Solid Waste is $5,000.00; the minimum fund balance is $500,000.00 which is four (4) months of operational expenses.

Mr. Esparza stated that the proposed rate schedule was prepared and analyzed by Willdan Financial Services. The proposed rate schedule provides fair, reasonable, justifiably rates and fees of service, ensure adequate funding to cover cost of service and includes yearly rate adjustments. He clarified that the utility bill includes 30% water, 45% wastewater, 20%solid waste and 5% taxes and went over the proposed new rates with an effective date of April 27, 2023, if approved and the yearly adjustments commencing January 1st of each year through 2027. He also explained how the current and proposed new rates compare to other cities. The PowerPoint presentation is attached to the complete agenda packet filed at the City Clerk's Office.

He concluded by stating that revenues are insufficient to provide reliable services to residents, the City of San Luis utilities cannot continue to sustain the maintenance and operations for future years. The City of San Luis does not have sufficient revenues to be in compliance. This utility rate adjustment will provide an opportunity to enhance the community and better serve residents.

2. Call to the public on this item

Mayor Nieves Riedel commented that at the last meeting she stopped and adjourned the meeting because it was getting out of control. She asked Council Members to act in a manner they will not offend anyone and asked the same from the public. She asked to have a civil meeting and if not she will ask the Police Department to escort the person that is being disrespectful. She added that although studies have been paid for in the past and nothing was done, it is time to move on. Public services are needed, whereas a subscription to Netflix and a soda are not.

Vice Mayor Luis E. Cabrera commented that during the last Council meeting, it was mentioned that nothing has been done in the past. He clarified that he started his term as Council Member in December 2020 and began his term during a pandemic. He thinks that because everyone was in the middle of a pandemic, many different services and things were paused because there was a lot of uncertainty and for him, it was not the time to approve the increase to the utility rates. The city was conservative with spending and was not in the red; there were funds to sustain and there are still funds today in the three (3) areas, one (1) is about to run out. He believes the City Council is acting on time. He feels confident to make his decision and do the right thing. He thanked his fellow Council Members for being present tonight adding that the decision to be made is tough as it will impact the community in many different ways.

Council Member Javier Vargas commented that he listened to the arguments last week, but never heard a good reason as to why this item was never presented to the City Council even though it was necessary. He asked Council Members to work together for the benefit of the city.

Mr. Roman Rubio, resident, proposed to have a collaboration meeting with city staff and all those involved in the matter being discussed. He received his certification as an Opportunities Advisor, which means they are using investment money and established with the tax cuts and the job acts of 2017 to assist cities and neighborhoods that need certain funds to avoid raising taxes while addressing the city's capital financial issues.

B. Close Public Hearing

MOTION: Council Member Tadeo Azael De La Hoya/Council Member Javier Vargas to close the Public Hearing. Motion passed unanimously.
The vote was as follows:

Mayor Nieves Riedel	Aye
Vice Mayor Luis E. Cabrera	Aye
Council Member Maria Cecilia Cruz	Aye
Council Member Tadeo Azael De La Hoya	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye
Council Member Javier Vargas	Aye

C. Action on Resolution No. 2259

MOTION: Council Member Matias Rosales/Vice Mayor Luis E. Cabrera to approve and adopt Resolution No. 2259 and provide an effective date of April 27, 2023. Motion passed unanimously.

The vote was as follows:

Mayor Nieves Riedel	Aye
Vice Mayor Luis E. Cabrera	Aye
Council Member Maria Cecilia Cruz	Aye
Council Member Tadeo Azael De La Hoya	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye
Council Member Javier Vargas	Aye

8. SUMMARY OF CURRENT EVENTS

Vice Mayor Luis E. Cabrera reported the groundbreaking took place today for the connection of Urtuzuastegui Street to Avenue F, although he was not able to attend the event, he knows residents are happy about this.

Council Member Matias Rosales added to the Vice Mayor's comment and thanked staff involved in this since they have been working on this project for the past four (4) years. He reported his attendance to the farewell reception for Consul Jose Antonio Larios who was reassigned to Dubai.

Council Member Maria Cecilia Cruz reported she attended the Safety Event, which was a well-attended event and thanked staff and organizations for participating.

Mayor Nieves Riedel reported that she alongside with Council Member Maria Cecilia Cruz and Interim Chief of Police Miguel Alvarez attended a board meeting at Arizona Western College (AWC) and was impressed by the job they are doing for the community's youth.

Council Member Maria Cecilia added to the Mayor's comment that it is an honor and pleasure to hear another board member from Parker to say that he wants what is happening here at AWC at his community. She thanked Ms. Susana Zambrano and her staff for the amazing work they are doing. On a separate note, she added she attended the Be Active Event hosted by the San Luis Parks & Recreation, which motivates people to get out there and be physically active.

Council Member Matias Rosales invited the public to the Cesar Chavez parade scheduled for Saturday beginning at 9:00 a.m. at Joe Orduño.

Mr. Bryan De La Hoya, resident, invited the public and community to attend the Special Olympics Event, which will take place on Saturday.

9. ADJOURNMENT

MOTION: Council Member Matias Rosales/Vice Mayor Luis E. Cabrera to adjourn the Regular Council meeting at approximately 7:28 p.m. Motion passed unanimously.

The vote was as follows:

Mayor Nieves Riedel	Aye
Vice Mayor Luis E. Cabrera	Aye
Council Member Maria Cecilia Cruz	Aye
Council Member Tadeo Azael De La Hoya	Aye
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye
Council Member Javier Vargas	Aye

APPROVED:

_____
Nieves Riedel, Mayor

ATTEST:

_____
Sonia Cornelio, City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular City Council meeting of the City Council of the City of San Luis, Arizona, held on March 22, 2023. I further certify that the meeting was duly called and held and that a quorum was present.

_____
Sonia Cornelio, City Clerk

AGENDA ITEM REVIEW FORM

Regular City Council Meeting **6. B.**

Meeting Date: 04/26/2023

Summary

Disbursements from April 4, 2023 to April 17, 2023
Total disbursements $2,625,192.26
(Two Million, Six Hundred Twenty-Five Thousand, One Hundred Ninety-Two Dollars and Twenty-Six Cents)

Attachments

Disbursements

City of San Luis
Finance Department

COUNCIL MEETING APRIL 26 , 2023
Disbursement Report from 04/04/2023 TO 04/17/2023

Bank Accounts	Check Date	Amount	Schedule
Payroll Check Account	04/06/2023	$ 62,574.81	Schedule A
Accounts Payable Check Account	04/07/2023	$ 1,443,706.72	Schedule B
Payroll Check Account	04/10/2023	$ 4,950.56	Schedule C
Payroll Check Account	04/13/2023	$ 444,421.46	Schedule D
Accounts Payable Check Account	03/22/2023	$ 669,538.71	Schedule E
	Total Disbursements:	**$ 2,625,192.26**	

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

Prepared by Guadalupe Canez: _____

Verified by Director of Finance: _____

For Council approval on: _____

Mayor: _____

Council: _____

_____

_____

_____

_____

_____

RECEIVED
2023 APR 17 P 1:57
CITY OF SAN LUIS
OFFICE OF THE CITY CLERK

• P.O. Box 7740 • 1090 East Union Street • San Luis, AZ 85349 • Ph (928) 341-8520 • Fax (928) 341-8549 •

Pay Day Register

Pay Date Range 04/07/23 - 04/07/23
Pay Batch 202355V

Pay Batch 202355V Total

Employees in Pay Batch 62
Female Employees in Pay Batch 15

Hours Description	Hours	Gross
301 - VACATION USED	2,470.0000	71,579.60
Total	2,470.0000	$71,579.60

Withholdings and Deductions		Gross Base
Gross	71,579.60	
Imputed Income		
FEDERAL TAX WITHHOLDING	1,878.74	71,579.60
SOCIAL SECURITY TAX	4,437.94	71,579.60
MEDICARE	1,037.83	71,579.60
STATE WITHHOLDING	1,650.28	71,579.60
Net	$62,574.81	

Benefits	Gross Base
Workers' Comp	Gross Base

Direct Deposits	Amount
Check	$62,574.81

Monica Castro

Digitally signed by: Monica Castro
DN: CN = Monica Castro email = mcastro@sanluisaz.gov C = AD
Date: 2023.04.06 13:19:08 -07'00'

Schedule A

City of San Luis

Payment Register

From Payment Date: 4/3/2023 - To Payment Date: 4/7/2023

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
1BYPAYABLE - 1st BY Accounts Payable									
Check									
105438	04/06/2023	Open			Accounts Payable	STATE OF ARIZONA	$6,001.15		
105439	04/06/2023	Open			Accounts Payable	GARCIA, JESUS	$500.00		
105440	04/06/2023	Open			Accounts Payable	LUNA, CYNTHIA	$150.00		
105441	04/06/2023	Open			Accounts Payable	MACHADO, IVAN & AIXIA GUTIERREZ	$300.00		
105442	04/07/2023	Open			Accounts Payable	STRYKER SALES CORPORATION	$16,310.00		
105443	04/07/2023	Open			Accounts Payable	ARIZONA BLUE STAKE, INC.	$448.21		
105444	04/07/2023	Voided		04/07/2023	Accounts Payable	ARIZONA PUBLIC SERVICE	$71.60		
105445	04/07/2023	Open			Accounts Payable	AUTOZONE STORES, INC	$792.60		
105446	04/07/2023	Open			Accounts Payable	AVILA, FERNANDO	$130.00		
105447	04/07/2023	Open			Accounts Payable	BLUEPAZ, LLC	$1,140.00		
105448	04/07/2023	Open			Accounts Payable	CARRASCO, MIGUEL	$88.55		
105449	04/07/2023	Open			Accounts Payable	CENTURYLINK	$107.97		
105450	04/07/2023	Open			Accounts Payable	CLEAN INFUSION, LLC	$19,062.50		
105451	04/07/2023	Open			Accounts Payable	CONSTRUCTION SUPPLY HOLDINGS II, LLC	$1,279.47		
105452	04/07/2023	Open			Accounts Payable	DUARTE, ERNESTO	$66.41		
105453	04/07/2023	Open			Accounts Payable	EMPIRE MACHINERY	$272.00		
105454	04/07/2023	Open			Accounts Payable	FERGUSON WATERWORKS	$1,390.63		
105455	04/07/2023	Open			Accounts Payable	FX TACTICAL, LLC	$124.96		
105456	04/07/2023	Open			Accounts Payable	G&T ALARM CO LLC	$60.00		
105457	04/07/2023	Open			Accounts Payable	GREEN RUBBER- KENNEDY AG	$1,599.08		
105458	04/07/2023	Open			Accounts Payable	GUTIERREZ CANALES ENGINEERING P.C.	$489,510.25		
105459	04/07/2023	Open			Accounts Payable	LARA, PAULINO	$228.00		
105460	04/07/2023	Open			Accounts Payable	NESSA CORP	$2,051.78		
105461	04/07/2023	Open			Accounts Payable	PACHECO, CARLOS	$228.00		
105462	04/07/2023	Open			Accounts Payable	PEREZ, HAZIEL	$130.00		
105463	04/07/2023	Open			Accounts Payable	RAMIREZ, ALEJANDRO	$130.00		
105464	04/07/2023	Open			Accounts Payable	STANDARD INSURANCE CO.	$2,052.10		
105465	04/07/2023	Open			Accounts Payable	ANIMAL CARE EQUIPMENT AND SERVICES	$685.27		
105466	04/07/2023	Open			Accounts Payable	ECOVERDE, LLC	$419.47		
105467	04/07/2023	Open			Accounts Payable	HIREQUEST LLC	$512.16		
105468	04/07/2023	Open			Accounts Payable	IRON MOUNTAIN INC	$146.36		
105469	04/07/2023	Open			Accounts Payable	J2 ENGINEERING & ENVIR DESIGN LLC	$3,894.40		
105470	04/07/2023	Open			Accounts Payable	LOWE'S HIW, INC.	$4,333.46		
105471	04/07/2023	Open			Accounts Payable	M & Y ELECTRICAL LLC	$22,647.98		
105472	04/07/2023	Open			Accounts Payable	O'REILLY AUTO PARTS	$1,239.67		
105473	04/07/2023	Open			Accounts Payable	PINNACLE MEDICAL GROUP, AZ-P.C	$2,525.00		
105474	04/07/2023	Open			Accounts Payable	PIONEER TITLE AGENCY, INC	$1,000.00		
105475	04/07/2023	Open			Accounts Payable	QUINONEZ, FRANCISCO	$450.00		
105476	04/07/2023	Open			Accounts Payable	RUSH TRUCK CENTER	$592.88		
105477	04/07/2023	Open			Accounts Payable	SWIFTCOMPLY US OPCO INC	$5,760.00		
105478	04/07/2023	Open			Accounts Payable	WESTAIR GASES & EQUIPMENT INC.	$260.63		
105479	04/07/2023	Open			Accounts Payable	MERRILL WALKER BUILDERS, INC.	$428,016.78		

City of San Luis

Payment Register

From Payment Date: 4/3/2023 - To Payment Date: 4/7/2023

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
105480	04/07/2023	Open			Accounts Payable	HDS TRUCK DRIVING INSTITUTE INC	$11,180.00		
105481	04/07/2023	Open			Accounts Payable	ARIZONA PUBLIC SERVICE	$35.16		
Type Check Totals:					44 Transactions		$1,027,924.48		
EFT									
3159	04/06/2023	Open			Accounts Payable	ARIZONA MUNICIPAL RISK RETENTION POOL - WC	$127,110.00		
3160	04/07/2023	Open			Accounts Payable	24/7 GET FIT LLC	$1,296.00		
3161	04/07/2023	Open			Accounts Payable	ALLKIOSK LLC	$901.94		
3162	04/07/2023	Open			Accounts Payable	ALSCO, INC	$1,881.49		
3163	04/07/2023	Open			Accounts Payable	AMAZON.COM SALES, INC.	$4,195.14		
3164	04/07/2023	Open			Accounts Payable	ARIZONA EMERGENCY PRODUCTS, INC.	$11,796.84		
3165	04/07/2023	Open			Accounts Payable	ARK WIRELESS & NETWORKING	$100.00		
3166	04/07/2023	Open			Accounts Payable	B&H PHOTO & ELECTRONICS CORP.	$3,287.68		
3167	04/07/2023	Open			Accounts Payable	CSC OF YUMA	$138.63		
3168	04/07/2023	Open			Accounts Payable	DE LA HOYA, TADEO	$67.68		
3169	04/07/2023	Open			Accounts Payable	DESERT DOCUMENT SHREDDERS, LLC	$148.25		
3170	04/07/2023	Open			Accounts Payable	DESERT WATER STORE INC	$38.18		
3171	04/07/2023	Open			Accounts Payable	FRESH TERRA SERVICES LLC	$2,770.00		
3172	04/07/2023	Open			Accounts Payable	FRUTH GROUP INC	$4,204.60		
3175	04/07/2023	Open			Accounts Payable	GREATER YUMA ECONOMIC DEV CORP	$15,940.75		
3176	04/07/2023	Open			Accounts Payable	HAAKER EQUIPMENT COMPANY	$6,197.37		
3177	04/07/2023	Open			Accounts Payable	KIMLEY-HORN AND ASSOCIATES INC	$4,968.50		
3178	04/07/2023	Open			Accounts Payable	MCNEECE BROS. OIL COMPANY, INC	$47,632.59		
3179	04/07/2023	Open			Accounts Payable	MUNICIPAL EMERGENCY SERVICES, INC	$127.75		
3180	04/07/2023	Open			Accounts Payable	ODP BUSINESS SOLUTIONS LLC	$2,174.61		
3181	04/07/2023	Open			Accounts Payable	PRECISION PROTECTIVE SERVICES LLC	$253.64		
3182	04/07/2023	Open			Accounts Payable	RALPH VELEZ CONSULTING SERVICES	$3,005.37		
3183	04/07/2023	Open			Accounts Payable	RAMIREZ ADVISORS INTER-NATIONAL,LLC	$5,000.00		
3184	04/07/2023	Open			Accounts Payable	RDO EQUIPMENT CO.	$1,991.01		
3185	04/07/2023	Open			Accounts Payable	REAL PURIFIED WATER LLC	$88.04		
3186	04/07/2023	Open			Accounts Payable	RM GRAPHICS	$26.00		
3187	04/07/2023	Open			Accounts Payable	ROACH PEST CONTROL	$1,415.00		
3188	04/07/2023	Open			Accounts Payable	SAN LUIS INDUSTRIAL PARK, LLC	$3,329.70		
3189	04/07/2023	Open			Accounts Payable	SAN LUIS WALK IN CLINIC, INC	$675.00		
3190	04/07/2023	Open			Accounts Payable	SWIFT GROUP LLC	$832.04		
3191	04/07/2023	Open			Accounts Payable	ULINE, INC.	$179.59		
3192	04/07/2023	Open			Accounts Payable	UNIVERSAL BACKGROUND SCREENING INC	$287.49		
3193	04/07/2023	Open			Accounts Payable	WAXIE SANITARY SUPPLY	$147.51		
3194	04/07/2023	Open			Accounts Payable	WESTERN SUN SYSTEMS, INC	$723.31		

City of San Luis

Payment Register

From Payment Date: 4/3/2023 - To Payment Date: 4/7/2023

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
3195	04/07/2023	Open			Accounts Payable	WESTMOOR ELECTRIC INC.	$24,200.19		
3196	04/07/2023	Open			Accounts Payable	YUMA COUNTY SHERIFF'S OFFICE	$1,145.00		
3197	04/07/2023	Open			Accounts Payable	YUMA COUNTY WATER USERS ASSOCIATION	$60.00		
3198	04/07/2023	Open			Accounts Payable	YUMA SIGN MASTERS LLC	$50.95		
3199	04/07/2023	Open			Accounts Payable	YUMA SUN INC	$231.01		
3200	04/07/2023	Open			Accounts Payable	YUMA TRUCK PARTS	$896.23		
3203	04/07/2023	Open			Accounts Payable	MERRILL WALKER BUILDERS, INC.	$136,338.76		
Type EFT Totals:					41 Transactions		$415,853.84		

1BYPAYABLE - 1st BY Accounts Payable Totals

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	43	$1,027,852.88	$0.00
	Reconciled	0	$0.00	$0.00
	Voided	1	$71.60	$0.00
	Stopped	0	$0.00	$0.00
	Total	44	$1,027,924.48	$0.00

EFTs	Status	Count	Transaction Amount	Reconciled Amount
	Open	41	$415,853.84	$0.00
	Reconciled	0	$0.00	$0.00
	Voided	0	$0.00	$0.00
	Total	41	$415,853.84	$0.00

All	Status	Count	Transaction Amount	Reconciled Amount
	Open	84	$1,443,706.72	$0.00
	Reconciled	0	$0.00	$0.00
	Voided	1	$71.60	$0.00
	Stopped	0	$0.00	$0.00
	Total	85	$1,443,778.32	$0.00

Grand Totals:

Checks	**Status**	**Count**	**Transaction Amount**	**Reconciled Amount**
	Open	**43**	**$1,027,852.88**	**$0.00**
	Reconciled	**0**	**$0.00**	**$0.00**
	Voided	**1**	**$71.60**	**$0.00**
	Stopped	**0**	**$0.00**	**$0.00**
	Total	**44**	**$1,027,924.48**	**$0.00**

EFTs	**Status**	**Count**	**Transaction Amount**	**Reconciled Amount**
	Open	**41**	**$415,853.84**	**$0.00**
	Reconciled	**0**	**$0.00**	**$0.00**
	Voided	**0**	**$0.00**	**$0.00**
	Total	**41**	**$415,853.84**	**$0.00**

All	**Status**	**Count**	**Transaction Amount**	**Reconciled Amount**
	Open	**84**	**$1,443,706.72**	**$0.00**
	Reconciled	**0**	**$0.00**	**$0.00**
	Voided	**1**	**$71.60**	**$0.00**
	Stopped	**0**	**$0.00**	**$0.00**
	Total	**85**	**$1,443,778.32**	**$0.00**

Karla Plascencia

Digitally signed by: Karla Plascencia
DN: CN = Karla Plascencia email = kplascencia@sanluisaz.gov C = US O = City of San Luis OU = Finance
Date: 2023.04.07 15:41:00 -07'00'

Schedule B

Pay Day Register

Pay Date Range 04/01/23 - 04/30/23
Pay Batch 202304M

Pay Batch 202304M Total

Employees in Pay Batch 7
Female Employees in Pay Batch 3

Hours Description	Hours	Gross
102 - SALARY	.0000	7,550.00
806 - TELEPHONE STIPEND	.0000	250.00
Total	0.0000	$7,800.00

Withholdings and Deductions		Gross Base
Gross	7,800.00	
Imputed Income		
FEDERAL TAX WITHHOLDING	234.47	6,129.60
SOCIAL SECURITY TAX	483.60	7,800.00
MEDICARE	113.12	7,800.00
STATE WITHHOLDING	123.66	6,129.60
ASRS Council	264.66	2,200.00
ASRS LTD Council	3.08	2,200.00
Council Retirement EORP	351.00	2,700.00
Dental Council	92.28	.00
EODCRS - COUNCIL	212.00	2,650.00
EODCRS - DISABILITY	4.38	2,650.00
GARNISHMENT	221.11	.00
Medical Council	720.14	.00
Vision Council	25.94	.00
Net	$4,950.56	

Benefits		Gross Base
ASRS Council	264.66	2,200.00
ASRS LTD Council	3.08	2,200.00
ASRS/EORP - LEGACY RATE	1,284.58	2,200.00
Dental Council	254.03	.00
EODCRS - COUNCIL	159.00	2,650.00
EODCRS - DISABILITY	4.38	2,650.00
EODCRS/EORP LEGACY RATE	1,707.13	2,650.00
Health Council	5,479.26	.00
Retirement Council EORP	1,901.34	2,700.00
Vision Council	79.03	.00
Total	$11,136.49	

Workers' Comp		Gross Base
MUNICIPAL/ TOWN/	136.52	7,800.00
Total	$136.52	

Direct Deposits	Amount
1st Bank Yuma	820.29
Chase Bank	1,398.22
Navy Federal	608.86
REALTORS FED CRED UNION	32.87
Wells Fargo	708.27
Total	$3,568.51
Check	$1,382.05

Monica Castro

Digitally signed by: Monica Castro
DN: CN = Monica Castro
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Schedule C.

Pay Day Register

Pay Date Range 03/25/23 - 04/07/23
Pay Batch 202308

Pay Batch 202308 Total

Employees in Pay Batch 296
Female Employees in Pay Batch 90

Hours Description	Hours	Gross
100 - REGULAR	18,688.4854	428,137.75
1000 - ADMIN LEAVE	110.0000	1,877.70
1001 - LEAVE WITHOUT PAY	10.0000	.00
1005 - BEREAVEMENT	31.6667	445.30
1006 - CIVIC LEAVE	70.0000	1,915.20
1007 - ON CALL WORKED HOURS	12.0001	224.73
1009 - PART TIME	234.8335	6,221.43
1010 - PART TIME FIREFIGHTERS	96.6667	1,901.10
201 - OVERTIME	1,404.5507	47,487.25
202 - OP STONE GARDEN- O.T.	377.3333	17,215.98
2023 - FMLA - SICK LEAVE	166.0003	2,791.49
2027 - STD - SICK LEAVE	2.6667	85.89
2028 - STD - VACATION LEAVE	21.3336	687.12
300 - VACATION EARNED	1,079.4166	.00
301 - VACATION USED	1,337.5000	31,799.68
400 - SICK EARNED	1,064.5434	.00
401 - SICK USED	650.7997	15,114.12
502 - ON CALL PAY I.T.	.0000	75.00
503 - STAND-BY PAY	692.6500	1,385.30
701 - HOLIDAY	2,041.3334	47,535.32
704 - FIRE HOLIDAY EARNED	445.2000	.00
809 - RETRO PAY	6.4703	133.87
900 - COMPENSATION EARNED	6.0000	.00
901 - COMPENSATION USED	35.5050	811.67
924 - AMBULANCE - REGULAR	1,195.8334	23,584.30
925 - AMBULANCE - OVERTIME	390.5000	11,202.55
Total	30,171.2888	$640,632.75

Withholdings and Deductions		Gross Base
Gross	640,632.75	
Imputed Income		
FEDERAL TAX WITHHOLDING	39,769.90	554,033.73
SOCIAL SECURITY TAX	39,719.21	640,632.75
MEDICARE	9,289.31	640,632.75
STATE WITHHOLDING	12,403.81	554,033.73
AM. FIDELITY - HEALTH FSA	116.25	.00
AM. FIDELITY- ACCIDENT-POST	62.53	.00
AM. FIDELITY- ACCIDENT-PRE	445.35	.00
AM. FIDELITY- CANCER-POST	29.60	.00
AM. FIDELITY- CANCER-PRE TAX	120.00	.00
AM. FIDELITY- GCI -POST TAX	44.37	.00
AM. FIDELITY- GHI- PRE TAX	260.81	.00
AM. FIDELITY- LIFE -POST TAX	108.05	.00
AM. FIDELITY- TX LIFE -POST	267.72	.00
AZ COPS - SLPD	315.00	.00
AZ STATE RETIREMENT	43,538.98	361,920.39
CHILD SUPPORT 2	234.46	.00
DEFERRED COMP - ROTH	320.00	.00
DEFERRED COMPENSATION	2,570.00	.00
DEFERRED COMPENSATION	90.00	1,800.00
FOP/ALC	405.00	.00
GARNISHMENT	483.52	.00
GARNISHMENT - CHILD	3,151.07	.00
IAFF- FIRE DEPT	1,080.00	.00
LEGAL SHIELD	56.31	.00
LONG TERM DISABILITY	506.60	361,920.39
MANHATTANLIFE ASSURANCE	145.79	.00
MASS MUTUAL - LIFE	9.77	.00
MEX ONLY DENTAL - EE &	174.04	.00
MEX ONLY DENTAL - EE &	415.14	.00
MEX ONLY DENTAL - EE &	119.08	.00
MEX ONLY HEALTH - EE & CH	414.88	.00
MEXICO ONLY HEALTH - EE &	1,741.79	.00
MEXICO ONLY HEALTH - EE &	363.02	.00
MISCELLANEOUS	100.00	.00
NEW YORK LIFE - LIFE INS	36.49	.00
PAC FUND- FIRE DEPT.	90.50	.00
PSPRS FIRE DB RATE - TIER 1a	4,774.69	62,414.16

Benefits		Gross Base
ASRS ALTERNATE	1,036.80	10,710.72
AZ STATE RETIREMENT	43,538.98	361,920.39
DENTAL = FAMILY	378.10	.00
LONG TERM DISABILITY	506.60	361,920.39
MEDICAL MEX ONLY - EE &	1,414.40	.00
MEDICAL MEX ONLY - EE &	5,937.91	.00
MEDICAL MEX ONLY - EE &	1,237.60	.00
MEDICAL MEX ONLY - EE ONLY	661.20	.00
MEX & US HEALTH = EE	47,177.52	.00
MEX ONLY DENTAL - EE &	135.28	.00
MEX ONLY DENTAL - EE &	322.66	.00
MEX ONLY DENTAL - EE &	92.56	.00
MEX ONLY DENTAL - EE ONLY	89.54	.00
PSPRS - ALTERNATE	199.51	2,493.90
PSPRS FIRE DB NORM - TIER 1	9,404.18	77,720.61
PSPRS FIRE DB NORM - TIER 2	767.42	6,342.26
PSPRS FIRE DB NORM - TIER 3	4,445.95	44,727.96
PSPRS FIRE DCCN - TIER 3	204.11	2,267.86
PSPRS FIRE DISABILITY - TIER	37.65	2,267.86
PSPRS POLICE DB NORM - TIER	5,973.30	74,018.29
PSPRS POLICE DB NORM - TIER	895.24	11,093.55
PSPRS POLICE DB NORM - TIER	4,053.53	40,779.86
STANDARD STD	1,556.52	.00
U.S. MEX DENTAL - EE &	446.32	.00
U.S. MEX DENTAL - EE &	95.64	.00
US & MEX DENTAL - EE	2,626.56	.00
US & MEX HEALTH = C	19,895.25	.00
US & MEX HEALTH = FAMILY	18,557.25	.00
US & MEX HEALTH = SP	4,367.25	.00
VISION - SINGLE	983.10	.00
VSP- VISION	570.65	.00
Total	$177,608.58	

Workers' Comp		Gross Base
ANIMAL CONTROL OFFICERS	79.32	3,524.94
ATTORNEY- ALL & CLERICAL-	83.64	38,014.59
AUTO SERVICE/ REPAIR	220.05	7,887.10
BUILDING- NOC OPER BY	1,048.10	28,953.24
BUS COMPANY AND DRIVERS	177.63	3,217.91

Schedule D

Pay Day Register

Pay Date Range 03/25/23 - 04/07/23
Pay Batch 202308

PSPRS FIRE DB RATE - TIER 1b	1,170.94	15,306.45
PSPRS FIRE DB RATE - TIER 2	485.18	6,342.26
PSPRS FIRE DB RATE - TIER 3	4,445.95	44,727.96
PSPRS FIRE DC RATE - TIER 3	204.11	2,267.86
PSPRS FIRE DISABILITY RATE	37.65	2,267.86
PSPRS POLICE DB RATE - TIER	4,300.41	56,214.60
PSPRS POLICE DB RATE - TIER	1,361.98	17,803.69
PSPRS POLICE DB RATE - TIER 2	848.66	11,093.55
PSPRS POLICE DB RATE - TIER 3	4,053.53	40,779.86
STANDARD LIFE ADDTNL	1,018.05	.00
TRANSWESTERN MEXICAN	97.00	.00
U.S. MEX DENTAL - EE &	574.84	.00
U.S. MEX DENTAL - EE &	123.18	.00
UNITED WAY	14.00	.00
US & MEX DENTAL= FAMILY	486.78	.00
US & MEX HEALTH = C	5,835.94	.00
US & MEX HEALTH = FAMILY	5,443.50	.00
US & MEX HEALTH = SP	1,281.06	.00
VSP - VISION CHILDREN	253.11	.00
VSP - VISION FAMILY	305.03	.00
VSP - VISION SPOUSE	97.35	.00
Net	$444,421.46	

CLERICAL OFFICE/ LIBRARY/	347.19	144,658.84
Electrician	66.57	2,120.00
FIREFIGHTERS & DRIVERS	6,413.58	135,023.45
GARBAGE/ ASH/ REFUSE	405.25	6,484.00
Homemaker Service	19.29	842.55
MUNICIPAL/ TOWN/	357.91	20,451.73
PARKS- NOC ALL EMPLOYEES	691.74	22,313.98
POLICE OFFICERS	6,539.11	137,665.36
RECREATION- ALL EMPLOYEES/	262.07	19,130.51
SEWAGE DISPOSAL/ PLANT	793.47	23,066.16
Street or Road Construction	2,385.77	27,019.03
WATERWORKS OPERATIONS	703.02	20,259.36
Total	$20,593.71	

Direct Deposits	Amount
1st Bank Yuma	37,166.42
ACADEMY BANK	2,389.65
Bank of America	1,813.83
Bank of America CA	901.40
Bankcorp	200.00
BANKCORP BANK	1,290.34
CAPITAL ONE	338.60
Charles Sch	250.00
Chase Bank	206,171.74
CHASE BANK CA	1,699.07
CHASE BANK MORGAN	1,299.87
CHASE BANK TX	3,147.01
chase centro	1,219.43
discover	900.00
Federal Credit Union	41,421.25
FF CREDIT UNION	2,597.43
FIREFIGHTER FIRST CREDIT UNION	6,561.09
HUGHES FCU	1,668.73
National Bank	1,557.55
Navy Federal	23,842.38
NetSpend Corporation DD	120.00
NORTH ISLAND CREDIT UNION	759.51
Sunbank	2,007.64
THE FOOTHILLS BANK	641.53
VANTAGE WEST	1,664.04
WASHINGTON FEDERAL	1,151.87
Wells Fargo	92,750.77

Monica Castro

Digitally signed by: Monica Castro
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Pay Day Register

Pay Date Range 03/25/23 - 04/07/23
Pay Batch 202308

WELLS FARGO CALE	1,118.94
Total	$436,650.09
Check	$7,771.37

City of San Luis

Payment Register

From Payment Date: 4/10/2023 - To Payment Date: 4/14/2023

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
1BYPAYABLE - 1st BY Accounts Payable									
Check									
105482	04/11/2023	Open			Utility Management Refund	ALVA, CARMEN	$75.17		
105483	04/11/2023	Open			Utility Management Refund	AYON, ANGELINA	$27.66		
105484	04/11/2023	Open			Utility Management Refund	BELTRAN, MARTHA & HECTOR	$127.09		
105485	04/11/2023	Open			Utility Management Refund	BERNABE, JOAQUIN	$186.58		
105486	04/11/2023	Open			Utility Management Refund	CARRASCOS PROPERTIES, LLC	$64.18		
105487	04/11/2023	Open			Utility Management Refund	CERVANTES GRISELDA & URBALEJO PEDRO	$58.74		
105488	04/11/2023	Open			Utility Management Refund	CERVANTES, LAURIANO	$0.85		
105489	04/11/2023	Open			Utility Management Refund	CONTRERAS, WILFRIDO, A	$11.00		
105490	04/11/2023	Open			Utility Management Refund	DHG LLC	$8.48		
105491	04/11/2023	Open			Utility Management Refund	DHG LLC	$12.46		
105492	04/11/2023	Open			Utility Management Refund	DHG LLC	$12.89		
105493	04/11/2023	Open			Utility Management Refund	FACTOR SALES	$125.00		
105494	04/11/2023	Open			Utility Management Refund	FRANCO BLANCA & GUSTAVO ENCINAS	$167.55		
105495	04/11/2023	Open			Utility Management Refund	GARCIA, JOSE & MARICELA TOVAR	$55.97		
105496	04/11/2023	Open			Utility Management Refund	GONZALEZ, JOSEFINA	$165.48		
105497	04/11/2023	Open			Utility Management Refund	GUTIERREZ, ALEXIA	$160.13		
105498	04/11/2023	Open			Utility Management Refund	HERNANDEZ, JOSE LUIS & MARIA DEL CARMEN	$13.16		
105499	04/11/2023	Open			Utility Management Refund	HERRERA, XAVIER	$65.30		
105500	04/11/2023	Open			Utility Management Refund	JIMENEZ, ADRIAN	$151.84		
105501	04/11/2023	Open			Utility Management Refund	LINGENFELTER, ILIA & RICHARD	$223.61		
105502	04/11/2023	Open			Utility Management Refund	LOPEZ VILLANUEVA, EULICES , S	$49.13		
105503	04/11/2023	Open			Utility Management Refund	LOPEZ, NALLELY	$136.28		
105504	04/11/2023	Open			Utility Management Refund	LOS ALAMOS BUILDERS LLC	$2,409.32		
105505	04/11/2023	Open			Utility Management Refund	LRC CONSTRUCTION LLC	$23.09		
105506	04/11/2023	Open			Utility Management Refund	MARIN, FRANCISCA & JOSE G	$69.12		

Schedule E

City of San Luis

Payment Register

From Payment Date: 4/10/2023 - To Payment Date: 4/14/2023

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
105507	04/11/2023	Open			Utility Management Refund	MARTINEZ, SELMA/VEL PROPERTIES LLC	$3.82		
105508	04/11/2023	Open			Utility Management Refund	MEZA, HERMINIA TORRES	$165.44		
105509	04/11/2023	Open			Utility Management Refund	PEREZHUERTA, JOSE M	$3.31		
105510	04/11/2023	Open			Utility Management Refund	PILKINGTON CONSTRUCTION CO. INC	$1,424.23		
105511	04/11/2023	Open			Utility Management Refund	RASCON, BRENDA	$95.44		
105512	04/11/2023	Open			Utility Management Refund	ROBLES, ELIZABETH	$163.05		
105513	04/11/2023	Open			Utility Management Refund	RODRIGUEZ, LORENA	$102.90		
105514	04/11/2023	Open			Utility Management Refund	RODRIGUEZ, MARTHA & FERNANDO LUNA	$180.12		
105515	04/11/2023	Open			Utility Management Refund	SANCHEZ JULIA & JAYLEENE	$95.92		
105516	04/11/2023	Open			Utility Management Refund	SANCHEZ, JESENIA	$72.19		
105517	04/11/2023	Open			Utility Management Refund	SANDOVAL RODRIGUEZ, ANDRESSALVADOR	$13.39		
105518	04/11/2023	Open			Utility Management Refund	TALAMANTES, FRANCISCO	$10.73		
105519	04/11/2023	Open			Utility Management Refund	VALENZUELA, PATRICIA & VENEGAS, ERICK R	$145.50		
105520	04/11/2023	Open			Utility Management Refund	VAZQUEZ, ALMA & BERNARDO DUARTE	$160.47		
105521	04/11/2023	Open			Utility Management Refund	VELASCO, CLARISSA	$222.65		
105522	04/14/2023	Open			Accounts Payable	SECURITY TITLE AGENCY, INC	$102,360.00		
105523	04/14/2023	Open			Accounts Payable	ARIZONA STATE RETIREMENT SYSTEM	$132.88		
105524	04/14/2023	Open			Accounts Payable	FOP/ALC	$405.00		
105525	04/14/2023	Open			Accounts Payable	INTERNAL REVENUE SERVICE	$221.11		
105526	04/14/2023	Open			Accounts Payable	ONEMAIN FINANCIAL GROUP LLC	$350.64		
105527	04/14/2023	Open			Accounts Payable	SAN LUIS POLICE OFFICERS ASSOC	$315.00		
105528	04/14/2023	Open			Accounts Payable	SUPPORT PAYMENT CLEARINGHOUSE	$3,385.53		
105529	04/14/2023	Open			Accounts Payable	UNITED WAY OF YUMA COUNTY INC.	$14.00		
105530	04/14/2023	Open			Accounts Payable	UNITED YUMA FIRE FIGHTERS ASSOC	$90.50		
105531	04/14/2023	Open			Accounts Payable	UNITED YUMA FIRE FIGHTERS-IAFF	$1,080.00		
105532	04/14/2023	Open			Accounts Payable	ALVAREZ, MIGUEL	$64.00		
105533	04/14/2023	Open			Accounts Payable	BARAJAS GUTIERREZ, MARY	$222.00		
105534	04/14/2023	Open			Accounts Payable	BOBADILLA, YADIRA	$64.00		
105535	04/14/2023	Open			Accounts Payable	CHAYRA, AXEL	$142.00		
105536	04/14/2023	Open			Accounts Payable	CORTEZ, ADELA	$222.00		
105537	04/14/2023	Open			Accounts Payable	DE LA HOYA, ARACELY	$128.00		

City of San Luis

Payment Register

From Payment Date: 4/10/2023 - To Payment Date: 4/14/2023

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
105538	04/14/2023	Open			Accounts Payable	GUEVARA, ALAN	$64.00		
105539	04/14/2023	Open			Accounts Payable	JUAREZ, NANCY	$64.00		
105540	04/14/2023	Open			Accounts Payable	LOPEZ, RUBEN	$142.00		
105541	04/14/2023	Open			Accounts Payable	LUNA, JESUS ENRIQUE	$128.00		
105542	04/14/2023	Open			Accounts Payable	REYNOSO, NIGEL	$64.00		
105543	04/14/2023	Open			Accounts Payable	RODRIGUEZ, GUSTAVO	$128.00		
105544	04/14/2023	Open			Accounts Payable	VARELA, MARIA, TERESA	$128.00		
105545	04/14/2023	Open			Accounts Payable	AETNA	$2,617.99		
105546	04/14/2023	Open			Accounts Payable	AMERICAN FIDELITY ASSURANCE CO	$2,236.58		
105547	04/14/2023	Open			Accounts Payable	AMERICAN FIDELITY ASSURANCE CO	$232.50		
105548	04/14/2023	Open			Accounts Payable	ANGEL'S TOWING SERVICE/AUTO SALES	$90.00		
105549	04/14/2023	Open			Accounts Payable	ANGULO, OMAR	$122.72		
105550	04/14/2023	Open			Accounts Payable	ARIZONA PUBLIC SERVICE	$120.01		
105551	04/14/2023	Open			Accounts Payable	AT&T MOBILITY LLC	$5,110.07		
105552	04/14/2023	Open			Accounts Payable	BOUND TREE MEDICAL, LLC.	$1,887.81		
105553	04/14/2023	Open			Accounts Payable	CENTURYLINK	$5,581.11		
105554	04/14/2023	Open			Accounts Payable	CONSTRUCTION SUPPLY HOLDINGS II, LLC	$512.00		
105555	04/14/2023	Open			Accounts Payable	DOANE AND HARTWIG WATER SYSTEMS, INC.	$2,381.14		
105556	04/14/2023	Open			Accounts Payable	ENTERPRISE FM TRUST	$755.68		
105557	04/14/2023	Open			Accounts Payable	FRANK CASSIDY PC	$175.50		
105558	04/14/2023	Open			Accounts Payable	MANHATTANLIFE ASSURANCE CO	$291.54		
105559	04/14/2023	Open			Accounts Payable	MASSMUTUAL FINANCIAL GROUP	$19.53		
105560	04/14/2023	Open			Accounts Payable	NEW YORK LIFE INSURANCE CO.	$72.97		
105561	04/14/2023	Open			Accounts Payable	PREPAID LEGAL SERVICES	$112.60		
105562	04/14/2023	Open			Accounts Payable	RODRIGUEZ, ALEJANDRO	$150.00		
105563	04/14/2023	Open			Accounts Payable	TEXAS LIFE INSURANCE COMPANY	$557.54		
105564	04/14/2023	Open			Accounts Payable	TRANSWESTERN INSURANCE ADMIN	$194.00		
105565	04/14/2023	Open			Accounts Payable	VALDEZ, MARIA , F	$20.00		
105566	04/14/2023	Open			Accounts Payable	VISION SERVICE PLAN OF ARIZONA	$4,493.75		
105567	04/14/2023	Open			Accounts Payable	ARIZONA POLICE PSYCHOLOGY, PLLC	$1,050.00		
105568	04/14/2023	Open			Accounts Payable	HIREQUEST LLC	$640.20		
105569	04/14/2023	Open			Accounts Payable	INTERNATIONAL BUSINESS INNOVATION ASSOC	$525.00		
105570	04/14/2023	Open			Accounts Payable	LOOMIS	$1,374.79		
105571	04/14/2023	Open			Accounts Payable	MGM INTERNET SOLUTIONS, INC	$110.00		
105572	04/14/2023	Open			Accounts Payable	O'REILLY AUTO PARTS	$357.19		
105573	04/14/2023	Open			Accounts Payable	QUINONEZ, FRANCISCO	$90.00		
105574	04/14/2023	Open			Accounts Payable	RICHARDSON & RICHARDSON, P.C.	$5,000.00		
105575	04/14/2023	Open			Accounts Payable	YUMA WINLECTRIC CO.	$1,258.67		
105576	04/14/2023	Open			Accounts Payable	BERKLEY RISK ADMINISTRATORS COMPANY	$6,037.20		

City of San Luis

Payment Register

From Payment Date: 4/10/2023 - To Payment Date: 4/14/2023

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
Type Check Totals:					95 Transactions		$161,351.99		
EFT									
3204	04/10/2023	Open			Accounts Payable	DPE CONSTRUCTION, INC	$24,701.58		
3205	04/10/2023	Open			Accounts Payable	DPE CONSTRUCTION, INC	$128,046.15		
3206	04/10/2023	Open			Accounts Payable	DPE CONSTRUCTION, INC	$243,327.78		
3207	04/14/2023	Open			Accounts Payable	CONSULTANT ENGINEERING INC	$7,740.03		
3208	04/14/2023	Open			Accounts Payable	4 IMPRINT	$2,615.67		
3209	04/14/2023	Open			Accounts Payable	AB ROOFING EXPERTS INC	$1,374.00		
3210	04/14/2023	Open			Accounts Payable	ALLKIOSK LLC	$1,890.62		
3211	04/14/2023	Open			Accounts Payable	ALSCO, INC	$1,087.96		
3212	04/14/2023	Open			Accounts Payable	AMAZON WEB SERVICES INC	$1.42		
3213	04/14/2023	Open			Accounts Payable	AMAZON.COM SALES, INC.	$2,198.49		
3214	04/14/2023	Open			Accounts Payable	AMERICANA POLYGRAPH & PRIVATE INVESTIGATION	$875.00		
3215	04/14/2023	Open			Accounts Payable	ARIZONA MUNICIPAL RISK RETENTION POOL P&C	$111.00		
3216	04/14/2023	Open			Accounts Payable	ARIZONA PNEUMATIC SYSTEM	$84.86		
3217	04/14/2023	Open			Accounts Payable	BLT READY MIX CONCRETE LLC	$1,815.50		
3218	04/14/2023	Open			Accounts Payable	CDWG	$10,871.61		
3219	04/14/2023	Open			Accounts Payable	CSC OF YUMA	$547.71		
3220	04/14/2023	Open			Accounts Payable	D & H ELECTRIC INC.	$2,850.00		
3221	04/14/2023	Open			Accounts Payable	DANA KEPNER COMPANY LLC	$15,455.64		
3222	04/14/2023	Open			Accounts Payable	DESERT WATER STORE INC	$127.12		
3223	04/14/2023	Open			Accounts Payable	EXHIBITONE CORPORATION	$990.00		
3224	04/14/2023	Open			Accounts Payable	FRESH TERRA SERVICES LLC	$1,959.00		
3225	04/14/2023	Open			Accounts Payable	FRUTH GROUP INC	$154.89		
3227	04/14/2023	Open			Accounts Payable	HEINFELD, MEECH & CO., P.C.	$2,500.00		
3228	04/14/2023	Open			Accounts Payable	JAMES DAVEY AND ASSOCIATES INC	$15,150.00		
3229	04/14/2023	Open			Accounts Payable	MENDEZ ROBLES, NAZZER, O	$4,411.53		
3230	04/14/2023	Open			Accounts Payable	NICKLAUS ENGINEERING	$10,460.00		
3231	04/14/2023	Open			Accounts Payable	ODP BUSINESS SOLUTIONS LLC	$451.04		
3232	04/14/2023	Open			Accounts Payable	POINT EMBLEMS, LLC	$2,450.00		
3233	04/14/2023	Open			Accounts Payable	PRECISION PROTECTIVE SERVICES LLC	$2,760.77		
3234	04/14/2023	Open			Accounts Payable	R&M ELECTRIC SUPPLY LLC	$240.11		
3235	04/14/2023	Open			Accounts Payable	RALPH VELEZ CONSULTING SERVICES	$6,754.00		
3236	04/14/2023	Open			Accounts Payable	REAL PURIFIED WATER LLC	$8.01		
3237	04/14/2023	Open			Accounts Payable	RM GRAPHICS	$50.00		
3238	04/14/2023	Open			Accounts Payable	SAM'S CLUB	$5,481.06		
3239	04/14/2023	Open			Accounts Payable	SMITH, RALPH E. SR.	$1,280.00		
3240	04/14/2023	Open			Accounts Payable	SOUTHWEST ENTRANCES, INC	$3,690.00		
3241	04/14/2023	Open			Accounts Payable	SUN RENTAL AND SALES INC.	$205.57		
3242	04/14/2023	Open			Accounts Payable	SUPREME PLUMBING SOLUTIONS LLC	$2,400.00		
3243	04/14/2023	Open			Accounts Payable	TRUCKPRO, LLC	$36.60		
3244	04/14/2023	Open			Accounts Payable	WESTERN SUN SYSTEMS, INC	$1,032.00		
Type EFT Totals:					40 Transactions		$508,186.72		

1BYPAYABLE - 1st BY Accounts Payable Totals

City of San Luis

Payment Register

From Payment Date: 4/10/2023 - To Payment Date: 4/14/2023

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name		Transaction Amount	Reconciled Amount	Difference
				Checks	Status	Count	Transaction Amount		Reconciled Amount	
					Open	95	$161,351.99		$0.00	
					Reconciled	0	$0.00		$0.00	
					Voided	0	$0.00		$0.00	
					Stopped	0	$0.00		$0.00	
					Total	95	$161,351.99		$0.00	
				EFTs	Status	Count	Transaction Amount		Reconciled Amount	
					Open	40	$508,186.72		$0.00	
					Reconciled	0	$0.00		$0.00	
					Voided	0	$0.00		$0.00	
					Total	40	$508,186.72		$0.00	
				All	Status	Count	Transaction Amount		Reconciled Amount	
					Open	135	$669,538.71		$0.00	
					Reconciled	0	$0.00		$0.00	
					Voided	0	$0.00		$0.00	
					Stopped	0	$0.00		$0.00	
					Total	135	$669,538.71		$0.00	
Grand Totals:										
				Checks	**Status**	**Count**	**Transaction Amount**		**Reconciled Amount**	
					Open	**95**	**$161,351.99**		**$0.00**	
					Reconciled	**0**	**$0.00**		**$0.00**	
					Voided	**0**	**$0.00**		**$0.00**	
					Stopped	**0**	**$0.00**		**$0.00**	
					Total	**95**	**$161,351.99**		**$0.00**	
				EFTs	**Status**	**Count**	**Transaction Amount**		**Reconciled Amount**	
					Open	**40**	**$508,186.72**		**$0.00**	
					Reconciled	**0**	**$0.00**		**$0.00**	
					Voided	**0**	**$0.00**		**$0.00**	
					Total	**40**	**$508,186.72**		**$0.00**	
				All	**Status**	**Count**	**Transaction Amount**		**Reconciled Amount**	
					Open	**135**	**$669,538.71**		**$0.00**	
					Reconciled	**0**	**$0.00**		**$0.00**	
					Voided	**0**	**$0.00**		**$0.00**	
					Stopped	**0**	**$0.00**		**$0.00**	
					Total	**135**	**$669,538.71**		**$0.00**	

Guadalupe Canez

Digitally signed by: Guadalupe Canez
DN: CN = Guadalupe Canez email = gcanez@sanluisaz.gov C = AD
Date: 2023.04.17 11:01:07 -07'00'

AGENDA ITEM REVIEW FORM

Regular City Council Meeting **7. A.**

Meeting Date: 04/26/2023

Department Head: Sonia Cornelio, City Clerk, City Clerk's Office

Submitted By: Sonia Cornelio, City Clerk, City Clerk's Office

Action Requested: Motion

ITEM:

Discussion and possible action on any and all matters regarding a Lease Agreement with Comité de Bien Estar for a temporary Police Station located in East San Luis. **(Miguel Alvarez, Interim Chief of Police)**

SUMMARY:

Because completion of the second police station at the city's community park on County 24th Street is two or three years away, Mayor Riedel negotiated a lease with Comité De Bien Estar for their building on 298 Avenue F near County 24th Street. The lease is for $1.00 per square foot of the 2,500-square-foot building ($2,500 per month), with no deposit. The rent includes the two 6,000-square-foot lots the building sits on, for a total of 12,000 square feet. The lease starts June 1, 2023, for three years, with the option to extend another three years. The June start date will allow time for Comité De Bien Estar to vacate and for the city to inspect before move-in. The city may modify the building for its purposes without permission from the owner.

Staff requests that this item be continued to the next meeting to finalize the lease and identify the specific budget transfers needed for the month of June 2023.

RECOMMENDATION / SUGGESTED MOTION:

I MOVE TO CONTINUE THIS ITEM TO THE MAY 10, 2023, REGULAR COUNCIL MEETING.

Fiscal Impact

IS THERE FISCAL IMPACT ASSOCIATED WITH THIS ITEM:	Yes
CITY/STATE/FEDERAL FUNDS:	City
TOTAL:	$90,000 for 3 Years or $30,000 per year
BUDGETED AMOUNT:	No
AVAILABLE AMOUNT TO TRANSFER:	See fiscal impact statement
ACCT NAME & GL#/REMAINING BALANCE BEFORE PURCHASE:	See fiscal impact statement

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

We did not budget for this item. The fiscal impact for FY 2023 is $2,500. We do have budget to cover the fiscal impact through June 30th, 2023 due to delay of projects. For the following years we will budget accordingly for this item if approved by council.

AGENDA ITEM REVIEW FORM

Regular City Council Meeting **7. B.**

Meeting Date: 04/26/2023

Department Head: Sonia Cornelio, City Clerk, City Clerk's Office

Submitted By: Sonia Cornelio, City Clerk, City Clerk's Office

Action Requested: Motion

ITEM:

Discussion and possible action on any and all matters regarding the appointment of a member to serve on the Western Arizona Council of Governments (WACOG) Regional Council of Aging. **(Olivia Jenkins, Government and Foreign Affairs Coordinator)**

SUMMARY:

The WACOG Regional Council on Aging (RCOA) is the advisory council appointed to represent communities and senior organizations within La Paz, Mohave, and Yuma counties. The RCOA provides input and guidance in the administration of Older Americans Act activities.

Regional Council on Aging meetings are held at the Parker Community Senior Center on the third Tuesday of June, September, November, February, and April from 10:00 a.m. to noon, and are open to the public.

Former Council Member Jose Ponce was appointed on December 23, 2019, and served through December 2022, as a result, it created a vacancy.

RECOMMENDATION / SUGGESTED MOTION:

I MOVE TO APPOINT _____ TO SERVE ON THE WACOG REGIONAL COUNCIL ON AGING AS PRESENTED.

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

AGENDA ITEM REVIEW FORM

Regular City Council Meeting **7. C.**

Meeting Date: 04/26/2023

Department Head: Adela Cortez, Director Human Resources, Human Resources Department

Submitted By: Adela Cortez, Director Human Resources, Human Resources Department

Action Requested: Discussion Item - No Action to be Taken
Motion

ITEM:

Discussion and possible action on any and all matters regarding Incentive Program for Public Safety Departments (Police and Fire). **(Adela Cortez, Director of Human Resources)**

SUMMARY:

A nationwide public safety personnel shortage is being felt in the City of San Luis Police Department and Fire Department. Over the last five years, these departments have experienced severe levels of attrition within their ranks. This has been due to terminations (*both voluntary and involuntary*) and transfers to other agencies, coupled with the Great Resignation spurred by the Covid-19 pandemic.

The ability to recruit, hire and retain qualified individuals has been a difficult task. Nationwide, Public Safety departments are short-staffed and trying to stand out in a competitive environment. To face this shortage of personnel, municipalities around the country are offering increasingly large incentives as they fight for needed recruits. Thus, as an effort to remain competitive and boost our recruitment to attract qualified individuals to the City of San Luis, we would like to implement an enhanced Incentive Pay Plan. This Plan would offer additional pay (perks) for officers, including retention, hiring (sign-on), educational, special assignment, critical skills, stand-by, etc.

Two (2) of the proposed incentives, retention & hiring, would not impact the General Fund as they will be provided with Proposition 207 funding, which is granted to both Police and Fire Departments by **Smart and Safe Arizona Fund**. Other incentives will be funded from the General Fund as they will be ongoing, as is the practice in other public safety agencies.

With the approval of this Pay Plan,

- The General Fund will be impacted by approximately **$203,800** annually.
  - The Police Department will have an additional annual expense of **$191,540**. The budget impact for the remainder of the Fiscal Year (2 months) would be approximately **$23,999**.
  - The Fire Department will have an additional annual expense of **$12,192**. The budget impact for the remainder of this Fiscal Year would be approximately **$2,032**.
- Proposition 207 Fund will be impacted as follows for Retention Incentives:
  - Fire Department - **$91,440**
  - Police Department - **$102,500**

At this time, we don't have exact expenses for hiring incentives as we don't have accurate information on new hires status.

RECOMMENDATION / SUGGESTED MOTION:

I MOVE TO AND APPROVE THE PUBLIC SAFETY INCENTIVE PROGRAM AS PRESENTED AND THE BUDGET TRANSFER AS STATED IN THE FISCAL IMPACT OF THIS ITEM.

Fiscal Impact

IS THERE FISCAL IMPACT ASSOCIATED WITH THIS ITEM:	Yes
CITY/STATE/FEDERAL FUNDS:	Yes
TOTAL:	$219,971.00
BUDGETED AMOUNT:	See fiscal Impact Statement
AVAILABLE AMOUNT TO TRANSFER:	See fiscal Impact Statement
ACCT NAME & GL#/REMAINING BALANCE BEFORE PURCHASE:	See fiscal Impact Statement

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

For the Proposition 207 incentives, we budgeted $ $210,000 between Fire and PD which is enough to cover the inventive pay related to Prop 207 through the end of the year. No transfer is needed as this incentive is contingent availability of funds.

We did not budget for the incentives that are funded by the General Fund, we are asking the council authorization to do a budget transfer from the City wide classification and Compensation study project in the amount of $ 27,000 as follows.

Authorize budget transfer in the amount of $24,000 from account 100-999-80000 to Police salary accounts 100-181-5XXXX as needed.
Authorize budget transfer in the amount of $3,000 from account 100-999-80000 to Fire and Ambulance accounts 100-183-5XXXX and 340-341-5XXXX as needed.

The fiscal impact to the General Fund for FY 2024 is $203,800 and if approved by the Council we will budget accordingly in next year budget.

Attachments

Fire Dept Incentive Program

Police Department Incentive Program

Cost Summaries

HUMAN RESOURCES DEPARTMENT
CITY OF SAN LUIS, AZ

Fire Department Incentive Program

Background

Over the last five years, the City of San Luis Fire Department has experienced severe levels of attrition within its ranks. This has been due to terminations (*both voluntary and involuntary*) and transfers to other agencies. The ability to recruit, hire and retain Fire Fighters has been a difficult and troubling task. These staffing shortages abound in virtually every industry amid the "Great Resignation," and without proper staffing levels, the critical services provided by the San Luis Fire Department become unsafe or impossible to perform.

Need for Fire Fighters

The San Luis Fire Department is in dire need of Fire Fighters, preferably those who are Certified Emergency Paramedics (CEP's) with Firefighter I and II Certifications. This is based on several facets:

1) The hiring process for Fire Fighters takes place over a time-period of 3 months to accommodate all phases of testing and hiring. The hiring process includes physical agility, written testing, interviews, background investigation, as well as physical and drug screening processes.

2) Individuals who do not have their EMT certification and/or firefighting experience at other agencies must attend an Academy in the State of Arizona. The academy is a 1-year (2 college semester's) training academy followed by a 3 month in-house "on-the-job" field training program. Therefore, it takes a non-EMT certified individuals over a year before they are hired and fully trained to work as a Fire Fighter.

3) Certified EMTs and/or employees with firefighting experience only undergo a 3 month in-house "on-the-job" field training program, which can be shortened based upon their experience and aptitude. Therefore, it takes a certified EMT 3 months to be fully trained to work as a Fire Fighter.

4) Certified applicants and Fire Fighters who have previously worked in the firefighting industry bring certification and experience with them. Experience is crucial in a profession that consistently requires officers to make critical decisions, some of them being a matter of life and death, in a very short time frame.

5) Hiring non-certified applicants requires the City of San Luis to send those employees to a firefighting academy. The city currently pays $2,500.00 for academy fees per employee.

PROPOSAL

Currently, staffing within the San Luis Fire Department is at a critical stage. A new and unique manner of bringing experienced employees is needed to help solve this complex issue. The implementation of an Incentive Program will help attract applicants for the position of Firefighter, which is one of the most difficult-to-fill positions in the City of San Luis.

Incentives paid from Proposition 207 Funding

The City of San Luis currently receives funding from ***Proposition 207 (Smart and Safe Arizona Fund)*** to be utilized for Public Safety personnel costs. The *Retention* and *Hiring* Incentives will be paid from this funding and such incentives will remain available to employees contingent upon availability of this funding.

- **Retention Incentive**:
  A retention incentive may be provided to an employee for staying with the City of San Luis Fire Department and who is in a position in a classification that is critical to the ongoing operations of the department, or is in short supply in the labor market, and/or is a difficult to recruit for classification. The requirements for the retention incentive must be in writing. The minimum time period that an employee must commit to stay with the City in order to receive a retention incentive is twelve (12) months.

  - *To be eligible for the retention incentive, the employee must:*
    - Have successfully completed twelve months of employment and passed the probationary period;
    - Have no disciplinary actions within the last six (6) months preceding effective date of incentives; and
    - Have a Performance Evaluation rating of three (3) Competent or above.

  - ***Incentive Amounts:***
    - Certified Emergency Paramedics (CEPs) – up to $2,500
    - Emergency Medical Technicians (EMTs) – up to $500

- **Hiring Incentive**:
  A hiring incentive may be offered to a candidate as an inducement to commit to employment with the City of San Luis. This incentive will be provided for positions that are short in supply in the labor market and are difficult to recruit for.

  - *To be eligible, the applicant must*:
    - Has an Emergency Medical Technician Certification/Certified Emergency Paramedic and Firefighter Certification I and II;
    - Has an Emergency Medical Technician Certification or Certified Emergency Paramedic; or
    - Is enrolled and attending an approved firefighting academy.

Incentives paid from the General Fund
The following incentives will be paid from the General Fund.

- **Educational Incentive:**
  - Associate Degree **$50** per month
  - Bachelor's Degree **$75** per month
  - Master's Degree **$100** per month

- **Special Assignment Incentive**
  This incentive is provided for employees working on a special assignment, which is designated on an as needed basis by the Chief at his or her sole discretion. An official "*special assignment*" is a full-time assignment, within the department, normally tasked with performing "acting" duties in the absence of an employee of higher rank. Only Fire Fighters who have successfully completed their probationary period may be assigned to perform a special assignment. This incentive will be provided only during the period employee is assigned to perform designated special assignment duties.

  Categories:

  a. Acting Engineer $2 / per hour
  b. Acting Captain $2 / per hour
  c. Acting Battalion Chief $2 / per hour

- **Critical Skills Incentive:**
  A Critical Skills Incentive may be provided to an employee who possesses and uses specialized skills that are necessary and critical to the ongoing operations of the San Luis Fire Department. The employee must be actively using these specialized skills to receive the incentive. Firefighters can work in any area or division and agree to take on extra work or duties that require these specialized skills. Duties requiring critical skills are secondary in nature to the officer's primary assignment and are voluntary in nature. Officers can be eligible for two critical skills assignments simultaneously.

  a. Paramedic $2.15 / hour
  b. Hazmat $ .50 / hour

The Incentive program is not considered a "bonus". Incentives are predetermined in an employment contract and have specific requirements to be met in order to receive payments. Bonuses reward extra compensation for work the employee was already expected to perform.

Below is a list of other agencies within the state that have implemented similar programs:

- Rural Metro Fire - $10,000 Sign-on Bonus with a 2-year commitment.
- City of Phoenix - $7,500 for National Registry or Arizona State Certified Paramedics

CONCLUSION

The implementation of this incentive program is needed to help address growing issues with the hiring and retention of firefighters. This is a nationwide issue, not just in the City of San Luis. Providing additional compensation incentives will help attract experienced firefighters to the City of San Luis. In addition, this program would comply with all legal requirements regarding additional compensation of government employees. It is anticipated that the San Luis Fire Department will be able to attract talented and experienced officers and bring the agency back to full staff in a shorter amount of time.

GUIDELINE:

This guideline will detail the incentive program that is available to the City of San Luis Fire Department (SLFD) Fire Fighter new hires. All incentives outlined in this program are ***subject to budget availability***.

I. **Retention Incentive:** Up to **$2,500** retention incentive will be provided to current Fire Personnel beginning after successfully completing twelve months of employment and passing probation and every six months thereafter, *while Proposition 207 funding is available*.

To be eligible for the retention incentive, the employee must:

- Have completed a minimum of twelve (12) months of employment and successfully completed probation; and
- Have no disciplinary actions within the last six (6) months preceding effective date of incentives; and
- Have a Performance Evaluation rating of three (3) Competent or above.

Incentive Amounts:

- Certified Emergency Paramedics (CEPs) – up to $2,500
- Emergency Medical Technicians (EMTs) – up to $500

II. **Hiring Incentive**

- ***Non-Certified***: Up to **$1,000** sign-on incentive will be provided to Firefighters (*Non-Certified*) new hires *while Proposition 207 funding is available*.

  To be eligible for this incentive, an employee:

  - Must have completed a minimum of twelve (12) months of employment and successfully completed probation.
  - *Any Officer Recruit who returns to SLFD under reinstatement is not eligible for this incentive*.

- ***Certified Fire Fighter I & II Paramedics***: Up to **$10,000** sign-on incentive will be provided to Fire Fighter Paramedic (*Certified*) new hires with a 2-year commitment *while Proposition 207 funding is available*. *Any Officer Recruit who returns to SLFD under reinstatement is not eligible for this incentive*.

  To be eligible for this incentive, an employee must:

  - possess a Paramedic Certification;
  - have completed a minimum of twelve (12) months of employment and successfully completed probation; and
  - signed a 2-year commitment employment contract with SLFD.

  Incentive will be paid as follows:

  - first payment of $5,000 will be paid upon successful completed of new hire probationary period.
  - Incentives of $2,500 will be paid every six months thereafter.

It is recommended that the Hiring Incentive payment to an applicant be made only as a condition of an employment contract entered between the City of San Luis and the Certified/Non-Certified applicant. If the contract specifically stipulates the requirements of the applicant and all those requirements are achieved, then the applicant has fulfilled the obligations of the contract and are entitled to the contractual compensation listed, and no more.

III. Educational Incentive:

This incentive rewards employees who take the initiative to increase their job worth by gaining job-related knowledge, behaviors, and personal and professional skills to significantly enhance their value to their department and the City.

To be eligible, employees must:

- *provide Human Resources with a copy of their Degree.*

Incentive will be paid as follows:

- Associate Degree **$50** per month
- Bachelor's Degree **$75** per month
- Master's Degree **$100** per month

IV. Special Assignment Incentive:

This incentive is provided for employees working on a special assignment, which is designated on an as needed basis by the Chief at his or her sole discretion. An official "*special assignment*" is a full-time assignment, within the department, normally tasked with supporting other divisions of the department. This incentive will be provided only during the period officer is assigned to perform designated special assignment duties.

Categories:

- Acting Engineer **$2.00** / per hour
- Acting Captain **$2.00** / per hour
- Acting Battalion Chief **$2.00** / per hour

To be eligible, employee must:

- have successfully completed their probationary period;
- hold the rank of police officer, corporal or sergeant; and
- be designated by the Chief at his or her sole discretion to a special assignment.

V. Critical Skills Incentive:

A Critical Skills Incentive may be provided to an employee who possesses and uses specialized skills that are necessary and critical to the ongoing operations of the Fire Department. Fire Fighters can work in any area or division and agree to take on extra work or duties that require these specialized skills. Duties requiring critical skills are secondary in nature to the officer's primary assignment and are voluntary in nature. Fire Fighters can be eligible for two critical skills assignments simultaneously.

- Paramedic **$2.15 / hour**
- Hazmat **$ .50 / hour**

To be eligible, employee must:

- possess Certification for critical skill; and
- must be actively using these specialized skills to receive the incentive.

Police Department Incentive Program

Background

Over the last five years, the City of San Luis Police Department has experienced severe levels of attrition within its ranks. This has been due to terminations (*both voluntary and involuntary*) and transfers to other agencies. The ability to recruit, hire and retain officers has been a difficult and troubling task. Controversial events and the national rioting against law enforcement in 2020, coupled with a growing "*defund the police*" movement, has exacerbated the problem of hiring quality officers nationwide.

Need for Officers

The San Luis Police Department is in dire need of officers, preferably those who are P.O.S.T. certified and/or have law enforcement experience from another agency and meet Arizona eligibility requirements to take and pass the Arizona Police Officer Licensing Exam. This is based on several facets:

1) The hiring process for police officers takes place over a 3-to-4-month time-period in order to accommodate all phases of testing and hiring. The hiring process includes physical agility, testing, interviews, background investigation, polygraph and psychological examinations, as well as physical and drug screening processes.

2) Applicants who do not have their P.O.S.T. certification and/or law enforcement experience at other agencies must attend a Law Enforcement Academy in the State of Arizona. The academy is a 840-hour training academy followed by a 3-month in-house "on-the-job" field training program. Therefore, it takes a non-P.O.S.T. certified officer over a year before they are hired and fully trained in order to work as a solo police officer.

3) P.O.S.T. certified and/or employees with law enforcement experience undergo a 3-month in-house "on-the-job" field training program, which can be shortened based upon their experience and aptitude to become a solo police officer.

4) P.O.S.T. certified applicants and officers who have previously worked in law enforcement bring certification and experience with them. Experience is crucial in a profession that consistently requires officers to make critical decisions, some of them being a matter of life and death, in a very short time frame.

5) Hiring non-POST certified applicants requires the City of San Luis to send those employees to a law enforcement academy. The city currently pays $5,400.00 for academy fees per employee.

PROPOSAL

Currently, staffing within the San Luis Police Department is at a critical stage. A new and unique manner of bringing experienced employees is needed to help solve this complex issue. The implementation of an Incentive Program will help attract applicants for the position of Police Officer, which is one of the most difficult-to-fill positions in the City of San Luis.

Incentives paid from Proposition 207 Funding

The City of San Luis currently receives funding from ***Proposition 207 (Smart and Safe Arizona Fund)*** to be utilized for Public Safety personnel costs. The *Retention* and *Hiring* Incentives will be paid from this funding and such incentives will remain available to employees contingent upon availability of this funding.

- **Retention Incentive**:
  A retention incentive of up to $3,000 may be provided to an employee for staying with the City of San Luis Police Department and who is in a position in a classification that is critical to the ongoing operations of the department, or is in short supply in the labor market, and/or is a difficult to recruit for classification. The requirements for the retention incentive must be in writing. The minimum time period that an employee must commit to stay with the City in order to receive a retention incentive is twelve (12) months.

  - *To be eligible for the retention incentive, the employee must:*
    - Have successfully completed twelve months of employment and passed the probationary period;
    - Have no disciplinary actions within the last six (6) months preceding effective date of incentives; and
    - Have a Performance Evaluation rating of three (3) Competent or above.

- **Hiring Incentive**:
  A hiring incentive may be offered to a candidate as an inducement to commit to employment with the City of San Luis. This incentive will be provided for positions that are short in supply in the labor market and are difficult to recruit for.

  - ***Police Recruit (Non-Certified)*** may be eligible for up to $1,000 sign-on incentive. *To be eligible, the applicant must*:
    - Currently has passed the Arizona Peace Officer License Exam and has their Arizona Peace Officer License
    - Has previously worked in the position of Police Officer for a law enforcement agency in the last 5 years and meets the Arizona eligibility requirements to take and pass the Arizona Police Officer Licensing Exam.
    - Currently enrolled and attending a P.O.S.T. approved law enforcement academy.

  - ***Lateral Hire*** – May be eligible for up to $10,000 sign-on incentive. *To be eligible, the applicant must:*
    - Certified with 3+ years of experience are eligible up to **$10,000** sign-on incentive.
    - Certified with 1-3 years of experience are eligible up to **$5,000** sign-on incentive.
    - Certified applicants with no experience are eligible up to **$1,000** sign-on incentive.

  It is recommended that the Hiring Incentive payment to an applicant be made only as a condition of an employment contract entered between the City of San Luis and the Lateral/Recruit applicant. If the contract specifically stipulates the requirements of the applicant and all of those requirements

are achieved, then the applicant has fulfilled the obligations of the contract and are entitled to the contractual compensation listed, and no more.

Incentives paid from the General Fund
The following incentives will be paid from the General Fund.

- **Moving Allowance:**
  To relieve the employee and their family of the expensive burden of relocation, the City of San Luis may offer a Police Officer or Police Officer Recruit (*Non-Certified*) new hire that relocates to San Luis from outside the region up to $2,000 to cover the costs of relocation.

- **Shift Differential Pay:**
  Shift differential pay is used to incentivize work during hours outside of the norm to encourage employees to take an undesirable shift. The Shift Differential amount will be **$50.00** per month for qualifying months.

  - **Evening Shift:** A Patrol Officer who reports to work for his regularly scheduled shift, which begins between the hours of 4:00 PM (*on or after*) and 6:59 PM shall receive shift differential pay.

  - **Midnight Shift:** A Patrol Officer who reports to work for his regularly scheduled shift, which begins between the hours of 7:00 PM (*on or after*) and 12:00 midnight shall receive shift differential pay.

    To be eligible for the shift differential pay for a calendar month:
    - the Officer must have successfully completed the FTO program; and
    - at least half of the shifts (*80 hours or more*) worked during that month must have been worked during the hours identified for the specific shift.

- **Educational Incentive:**
  This incentive rewards employees who take the initiative to increase their job worth by gaining job-related knowledge, behaviors, and personal and professional skills to significantly enhance their value to their department and the City.

  To be eligible, employees must provide Human Resources with a copy of their Degree.
  - Associate's Degree **$50** per month
  - Bachelor's Degree **$75** per month
  - Master's Degree **$100** per month

- **Stand-by Pay / Call-out Pay:**
  Stand-by pay is payment received by an employee to compensate the employee for being required/mandated to be available to provide emergency services during a specified period.

  - Sergeant and lower ranks **$2.00** per hour
  - Lieutenant **$4.00** per hour

Call-out Pay is payment received by an employee for actually working during a time the employee is not normally scheduled to work, in response to an emergency. Compensation for non-exempt employees who are called to work while on Stand-by will be paid at their regular rate of pay for the hours actually worked, subject to FLSA overtime provisions.

- **Special Assignment Incentive:**
  This incentive is provided for employees working on a special assignment, which is designated on an as needed basis by the Chief at his or her sole discretion. An official "*special assignment*" is a full-time assignment, within the department, normally tasked with supporting other divisions of the department. Only officers who have successfully completed their probationary period and hold the rank of police officer, corporal or sergeant may be assigned to perform a special assignment. This incentive will be provided only during the period officer is assigned to perform designated special assignment duties.

  Categories:

  a. Police K-9 Duty — **$1.00** / per hour
  b. Police Detective — **$1.00** / per hour
  c. Police Motor Officer — **$1.00** / per hour
  d. Field Training Officer — **$1.00** / per hour
  e. School Resource Officer — **$1.00** / per hour (*subject to grant funding availability*)
  f. Community Liaison Officer — No compensation
  g. Support Services Officer — No compensation

- **Critical Skills Incentive:**
  A Critical Skills Incentive may be provided to an employee who possesses and uses specialized skills that are necessary and critical to the ongoing operations of the Police Department. The employee must be actively using these specialized skills in order to receive the incentive. Officers can work in any area or division and agree to take on extra work or duties that require these specialized skills. Duties associated requiring critical skills are secondary in nature to the officer's primary assignment and are voluntary in nature. Officers can be eligible for two critical skills assignments simultaneously.

  a. SRT — **$50.00** monthly
  b. K9 – Handler — **$50.00** monthly
  c. Police Phlebotomist — **$50.00** monthly
  d. Collision Investigation Team — **$50.00** monthly
  e. Negotiator (CNT) — **$50.00** monthly

The Incentive program is not considered a “bonus”. Incentives are predetermined in an employment contract and have specific requirements to be met in order to receive payments. Bonuses reward extra compensation for work the employee was already expected to perform.

Below is a list of other agencies within the state that have implemented similar programs:

- City of Yuma - $10,000 for Laterals and $1,000 for new Recruits
- City of Phoenix - $7,500 for both, Laterals & new Recruits
- City of Glendale - $10,000 for in-state Laterals, $7,500 for out-of-state Laterals and $5,000 for new Recruits
- City of Tempe - $5,000 for Laterals and $3,500 for new Recruits

CONCLUSION

The implementation of this recruitment/retention incentive program is needed to help address growing issues with the hiring of police officers. This is a nationwide issue, not just in the City of San Luis. Providing additional compensation incentives will help attract experienced Police Officers to the City of San Luis. In addition, this program would comply with all legal requirements regarding additional compensation of government employees. It is anticipated that the San Luis Police Department will be able to attract talented and experienced officers and bring the agency back to full staff in a shorter amount of time.

GUIDELINE:

This guideline will detail the incentive program that is available to the City of San Luis Police Department (SLPD) Police Officers and Police Officer Lateral and Non-Certified new hires. All incentives outlined in this program are subject to budget availability.

I. **Retention Incentive:** Up to **$3,000** retention incentive may be provided to current Police Officers after successful completion of probationary period and every six months thereafter, *while Proposition 207 funding is available*.

To be eligible for the retention incentive, the employee must:

- Have completed a minimum of twelve (12) months of employment and successfully completed probation; and
- Have no disciplinary actions within the last six (6) months preceding effective date of incentives; and
- Have a Performance Evaluation rating of three (3) Competent or above.

II. **Hiring Incentive**

- ***Non-Certified***: Up to **$1,000** sign-on incentive may be provided to Police Officer Recruit (*Non-Certified*) new hires *while Proposition 207 funding is available*.

  To be eligible for this incentive, an employee:
  - Must successfully complete Field Training or On-the-Job Training.
  - *Any Officer Recruit who returns to SLPD under reinstatement is not eligible for this incentive*.

- ***Lateral Hire***: Up to a **$10,000** sign-on incentive may be provided to Police Officer-Lateral hires, *while Proposition 207 funding is available*. *Any Officer who returns to SLPD under reinstatement is not eligible for this incentive*.

  The incentive amount will be determined by the applicant's years of experience:
  - Certified with 3+ years of experience may be eligible for up to **$10,000** sign-on incentive
  - Certified with 1-3 years of experience may be eligible for up to **$5,000** sign-on incentive
  - Certified applicants with no experience may be eligible for up to **$1,000** sign-on incentive

  *To be eligible for the **$10,000** hiring incentive, an employee must:*
  - Have been an Arizona Peace Officer Standards and Training Board (AZ POST) certified officer with ***3 or more years of experience*** working in a full-time status as a solo beat officer in a non-training role; **OR**
  - Have been a certified Officer in another state for 3 consecutive years, during the past 5 years, having worked in a full-time status as a solo beat officer, in a non-training role.

Incentive will be paid as follows:

- $2,500 upon hire (*for out-of-state officers: upon successful completion of AZPOST waiver process*)
- $2,500 at completion of 6 months of employment
- $2,500 at successful completion of the probationary period
- $2,500 at successful completion of two (2) years of

*To be eligible for the **$5,000** hiring incentive, an employee must:*

- Have been an Arizona Peace Officer Standards and Training Board (AZ POST) certified officer with ***1 to 3 years of experience*** working in a full-time status as a solo beat officer in a non-training role; **OR**
- Have been a certified Police Officer in another state for 1 to 3 consecutive years, and worked in a full-time status as a solo beat officer, in a non-training role.

Incentive will be paid as follows:

- $2,500 upon hire (*for out-of-state officers: upon successful completion of waiver process*)
- $2,500 upon successful completion of probationary period

*To be eligible for the **$1,000** hiring incentive, an employee must:*

- Have been an Arizona Peace Officer Standards and Training Board (AZ POST) certified ***with no experience***, **OR**
- Have been a certified Officer in another state ***with no experience***.

Incentive will be paid as follows:

- $1,000 upon successful completion of probationary period and **field training**.

III. **Moving Allowance:** Any Police Officer or Police Officer Recruit (*Non-Certified*) new hire that relocates to San Luis from outside the region will be eligible to receive up to $2,000 to cover the costs of relocation. All guidelines established under the City of San Luis Moving and Relocations Expense Agreement will be adhered to.

IV. **Shift Differential**

The Shift Differential amount will be $50.00 per month for qualifying months.

- **Evening Shift:** A Patrol Officer who reports to work for his regularly scheduled shift, which begins between the hours of 4:00 PM (*on or after*) and 6:59 PM shall receive shift differential pay.

- **Midnight Shift:** A Patrol Officer who reports to work for his regularly scheduled shift, which begins between the hours of 7:00 PM (*on or after*) and 12:00 midnight shall receive shift differential pay.

  To be eligible for the shift differential pay for a calendar month:

  - the Officer must have successfully completed the FTO program; and

- at least half of the shifts (*80 hours or more*) worked during that month must have been worked during the hours identified for the specific shift.

V. Educational Incentive:

This incentive rewards employees who take the initiative to increase their job worth by gaining job-related knowledge, behaviors, and personal and professional skills to significantly enhance their value to their department and the City.

To be eligible, employees must:

- *provide Human Resources with a copy of their Degree.*

Incentive will be paid as follows:

- Associate Degree **$50** per month
- Bachelor's Degree **$75** per month
- Master's Degree **$100** per month

VII. Stand-by Pay / Call-out Pay:

Stand-by pay is payment received by an employee to compensate the employee for being required/mandated to be available to provide emergency services during a specified period. Call-out Pay is payment received by an employee for actually working during a time the employee is not normally scheduled to work, in response to an emergency.

- Sergeant and lower ranks **$2.00** per hour
- Lieutenant **$4.00** per hour

To be eligible, employee must:

- be designated/mandated by their immediate Supervisor to be on Stand-by for a specific period of time.
- get called to work while on stand-by. Pay will be paid at their regular rate of pay for the hours actually worked, subject to FLSA overtime provisions.

VIII. Special Assignment Incentive:

This incentive is provided for employees working on a special assignment, which is designated on an as needed basis by the Chief at his or her sole discretion. An official "*special assignment*" is a full-time assignment, within the department, normally tasked with supporting other divisions of the department. This incentive will be provided only during the period officer is assigned to perform designated special assignment duties.

Categories:

- Police K-9 Duty **$1.00** / per hour
- Police Detective **$1.00** / per hour
- Police Motor Officer **$1.00** / per hour
- Field Training Officer **$1.00** / per hour
- School Resource Officer **$1.00** / per hour (*subject to grant funding availability*)
- Community Liaison Officer No compensation
- Support Services Officer No compensation

To be eligible, employee must:

- have successfully completed their probationary period;
- hold the rank of police officer, corporal or sergeant; and
- be designated by the Chief at his or her sole discretion to a special assignment.

IX. Critical Skills Incentive:

A Critical Skills Incentive may be provided to an employee who possesses and uses specialized skills that are necessary and critical to the ongoing operations of the Police Department. Officers can work in any area or division and agree to take on extra work or duties that require these specialized skills. Officers can be eligible for two critical skills assignments simultaneously.

- SRT **$50.00** monthly
- K9 – Handler **$50.00** monthly
- Police Phlebotomist **$50.00** monthly
- Collision Investigation Team **$50.00** monthly
- Negotiator (CNT) **$50.00** monthly

To be eligible, employee must:

- have successfully completed their probationary period;
- hold the rank of police officer, corporal or sergeant; and
- be actively using specialized skills.

Police Department
Annual Summary of Incentives to be Funded by GF

Incentive	Salary	ERE's	Total
Education	19,500	5,265	24,765
Stand-by	56,160	15,163	71,323
Shift Differential	12,000	3,240	15,240
Critical Skills	17,400	4,698	22,098
Special Assignment	45,759	12,355	58,114
		Annual Total:	**$191,540**
Budget Impact Remainder Year			
Education	3,250	878	4,128
Stand-by	9,360	2,527	11,887
Shift Differential	2,000	540	2,540
Critical Skills	2,900	783	3,683
Special Assignment	1,387	374	1,761
		Total for Rem. Of FY (2 Mths):	**$23,999**

Police Department
Summary of Incentives to be Funded by Prop. 207

Incentive	Amount	# of Officers	Total
Retention	2,500	41	102,500
		First 6 Months Total with EREs:	**$130,175.00**

Fire Department
Annual Summary of Incentives to be Funded by GF

Incentive	Salary	ERE's	Total
Education	9,600	2,592	12,192
Critical Skills	115,476	31,179	146,655
		Annual Total:	**$158,847**
Budget Impact for the Remainder of FY 2022-23			
Education	1,600	432	2,032
		Total for Rem. Of FY (2 Mths):	**$2,032**

Police Department
Summary of Incentives to be Funded by Prop. 207

Incentive	Amount	# of Officers	Total
Retention - Para	2,500	28	70,000
Retention - EMT	500	4	2,000
		First 6 Months Total with EREs:	**$91,440.00**

AGENDA ITEM REVIEW FORM

Regular City Council Meeting **7. D.**

Meeting Date: 04/26/2023

Department Head: Adela Cortez, Director Human Resources, Human Resources Department

Submitted By: Adela Cortez, Director Human Resources, Human Resources Department

Action Requested: Motion
Resolution

ITEM:

Discussion and possible action on any and all matters regarding Order No. 2023-06. An order of the Mayor and City Council of the City of San Luis, Arizona, providing for employee secondary appointments in the San Luis Personnel Policies by changing Sections HR-2-06, HR-2-08, HR-3-02, and HR-3-05; Specifically repealing Resolution No. 882; repealing any conflicting provisions; providing for severability; and providing an effective date. (**Adela Cortez, Director of Human Resources)**

SUMMARY:

There is a need to describe and have procedures in place for secondary appointments in the Personnel Policies. The purpose of secondary appointments is to work on projects and is in addition to an employee's regular full-time appointment. Such secondary appointments already exist in the Police Department, so a formal policy allows for consistency across all city operations as other departments may have use for such arrangements. The policy caps compensation for secondary appointments at one and a half times the employees' hourly rate for their primary appointments.

The staff took the opportunity to clean up the numbering currently existing in HR-2-06 so that part-time and seasonal appointments are not combined into one section.

Resolution No. 882 was passed in the year 2010. This order repeals it.

RECOMMENDATION / SUGGESTED MOTION:

I MOVE TO APPROVE ORDER NO. 2023-06 AS PRESENTED.

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

Order No. 2023-06

Order

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

No. 2023-06

AN ORDER OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, PROVIDING FOR EMPLOYEE SECONDARY APPOINTMENTS IN THE SAN LUIS PERSONNEL POLICIES BY CHANGING SECTIONS HR-2-06, HR-2-08, HR-3-02, AND HR-3-05; SPECIFICALLY REPEALING RESOLUTION NO. 882; REPEALING ANY CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.

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

Section 1: HR-2-06, Subsection B, is amended, reorganized, appended, and restated to read:

B. Types of appointments.

1. Regular full-time appointment. A regular-appointment employee who successfully completes an original probation period acquires the rights of regular status.

2. Seasonal appointment. A seasonal appointment may be made for a recurring period of time up to a maximum of 1040 hours per calendar year. Seasonal employees may work full-time or part-time. Seasonal appointments do not have the rights of regular status employees and have no appeal rights.

3. Part-time. A part-time employee who works less than an average of 31 hours per week and is not a temporary or emergency employee. Part-time employees may work up to a maximum of 1040 hours per calendar year. Part-time appointments do not have the rights of regular status employees and have no appeal rights.

4. Temporary appointment. A temporary appointment is for positions of short duration, full- or part-time, and on a non-recurring basis, to cover temporary staffing needs not to exceed a total of 1040 hours per calendar year. Temporary appointments do not have the rights of regular status employees and have no appeal rights.

5. Limited appointment. Limited positions are grant-funded positions that are temporary in nature. When the funds end, the position ceases to exist, and

employment will be terminated without the right of appeal. Normal selection and employment procedures are followed, including the requirement that the employee complete a probationary period. Employees hired for these positions will be so advised and required to sign a statement that they understand this provision and that they have no appeal rights, or any other rights afforded to regular status employees.

6. Emergency appointment. Emergency appointments shall be at the discretion of the City Manager when an emergency arises that threatens disruption of public services. The City Manager shall determine when an emergency exists and report all emergency appointments to the City Council.

7. Secondary appointment. A secondary appointment is for the purpose of working on projects.

   a. A secondary appointment is in addition to an employee's regular full-time appointment. An employee shall work excess hours beyond the employee's regular workweek or established work period for the secondary appointment.
   b. The secondary appointment shall not change the employee's status as either Exempt or Non-Exempt.
   c. With the approval of the employee's supervisor and Finance Department, the employee may work the secondary appointment while on vacation and receive the employee's full vacation pay in addition to compensation for the secondary appointment.
   d. Compensation for secondary appointments shall not exceed one and a half (1½) times the Non-Exempt employee's hourly primary appointment rate. For Exempt employees, compensation for secondary appointments shall not exceed one and a half (1½) times the Exempt employee's salary calculated at an hourly rate for the regular 40-hour workweek or established work period.
   e. The employees holding secondary appointments shall be primarily responsible for their regular full-time appointments and shall allocate their time accordingly.
   f. All those who supervise said employees must frequently monitor that the secondary appointment is feasible given the primary responsibilities for the full-time regular appointment.
   g. The process for creating a secondary appointment starts with the Department Head of the regular full-time position making the request to the HR Department for a secondary appointment. The request shall contain sufficient information to afford an appropriate analysis of the feasibility and operational needs. The HR Department shall assess the request and make a recommendation to the City Manager. Secondary appointments require City Manager approval and compliance with the budget and the purchasing code procedures, which may require City Council approval. Those secondary assignments existing at the time of passage of this subsection

are exempt from this subsection's process.

Section 2: HR-3-02 subsection E is amended, appended, and restated to read:

E. Special salary plans.

1. The Council may approve a special salary plan and pay practice for a certain class or group of employees. In approving a special salary plan, the City Council shall consider factors such as occupational patterns, economic conditions, and incentive plans common to government, business, and industry, among other factors as appropriate.

2. Secondary appointments are not part of a salary plan but are paid for hours worked in excess of a regular workweek or established work period.

Section 3: The title for HR-3-05 is appended to read:

Overtime Pay, Premium Rate, and Compensatory Leave

Section 4 HR-3-05 subsection D passed as Resolution No. 882 is repealed and replaced to read:

D. Exempt employees. An employee in a position that is Exempt, who works in excess of 40 hours per workweek or in excess of an established work period, shall not be eligible for additional compensation for the excess hours except as approved as part of a secondary appointment as described in HR-3-02. The additional compensation shall be called "Premium Rate," shall comply with Fair Labor Standards Act and its regulations so as to preserve the employee's Exempt status. The Premium Rate shall not exceed one and a half (1½) times the Exempt employee's salary calculated at an hourly rate for the regular 40-hour workweek or established work period.

Section 5 In the event of a conflict between the provisions of this order and any other ordinance, code, 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. Resolution No. 882 is specifically repealed.

Section 6: 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, or by operation of law through controlling legislation, such decision or legislation shall not affect the validity of the remaining portions of this ordinance.

Section 7: This Order shall become effective on May 1, 2023.

PASSED, ADOPTED, and APPROVED by the Mayor and City Council of the City of San Luis, Yuma County, Arizona, this ____day of April 2023.

_____
Nieves Riedel, Mayor

ATTEST:

_____
Sonia Cornelio, City Clerk

APPROVED AS TO FORM:

_____
Kay Marion Macuil, City Attorney

AGENDA ITEM REVIEW FORM

Regular City Council Meeting **7. E.**

Meeting Date: 04/26/2023

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

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

Action Requested: Motion

ITEM:

Discussion and possible action on any and all matters regarding Subdivision Case No. 2023-0134F application by Najeh Edais, on behalf of Riedel Holdings LLC., for the approval of the final plat of Plaza Colibri Commercial Subdivision, located on the northeast corner of County 24th Street and Avenue E in San Luis, Arizona. **(Jose A. Guzman, Director of Planning and Zoning)**

SUMMARY:

This is a request by Edais Engineering Inc., on behalf of Riedel Holdings LLC., for the final plat approval for Plaza Colibri Commercial Subdivision. The subject property is located on the northeast corner of County 24th Street and Avenue E.

The commercial subdivision contains approximately 31 acres and will consist of 39 commercial lots. The lot rage in size from 16,000 square feet to 130,000 square feet. Assessor's Parcel Number 227-11-012. Currently, a gas and diesel station is being built on proposed lot 1.

GENERAL PLAN :

This area is designated as Commercial (C) in the City of San Luis 2040 General Plan. The activities proposed will be consistent with those designations (Chapter 2, Page 2-12).

ANALYSIS:

In 2007, the Arizona Legislature adopted legislation that required municipalities to certify that all new subdivisions had an assured 100-year water supply. On February 11, 2011, the City of San Luis was designated by the Arizona Department of Water Resources (ADWR) as having a 100-year adequate water supply. Consequently, individual subdivisions do not have to submit additional certification.

DEVELOPMENT AGREEMENT:

This property was divided by Lot Split Case No. 2021-0387 which was part of a development agreement that was approved by Resolution No. 2204. The development agreement is attached to the report and includes the following condition:

- Development of Improvements. At such time that any lot created by City Lot Split Case Number 2021-0387 or any lot within the Rezoning Case No. 2021-0693 is developed, public improvements, including but not limited to streets, roads, retention basins, utility extensions, utility mains, including pumping stations, lift stations, force mains, traffic signalization, and other off-site public improvements will be made pursuant to City standards as may be required by the Public Works Director of City in his sole discretion. The location of such improvements and/or its development is not confined to the lot being developed but rather may be located on any portion of the entire Property that is the subject of this agreement.

PLANNING AND ZONING COMMISSION:
This item was presented to the Planning and Zoning Commission meeting during their regular meeting held on April 11, 2023. The Commission recommended approval of the request with the condition that the applicant addresses the review comments letter dated April 7, 2023.

STAFF RECOMMENDATION:
Staff recommends approval of Subdivision Case No. 2023-0134F with the condition that the development agreement is amended to address the review comment letter dated April 7, 2023, prior to the recordation of the Plat.

Staff received a response letter on April 11, 2023, and is under review. Based on the response from the applicant they are requesting a deferment of landscape installation along the adjacent right-of-way of the subdivision. Staff does not oppose this request as long as it is a condition that the landscape is done before the warranty period expires and assurances are released.

Applicant is requesting to allow retention basins on the public right-of-way. The staff's concern is that having the retention basin in the right-of-way restricts all other uses of the right-of-way that may be needed in the future. However, this might be allowed contingent that the city has a way of making use of its right-of-way in the future if it is needed.

If Council would like to proceed with the requests mentioned, the staff is recommending that the Development Agreement/Resolution No. 2204 is amended to include language where the applicant can move forward with their project as requested, and at the same time, the city has a mechanism to ensure any future right-of-way needs and landscape installation.

The following motion will allow for the final plat to be approved and staff will work with the applicant to bring the Development Agreement amendments for approval during the next Council meeting. The amendments to the Development Agreement will have to be approved prior to the recordation of the plat.

RECOMMENDATION / SUGGESTED MOTION:
I MOVE TO APPROVE SUBDIVISION CASE NO. 2023-0134F WITH THE CONDITION THAT, BEFORE THE RECORDATION OF THE PLAT, THE DEVELOPMENT AGREEMENT IS AMENDED TO ADDRESS COMMENTS ON THE STAFF COMMENT LETTER DATED APRIL 7, 2023.

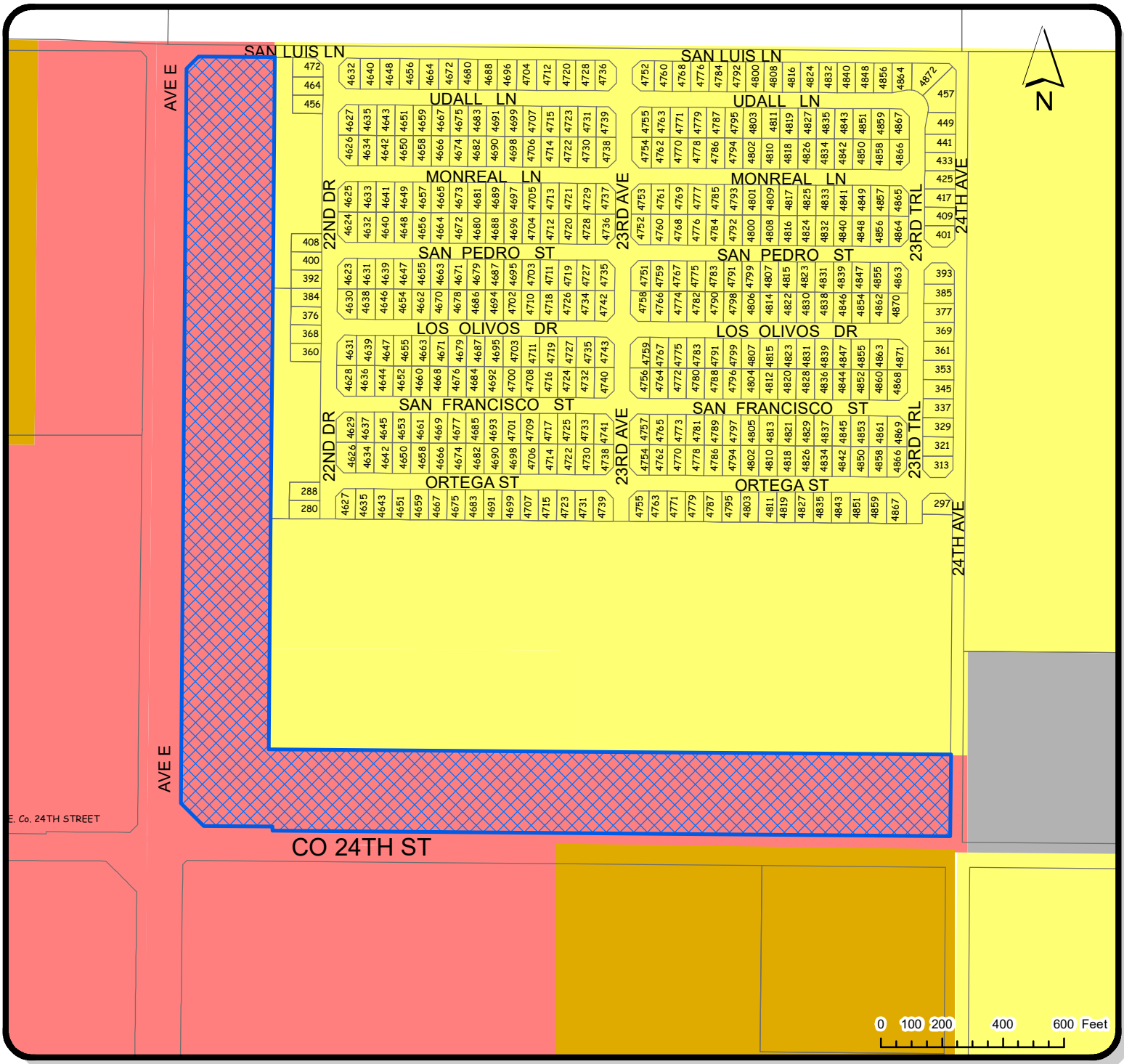
Fiscal Impact

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

Location Map
Final Plat
Comment Letter dated April 7, 2023



LOCATION MAP

LOCATION OF SUBJECT PROPERTY

Assessor's Parcel Number: 22711012

Zoning

SINGLE RESIDENCE ZONING DISTRICTS
- R1-8

MULTIPLE RESIDENCE ZONING DISTRICTS
- R-2
- R-3

COMMERCIAL ZONING DISTRICTS
- C-2

INDUSTRIAL ZONING DISTRICTS
- LI

SUBDIVISION

CASE #
2023-0134F

DATE:
3/20/2023

PLANNING & ZONING

CITY OF SAN LUIS, AZ INC. 1979

GIS

CREATED BY:
ISAAC GUTIERREZ

CHECKED BY:
FERNANDO VILLEGAS

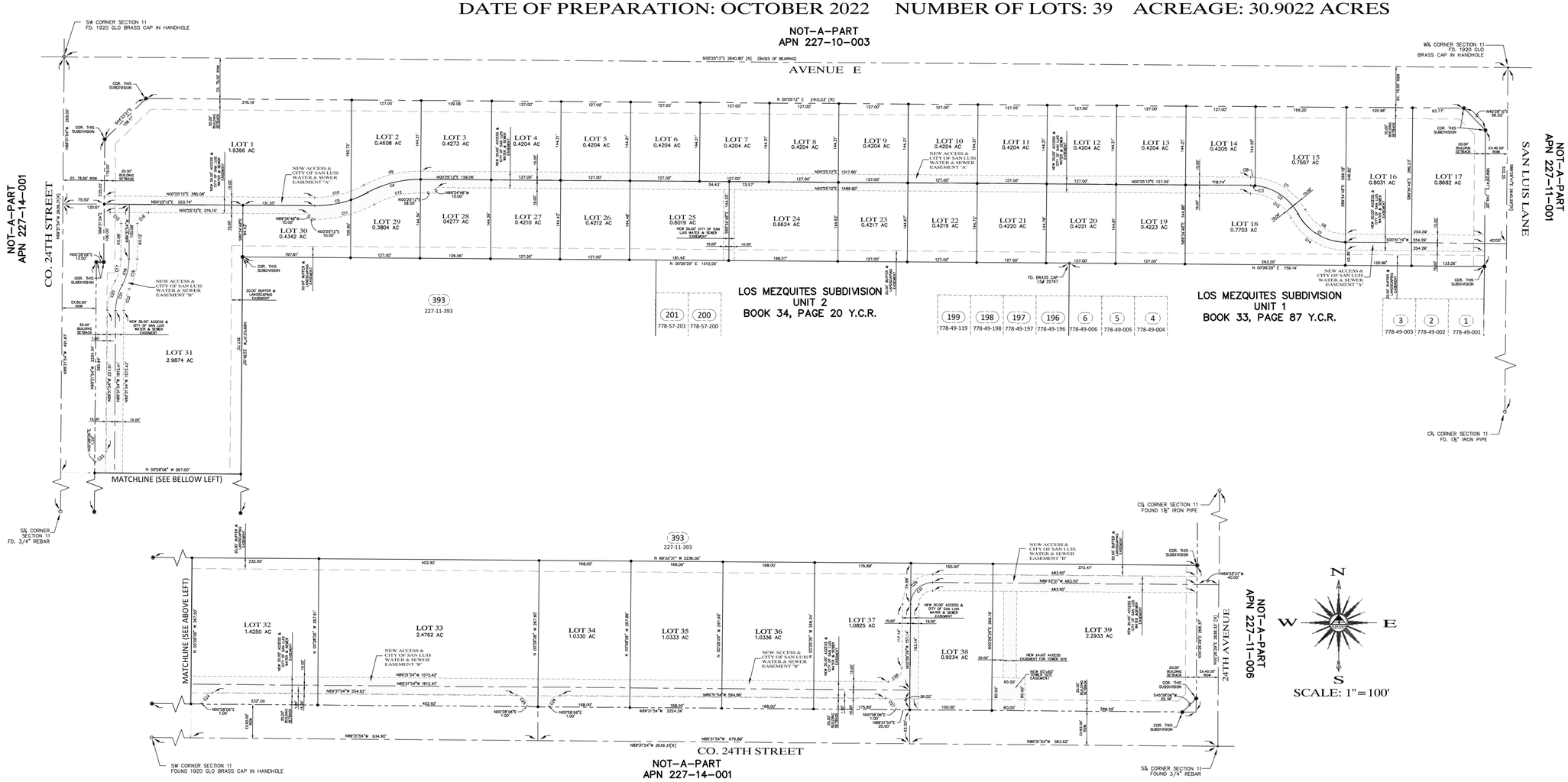
APPROVED BY:
JOSE A. GUZMAN

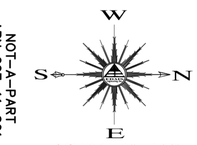
PLAZA COLIBRI COMMERCIAL SUBDIVISION

A SUBDIVISION OF "PARCEL C" OF THE AMENDED SAN LUIS PORT LOT SPLIT,
AS RECORDED IN BOOK 33, PAGE 64, YUMA COUNTY RECORDS.

BEING A PORTION OF THE SW$\frac{1}{4}$ OF SECTION 11, TOWNSHIP 11S, RANGE 24W, G&SRB&M.

DATE OF PREPARATION: OCTOBER 2022 NUMBER OF LOTS: 39 ACREAGE: 30.9022 ACRES





SCALE: 1"=100'

SCALE: 1"=100'

LOT AREAS

LOT	AREA		LOT	AREA	
1	84487.02 SF	1.9396 AC.	21	18382.21 SF	0.4220 AC.
2	20073.28 SF	0.4608 AC.	22	18376.19 SF	0.4219 AC.
3	18511.21 SF	0.4273 AC.	23	18370.18 SF	0.4217 AC.
4	18314.71 SF	0.4204 AC.	24	28854.77 SF	0.6624 AC.
5	18314.71 SF	0.4204 AC.	25	26219.73 SF	0.6019 AC.
6	18314.71 SF	0.4204 AC.	26	18346.15 SF	0.4212 AC.
7	18314.72 SF	0.4204 AC.	27	18360.14 SF	0.4210 AC.
8	18314.73 SF	0.4204 AC.	28	18630.87 SF	0.4277 AC.
9	18314.73 SF	0.4204 AC.	29	16568.45 SF	0.3804 AC.
10	18314.73 SF	0.4204 AC.	30	18914.57 SF	0.4342 AC.
11	18314.74 SF	0.4204 AC.	31	130132.96 SF	2.9874 AC.
12	18314.73 SF	0.4204 AC.	32	62073.68 SF	1.4250 AC.
13	18314.74 SF	0.4204 AC.	33	107864.99 SF	2.4762 AC.
14	18315.68 SF	0.4205 AC.	34	44997.43 SF	1.0330 AC.
15	32918.73 SF	0.7557 AC.	35	45010.67 SF	1.0333 AC.
16	34982.49 SF	0.8031 AC.	36	45023.92 SF	1.0336 AC.
17	37818.84 SF	0.8682 AC.	37	47152.62 SF	1.0825 AC.
18	33552.34 SF	0.7703 AC.	38	40223.50 SF	0.9234 AC.
19	18394.22 SF	0.4223 AC.	39	99898.24 SF	2.2933 AC.
20	18388.22 SF	0.4221 AC.			

CURVE DATA

CURVE	DELTA	CHORD DIRECTION	CHORD	TANGENT	RADIUS	LENGTH
C1	060°45'31"	N30°54'04"E	101.14'	58.62'	100.00'	106.04'
C2	056°07'27"	S33°13'06"W	94.09'	53.31'	100.00'	97.96'
C3	004°44'15"	S02°47'17"W	8.26'	4.14'	100.00'	8.27'
C4	028°53'32"	S14°01'34"E	99.79'	51.52'	200.00'	100.85'
C5	028°53'31"	N14°01'34"W	99.79'	51.52'	200.00'	100.85'
C6	060°45'31"	N30°54'04"E	85.97'	49.83'	85.00'	90.14'
C7	056°44'35"	S32°54'30"W	109.29'	62.11'	115.00'	113.89'
C8	004°07'05"	S02°28'43"W	8.26'	4.13'	115.00'	8.26'
C9	028°53'32"	S14°01'34"E	107.27'	55.39'	215.00'	108.42'
C10	028°53'31"	N14°01'34"W	92.30'	47.66'	185.00'	93.28'
C11	028°53'31"	N14°01'34"W	112.26'	57.96'	225.00'	113.46'
C12	028°53'32"	S14°01'34"E	87.31'	45.08'	175.00'	88.25'
C13	060°51'28"	S30°51'01"W	86.10'	49.93'	85.00'	90.29'
C14	060°45'31"	N30°54'04"E	116.32'	67.41'	115.00'	121.85'
C15	090°04'00"	S45°28'06"W	28.30'	20.02'	20.00'	31.44'
C16	089°57'08"	S44°33'21"E	28.27'	19.98'	20.00'	31.40'
C17	028°07'28"	N75°28'10"W	41.79'	21.54'	86.00'	42.21'
C18	028°07'28"	N75°28'10"W	49.08'	25.30'	101.00'	49.58'
C19	028°07'28"	N75°28'10"W	54.37'	28.06'	116.00'	56.94'
C20	028°07'28"	S75°28'10"E	55.40'	28.55'	114.00'	55.98'
C21	028°07'28"	S75°28'10"E	48.11'	24.80'	99.00'	48.60'
C22	028°07'28"	S75°28'10"E	40.82'	21.04'	84.00'	41.23'
C23	090°00'00"	N44°31'54"W	28.28'	20.00'	20.00'	31.42'
C24	090°00'00"	S45°28'06"W	28.28'	20.00'	20.00'	31.42'
C25	089°59'56"	N44°31'55"W	28.28'	20.00'	20.00'	31.42'
C26	090°00'01"	S45°28'05"W	28.28'	20.00'	20.00'	31.42'
C27	090°00'00"	N44°31'54"W	28.28'	20.00'	20.00'	31.42'
C28	090°00'00"	N45°28'06"E	35.36'	25.00'	25.00'	39.27'
C29	089°58'23"	S45°27'17"W	35.37'	24.97'	25.00'	39.27'
C30	089°58'23"	S45°27'17"W	35.35'	24.99'	25.00'	39.26'
C31	089°58'23"	S45°27'17"W	56.56'	39.98'	40.00'	62.81'

LEGEND

- PROPERTY LINE
- RIGHT OF WAY LINE
- CENTER LINE
- NEW EASEMENT LINE
- (199) EXISTING LOT NUMBER
- ROW RIGHT OF WAY
- APN ASSESSOR PARCEL NUMBER
- ○ EXISTING MONUMENT (TYPE AS SHOWN)
- ◉ NEW SUBDIVISION BOUNDARY MONUMENT AS PER CITY OF YUMA STD. NO. 4-015
- ● NEW LOT CORNER
- ([R]) INDICATES RECORD DATA AS PER AMENDED SAN LUIS PORT LOT SPLIT RECORDED IN BOOK 33. PAGE 64, YUMA COUNTY RECORDS. SIGNED DECEMBER 29, 2021 BY JUAN N. LOMELI

OWNER/SUBDIVIDER

RIEDEL HOLDINGS AZ LLC
P.O BOX 1649
SAN LUIS, AZ. 85349

NIEVES RIEDEL, OWNER

CURRENT ZONING

C-2 COMMERCIAL
APN: 227-11-012

BASIS OF BEARING

THE WEST SECTION LINE OF SECTION 11, TOWNSHIP 11 SOUTH, RANGE 24 WEST OF THE GILA AND SALT RIVER BASE MERIDIAN, YUMA COUNTY, ARIZONA NAMELY N00°25'12"E AS SHOWN ON AMENDED SAN LUIS PORT LOT SPLIT OF THE SW1/4 OF SECTION 11 T11S., R24W., BY EDAIS ENGINEERING INC. SIGNED DECEMBER 29, 2021 BY JUAN. N LOMELI.

ACKNOWLEDGMENT

STATE OF ARIZONA }
COUNTY OF YUMA } SS

ON THIS____ DAY OF____2022, BEFORE ME, THE UNDERSIGNED, PERSONALLY APPEARED, NIEVES RIEDEL, WHO ACKNOWLEDGED HERSELF TO BE OWNER AND THAT SHE AS OWNER BEING AUTHORIZED TO DO SO, EXECUTED THE FOREGOING INSTRUMENT FOR THE PURPOSE THEREIN CONTAINED BY SIGNING HER NAME.

IN WITNESS WHEREOF I HAVE SET MY HAND AND SEAL.

MY COMMISSION EXPIRES _____

BY_____

APPROVALS

STATE OF ARIZONA }
COUNTY OF YUMA } SS

THE SUBDIVISION AS PLATTED HEREON HAS BEEN APPROVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF SAN LUIS ARIZONA>

MAYOR _____ DATE

CITY MANAGER _____ DATE

DIRECTOR OF PLANNING AND ZONING _____ DATE

CITY ENGINEER _____ DATE

CITY PUBLIC WORKS DIRECTOR _____ DATE

EASEMENTS

ALL EASEMENTS SHOWN ON THIS MAP SHALL BE DEDICATED FOR THE PURPOSES SHOWN AND SET FORTH HEREON AND SHALL BECOME EFFECTIVE UPON RECORDATION OF THIS MAP:

1. THE EASEMENTS SHOWN AS "ACCESS EASEMENT" SHALL BE DEDICATED AS GENERAL ACCESS TO LOTS 1-41, EMERGENCY VEHICLES ACCESS AND REFUSE COLLECTION.

2. THE EASEMENTS SHOWN AS "CITY OF SAN LUIS WATER AND SEWER EASEMENT"SHALL BE DEDICATED FOR THE BENEFIT OF THE CITY OF SAN LUIS. THIS EASEMENT GRANTS UNTO THE CITY OF SAN LUIS THE RIGHT, PRIVILEGE AND EASEMENT TO ENTER UPON, SURVEY, TRAVEL ALONG, CONSTRUCT, RECONSTRUCT, LAY, RELAY, INCREASE THE SIZE OF, OPERATE, MAINTAIN AND REMOVE WATER PIPE LINES AND SEWER PIPE LINES INCLUDING DEVICES AND APPURTENANCE USES OR USEFUL IN THE OPERATION OF SAID PIPELINES, AND TO REMOVE OBJECTS INTERFERING THEREWITH, AT ANY AND ALL POINTS WITHIN, THROUGH, OVER AND ACROSS SAID EASEMENT SHOWN HEREWITH.

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT I AM A LAND SURVEYOR LISTED ON THE ROSTER OF ACTIVE REGISTRANTS BY THE STATE BOARD OF TECHNICAL REGISTRATION OF ARIZONA AND THAT THIS MAP CONSISTING OF ONE (1) SHEETS CORRECTLY REPRESENTS A SURVEY MADE UNDER MY SUPERVISION DURING OCTOBER 2022. THAT ALL MONUMENTS SHOWN HEREON ACTUALLY EXIST AND THEIR POSITIONS ARE CORRECTLY SHOWN.

FOR REVIEW ONLY
NOT FOR RECORDING

BY:_____ DATE

SURVEYOR'S NOTE

ALL NEW PROPERTY CORNERS TO BE SET WITH A 1/2" REBAR WITH CAP STAMPED "L.S. 49335"

PREPARED BY:

Edais Engineering, Inc.
3075 S. AVENUE 4 E
YUMA, ARIZONA 85365
(928) 344-3566

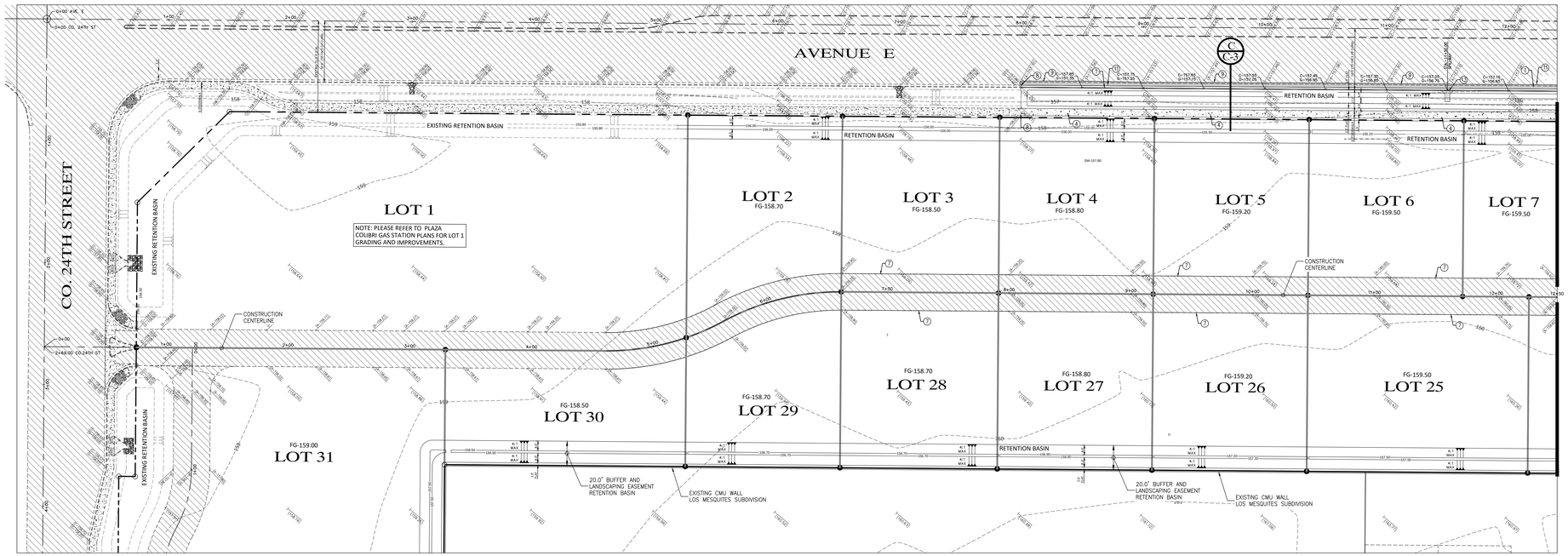
JOB# 22-022

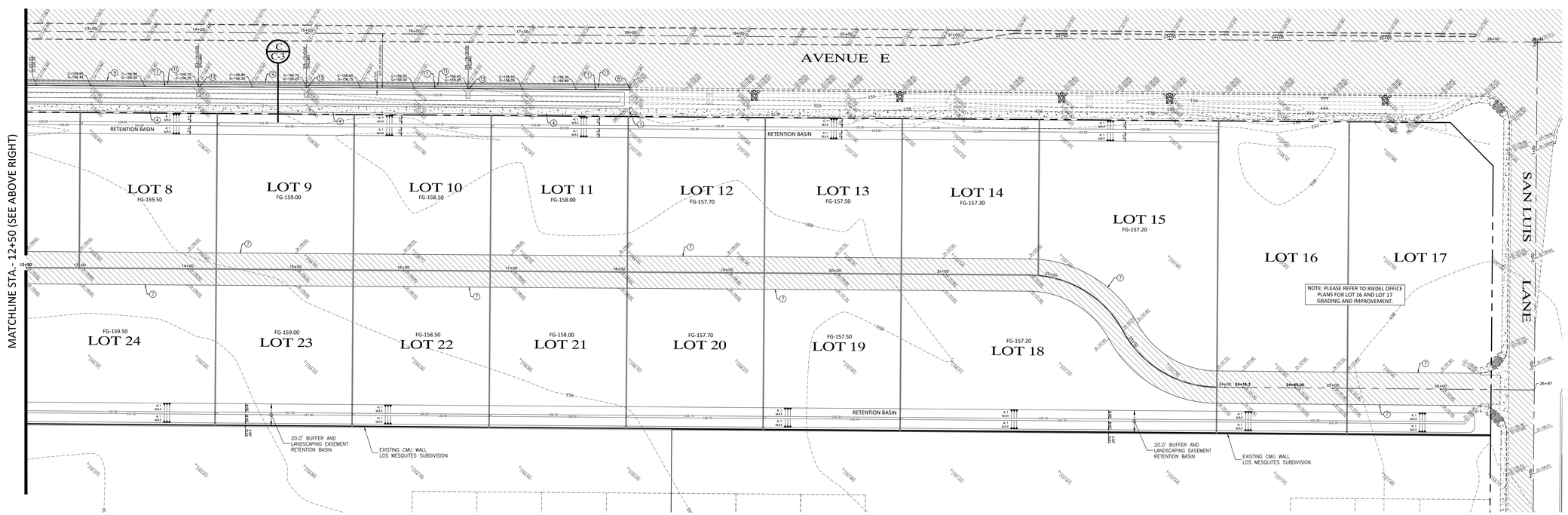
KEYNOTES:

1. NEW VERTICAL CURB & GUTTER AS PER CITY OF YUMA STD. NO. 3–060
2. NEW AC PAVEMENT – SEE DETAIL 1/C-1
3. NEW CONCRETE SPILLWAY – SEE DETAIL 2/C-1
4. NEW SIDEWALK 6' PER CITY OF YUMA STD. NO. 3–135
5. NEW CONCRETE SIDEWALK RAMP AS PER CITY OF YUMA STD. NO. 3–145
6. NEW 8' CROSS VALLEY GUTTER AS PER CITY OF YUMA STD. NO. 3–095 & 3–085 (SIZE AS PER PLANS)
7. NEW EDGE OF PAVEMENT – SEE DETAIL 6/C-1
8. MATCH TO EXISTING VERTICAL CURB, GUTTER, SIDEWALK AND/OR AC PAVEMENT
9. SAWCUT 1' OF EXISTING PAVEMENT, MATCH NEW PAVEMENT TO EXISTING
10. REMOVE EXISTING BARRICADE
11. NEW 4" MIN AC PAVEMENT OVER 12" ABC COMPACTED TO 100% AS PER AASHTO T99
12. NEW DRIVEWAY AS PER CITY O YUMA STD. NO. 3–120
13. NEW 2' WIDE OPENING W/4' WIDE ROCK SPILLWAY
14. NEW STREET LIGHT BY DEVELOPER AS PER CITY OF YUMA STANDARD NO. 7-010 & 7-040

W S N E

SCALE: 1"=50'





LEGEND

	CENTERLINE
	BOUNDARY LINE
	EXISTING ASPHALT
	EXISTING VERTICAL CURB AND GUTTER
	NEW ASPHALT
	NEW VERTICAL CURB AND GUTTER
(159.00)	EXISTING NATURAL SOIL ELEVATION
(A–159.00)	EXISTING ASPHALT ELEVATION
(C–157.79) (G–157.29)	EXISTING CURB & GUTTER ELEVATION
LOT 1	NEW LOT NUMBER
A-122.50	NEW ASPHALT ELEVATION
C-159.98 G-159.48	NEW CURB & GUTTER ELEVATION
0.2%	NEW SLOPE
4:1	RETENTION SLOPE
–G.B.–	GRADE BREAK
●	NEW SUBDIVISION BOUNDARY MONUMENT AS PER CITY OF YUMA STD. DETAIL No. 04-015
F.G.	FINISH GRADE ELEVATION

REVISIONS

PAVING & GRADING PLAN

PLAZA COLIBRI COMMERCIAL SUBDIVISION

EDAIS Engineering, Inc.
Professional Engineers
3075 S. Ave. 4E
Yuma, AZ 85365
najeh@Edaisgroup.com (928) 344–3566
www.edaisengineering.com

Registered Professional Engineer (Civil) CERTIFICATE NO. 26844 NAJEH K. EDAIS Date Signed 3/13/23 ARIZONA, U.S.A. EXPIRES 3/31/24

DATE: 2022
DRAWN: JAT
CHECKED: NKE
PROJECT: 22-022
SHEET NUMBER
C-1

KEYNOTES:

1. NEW VERTICAL CURB & GUTTER AS PER CITY OF YUMA STD. NO. 3-060
2. NEW AC PAVEMENT – SEE DETAIL
3. NEW 4' WIDE CONCRETE SPILLWAY – SEE DETAIL
4. NEW SIDEWALK 6' PER CITY OF YUMA STD. NO. 3-135
5. NEW CONCRETE SIDEWALK RAMP AS PER CITY OF YUMA STD. NO. 3-145
6. NEW 8' CROSS VALLEY GUTTER AS PER CITY OF YUMA STD. NO. 3-095 & 3-085 (SIZE AS PER PLANS)
7. NEW EDGE OF PAVEMENT – SEE DETAIL
8. MATCH TO EXISTING VERTICAL CURB, GUTTER, SIDEWALK AND/OR AC PAVEMENT
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14. NEW STREET LIGHT BY DEVELOPER AS PER CITY OF YUMA STANDARD NO. 7-010 & 7-040

W S N E

SCALE: 1"=50'

LEGEND

	CENTERLINE
	BOUNDARY LINE
	EXISTING ASPHALT
	EXISTING VERTICAL CURB AND GUTTER
	NEW ASPHALT
	NEW VERTICAL CURB AND GUTTER
(159.00)	EXISTING NATURAL SOIL ELEVATION
(A-159.00)	EXISTING ASPHALT ELEVATION
(C-157.79) (G-157.29)	EXISTING CURB & GUTTER ELEVATION
LOT 1	NEW LOT NUMBER
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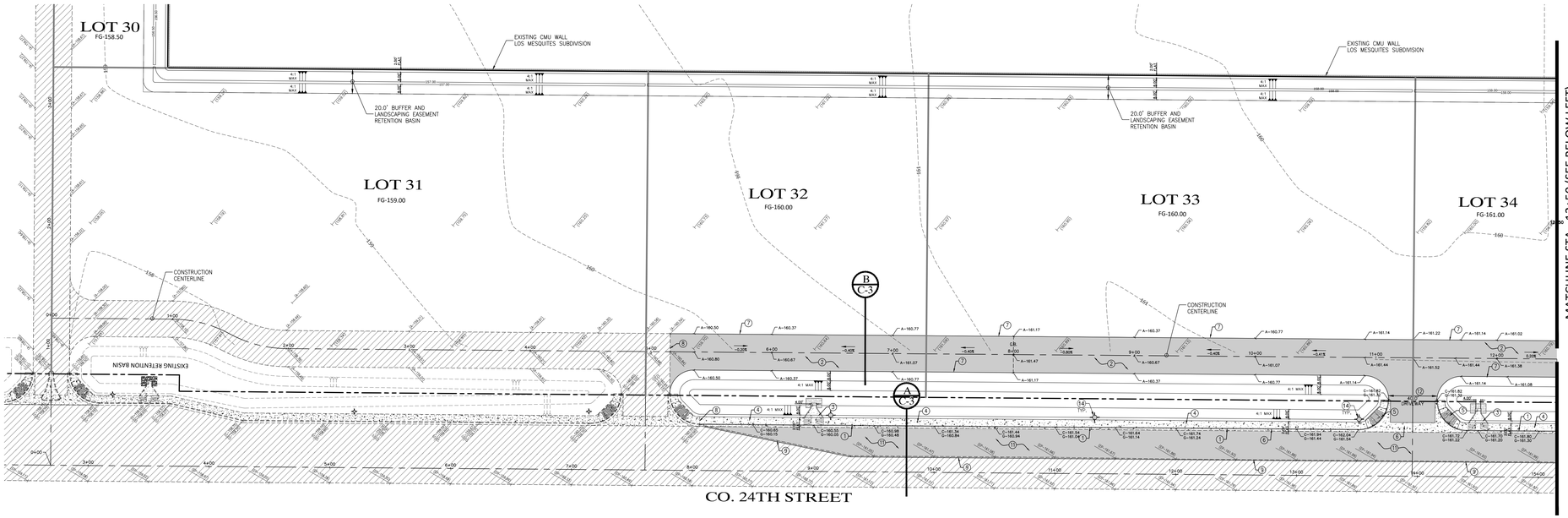
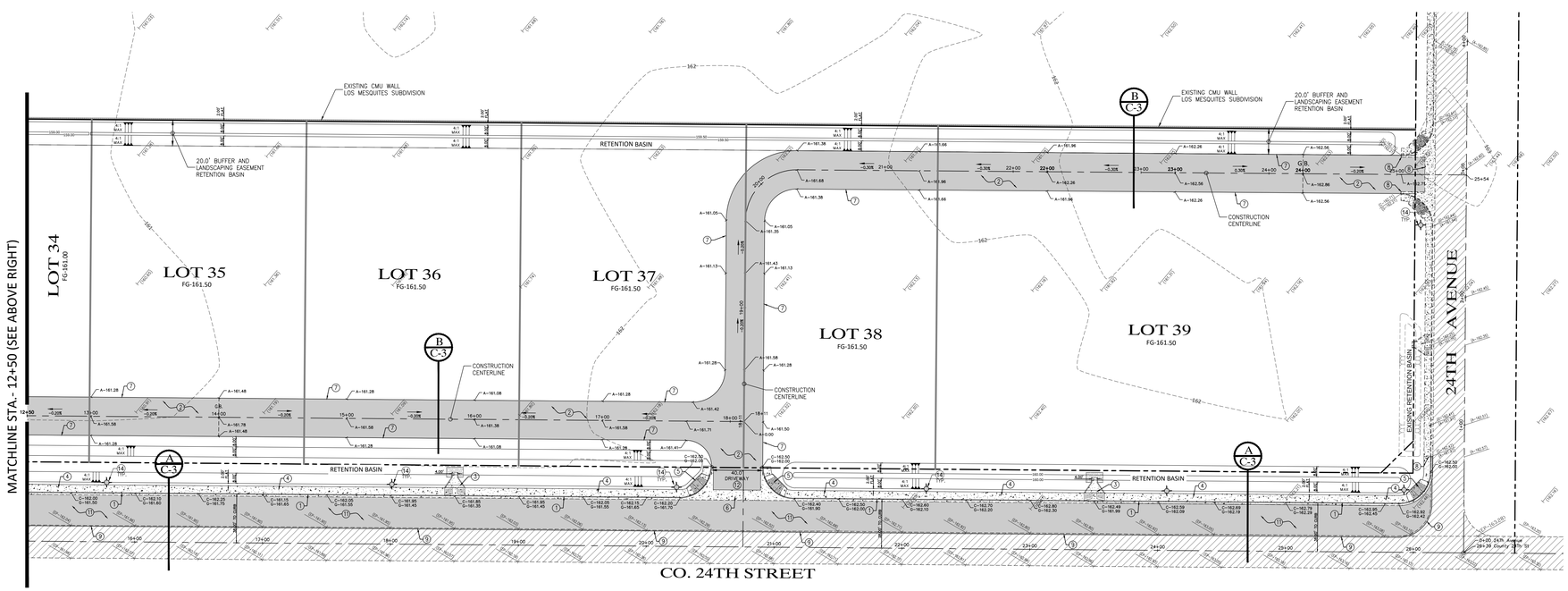
C-159.98 G-159.48	NEW CURB & GUTTER ELEVATION
0.2%	NEW SLOPE
4:1	RETENTION SLOPE
G.B.	GRADE BREAK
●	NEW SUBDIVISION BOUNDARY MONUMENT AS PER CITY OF YUMA STD. DETAIL No. 04-015
F.G.	FINISH GRADE ELEVATION





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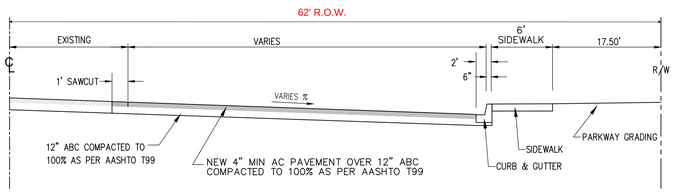
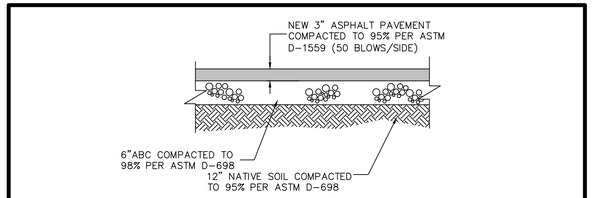
Registered Professional Engineer (Civil) 26844 NAJEH K. EDAIS Date Signed 3/13/23 ARIZONA, U.S.A. EXPIRES 3/31/24

DATE:	2022
DRAWN:	JAT
CHECKED:	NKE
PROJECT:	22-022
SHEET NUMBER	C-2



COUNTY 24TH STREET SECTION

NTS A C-3



PAVEMENT SECTION

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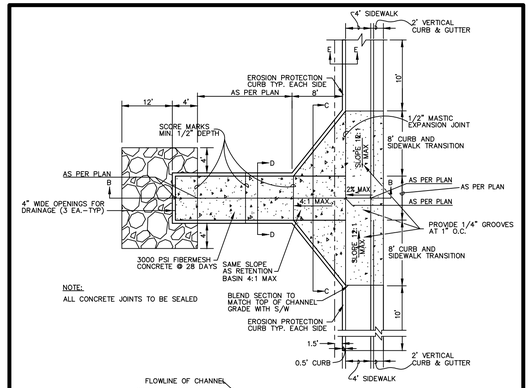
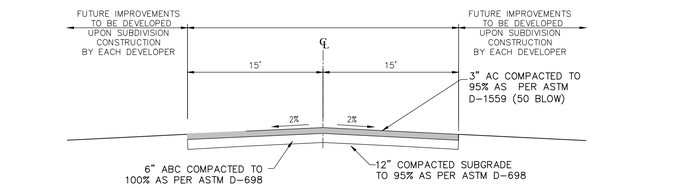


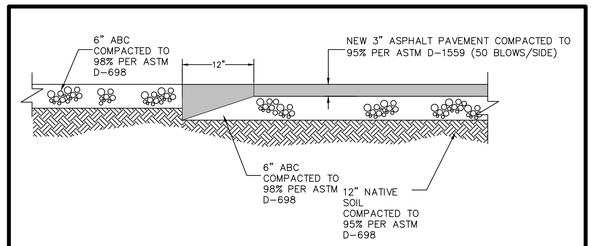
CONCRETE SPILLWAY

NTS G C-3



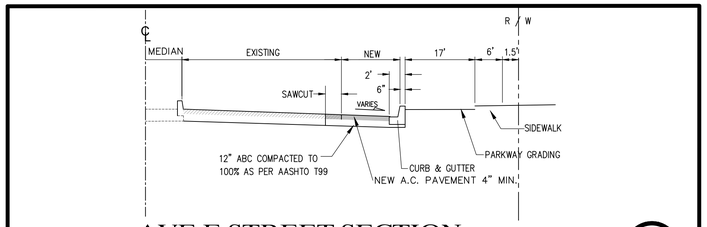
INTERIOR STREET SECTION

NTS B C-3



EDGE PAVEMENT SECTION

NTS E C-3



AVE E STREET SECTION

NTS C C-3

REVISIONS

PAVING & GRADING DETAILS

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3075 S. Ave. 4E
Yuma, Arizona 85365
najeh@Edaisgroup.com (928) 344-3566
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Registered Professional Engineer (Civil)
CERTIFICATE NO. 26844
NAJEH K. EDAIS
Date Signed 3/1/23
ARIZONA, U.S.A.
EXPIRES 3/31/24

DATE: 2022

DRAWN: JAT

CHECKED: NKE

PROJECT: 22-022

SHEET NUMBER

C-3

LEGEND

	CENTERLINE
	PROPERTY LINE
	WATER & SEWER EASMENT
— W —	EXISTING PVC WATER MAIN
— S —	EXISTING PVC SEWER LINE
— SFM —	EXISTING PVC SEWER FORCE MAIN LINE
W	NEW PVC WATER MAIN
S	NEW PVC SEWER LINE
393	EXISTING LOT NUMBER
WV	EXISTING WATER VALVE
EX.MH	EXISTING MANHOLE
	NEW SEWER SERVICE
	NEW SINGLE WATER SERVICE
	NEW DUAL WATER SERVICE
	NEW FIRE LINE SERVICE
	NEW THRUST BLOCK
	NEW WATER VALVE
MH	NEW SEWER MANHOLE
CO	NEW SEWER CLEANOUT
	NEW FIRE HYDRANT
RIM.	NEW RIM ELEVATION
INV.	NEW INVERT ELEVATION

WATER/SEWER CONSTRUCTION KEYNOTES

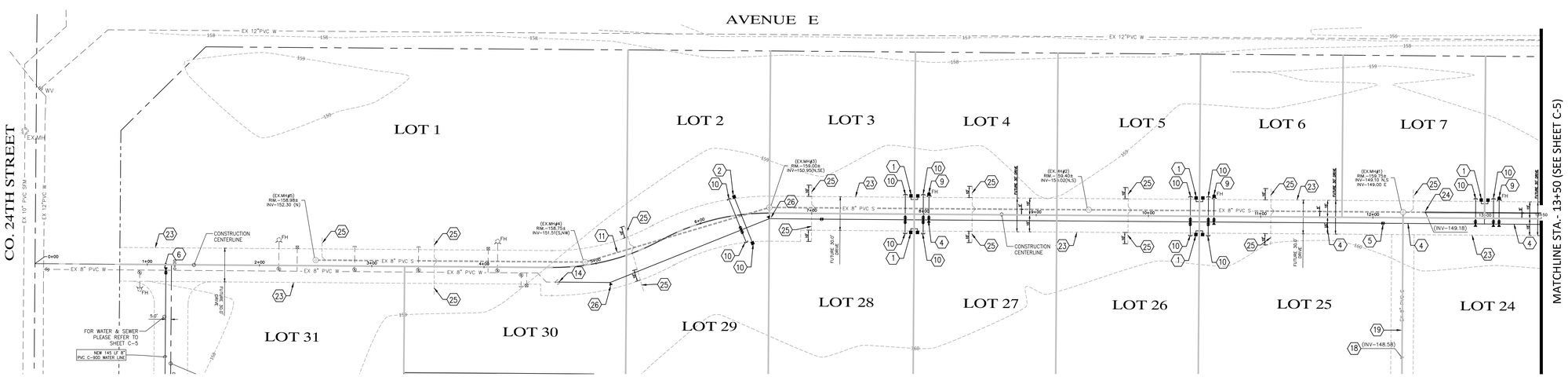
1. INSTALL 1" DUAL WATER SERVICE (TYP.) AS PER CITY OF YUMA STD. NO. 5-045 & 5-055
2. INSTALL 1" SINGLE WATER SERVICE (TYP.) AS PER CITY OF YUMA STD. NO. 5-035 & 5-055
3. INSTALL 2" SINGLE WATER SERVICE (TYP.) AS PER CITY OF YUMA STD. NO. 5-035 & 5-055
4. INSTALL NEW 8" PVC C-900 WATER LINE PER CITY OF YUMA STANDARDS AND SPECIFICATIONS
5. INSTALL 8" GATE VALVE W/ V.B. & C. AS PER CITY OF YUMA STD. NO. 5-065 & 5-075
6. INSTALL 8" X 8" TEE W/ THRUST BLOCK AS PER CITY OF YUMA STD. NO. 5-020 & 5-025
7. INSTALL 8" 90° ELL W/THRUST BLOCK AS PER CITY OF YUMA STD. NO. 5-020 & 5-025
8. INSTALL 8" 45° ELL W/THRUST BLOCK AS PER CITY OF YUMA STD. NO. 5-020 & 5-025
9. INSTALL 6" FIRE HYDRANT COMPLETE AS PER CITY OF YUMA STD. NO. 5-155
10. NEW 6" FIRE LINE W/END PLUG, ADD THRUST BLOCK AS PER CITY OF YUMA STD. NO. 5-020 & 5-025 WHEN NECESSARY
11. INSTALL NEW 8" PVC SDR-35 SEWER LINE PER CITY OF YUMA STANDARDS AND SPECIFICATIONS
12. NEW 8"X12" TAPPING SLEEVE W/ THRUST BLOCK AND 8" G.V. W/VB&C – AS PER CITY OF YUMA STD. NO. 5-020,5-025,5-065,5-075 & 5-080
13. NEW 8"X10" TAPPING SLEEVE W/ THRUST BLOCK AND 8" G.V. W/VB&C – AS PER CITY OF YUMA STD. NO. 5-020,5-025,5-065,5-075 & 5-080
14. REMOVE EXISTING BLOWOFF VALVE & CONNECT TO EXISTING 8" WATER
15. INSTALL 6" SEWER SERVICE (TYP.) PER CITY OF YUMA STD. NO. 6-015
16. CONSTRUCT NEW SANITARY SEWER POLYMER MANHOLE WITH GRADE RINGS AS PER CITY OF SAN LUIS SUPPLEMENT TO CITY OF YUMA, AND MAC UNIFORM STANDARD SPECIFICATIONS
17. INSTALL NEW SANITARY SEWER CLEANOUT AS PER CITY OF YUMA STD. NO. 6-005
18. CONNECT TO EXISTING SEWER STUB. (CONTRACTOR TO VERIFY DEPTH AND LOCATION)
19. EXISTING 8" SEWER LINE FROM LOS MEZQUITES UNIT 2 SUBDIVISION
20. NEW 8"X12" TAPPING SLEEVE W/ THRUST BLOCK AND 8" G.V. W/VB&C – AS PER CITY OF YUMA STD. NO. 5-020,5-025,5-065,5-075 & 5-080
21. SAWCUT & REMOVE EXISTING PAVEMENT AS NECESARY & REPLACE W/NEW AC PAVEMENT
22. INSTALL NEW 6" PVC SDR-35 SEWER LINE PER CITY OF YUMA STANDARDS AND SPECIFICATIONS
23. CITY OF SAN LUIS WATER & SEWER EASEMENT LINE
24. CONNECT TO EXISTING SEWER LINE (CONTRACTOR TO VERIFY LOCATION AND DEPTH)
25. EXISTING 6" SEWER SERVICE (TYP.)
26. INSTALL 8" 22.5° ELL W/THRUST BLOCK AS PER CITY OF YUMA STD. NO. 5-020 & 5-025

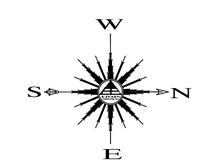
UTILITY WARNING

THE UNDERGROUND UTILITIES SHOWN HAVE BEEN LOCATED FROM FIELD SURVEY INFORMATION AND EXISTING DRAWINGS. THE SURVEYOR MAKES NO GUARANTEE THAT THE UNDERGROUND UTILITIES SHOWN COMPRISE ALL SUCH UTILITIES IN THE AREA, EITHER IN SERVICE OR ABANDONED. THE SURVEYOR FURTHER DOES NOT WARRANT THAT THE UNDERGROUND UTILITIES SHOWN ARE IN THE EXACT LOCATION INDICATED ALTHOUGH HE DOES CERTIFY THAT THEY ARE LOCATED AS ACCURATELY AS POSSIBLE FROM INFORMATION AVAILABLE. THE SURVEYOR HAS NOT PHYSICALLY LOCATED THE UNDERGROUND UTILITIES.

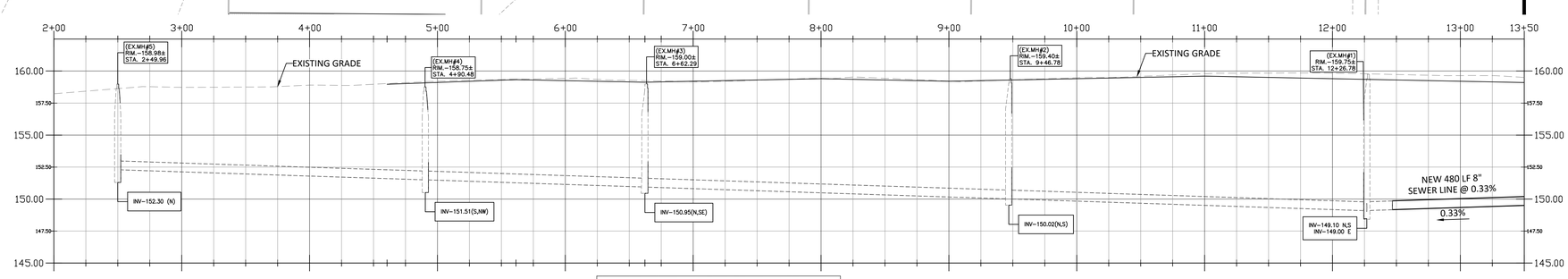
WATER LINE MAXIMUM BENDING ALLOWANCE SCHEDULE

PIPE DIAMETER (IN)	MINIMUM RADIUS (FT)
12"	315'
10"	265'
8"	215'
6"	165'
4"	110'
2"	60'
1"	50'





SCALE HORIZ: 1"=50'
SCALE VERT: 1"=5'



WATER & SEWER PROFILE 1

REVISIONS

WATER & SEWER PLAN & PROFILE

PLAZA COLIBRI COMMERCIAL SUBDIVISION

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Registered Professional Engineer (Civil) CERTIFICATE NO. 26844 NAJEH K. EDAIS Date Signed 3/13/23 ARIZONA, U.S.A. EXPIRES 3/31/24

DATE:	2022
DRAWN:	JAT
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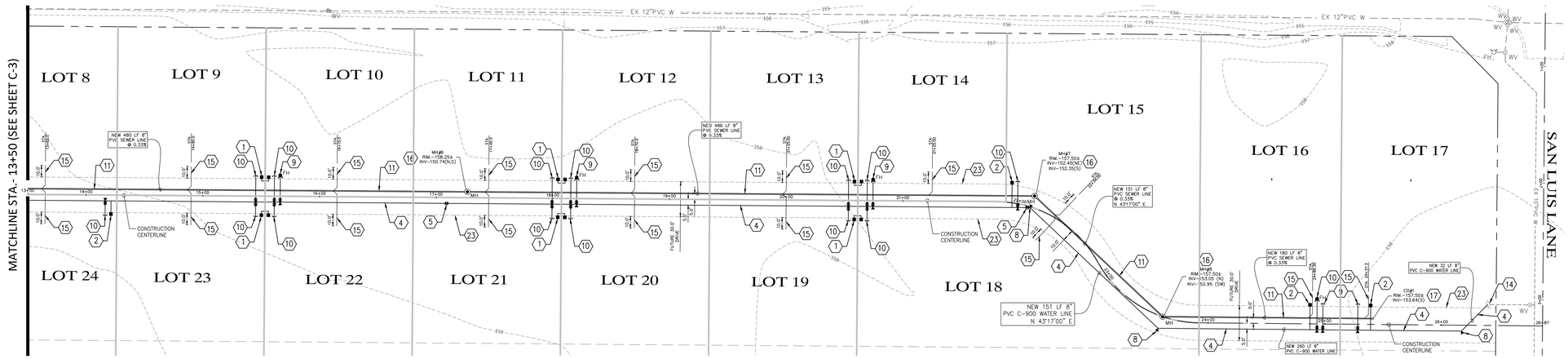
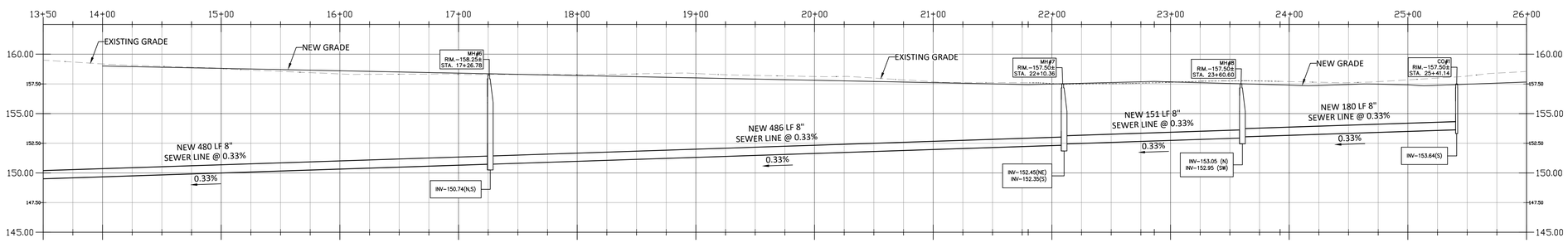
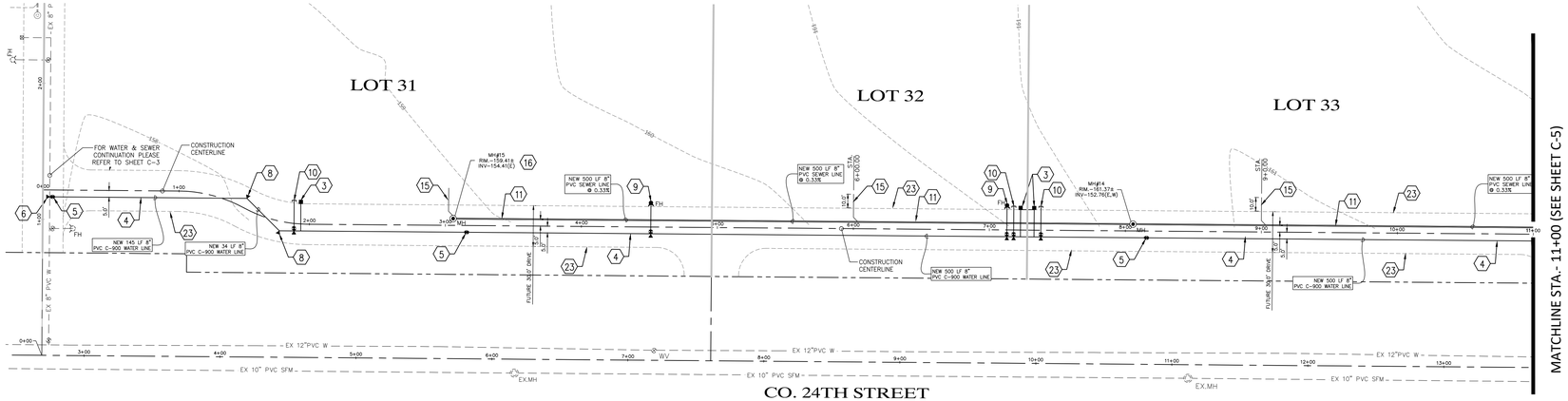
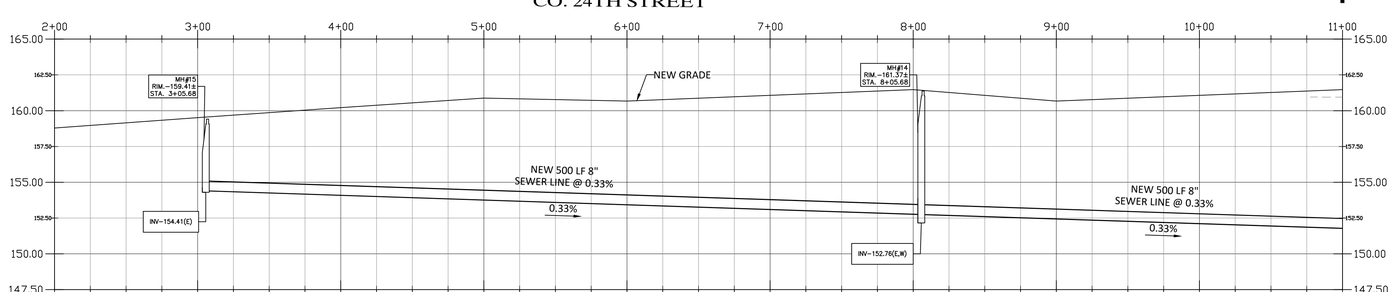
PROJECT:	22-022
SHEET NUMBER	C-4





WATER & SEWER PROFILE 2





WATER & SEWER PROFILE 3

SCALE HORIZ: 1"=50'
SCALE VERT: 1"=5'

SCALE HORIZ: 1"=50'
SCALE VERT: 1"=5'

NOTES:

1. FOR LEGEND & CONSTRUCTION NOTES PLEASE REFER TO SHEET C-4.
2. SEE SUBDIVISION PLAT FOR ALL DIMENSIONS.
3. SEE PAVING AND GRADING PLAN FOR ALL GRADES.
4. TRENCHING AND BACKFILLING FOR WATER AND SEWER LINES TO BE IN ACCORDANCE WITH CITY OF YUMA STD. 5-010
5. THE CITY OF SAN LUIS WILL ONLY ACCEPT CLOW OR WATEROUS WB-67 FIRE HYDRANTS.
6. THE CITY OF SAN LUIS REQUIRE THAT ALL FITTINGS TO HAVE MEGA LUG OR APPROVED EQUAL MECHANICAL RESTRAINS AND VERTICAL BENDS TO BE MJ RESTRAINED AT THE BENDS PLUS ONE ADDITIONAL RESTRAINT 20' UPSTREAM AND DOWNSTREAM OF THE BEND.

REVISIONS

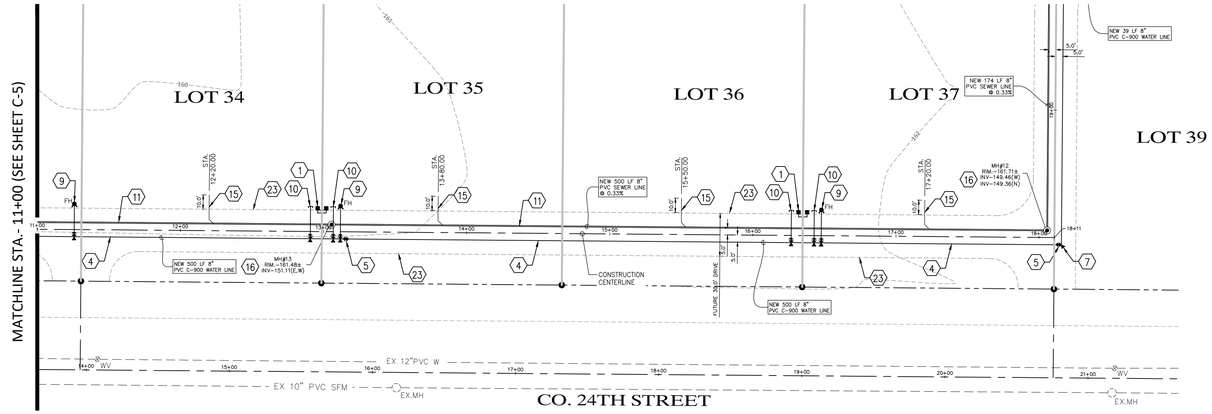
WATER & SEWER PLAN & PROFILE

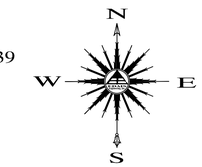
PLAZA COLIBRI COMMERCIAL SUBDIVISION

EDAIS Engineering, Inc.
3075 S. Ave. 4E
Yuma, Arizona 85365
najeh@edaisgroup.com (928) 344-3568
www.edaisengineering.com

Registered Professional Engineer (Civil) CERTIFICATE NO. 26844 NAJEH K. EDAIS Date Signed 3/13/23 ARIZONA, U.S.A. EXPIRES 3/31/24

DATE: 2022
DRAWN: JAT
CHECKED: NKE
PROJECT: 22-022
SHEET NUMBER
C-5





SCALE HORIZ: 1"=50'
SCALE VERT: 1"=5'

NOTES:

1. FOR LEGEND & CONSTRUCTION NOTES PLEASE REFER TO SHEET C-3.
2. SEE SUBDIVISION PLAT FOR ALL DIMENSIONS.
3. SEE PAVING AND GRADING PLAN FOR ALL GRADES.
4. TRENCHING AND BACKFILLING FOR WATER AND SEWER LINES TO BE IN ACCORDANCE WITH CITY OF YUMA STD. 5-010
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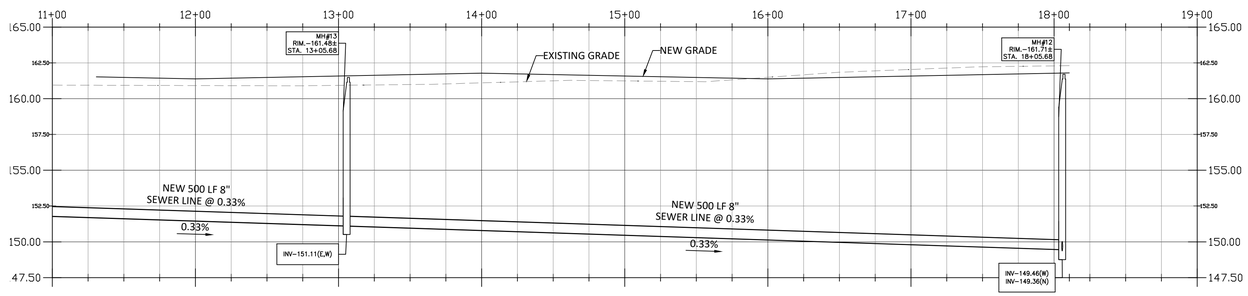
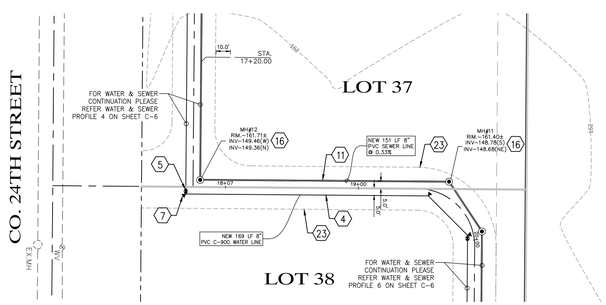
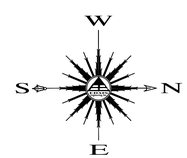
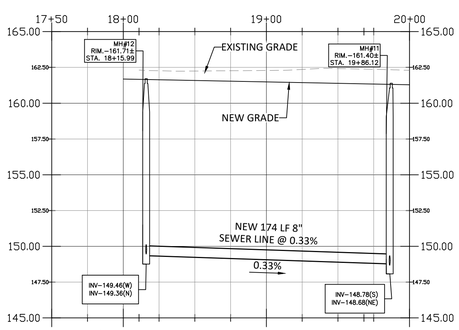


WATER & SEWER PROFILE 4

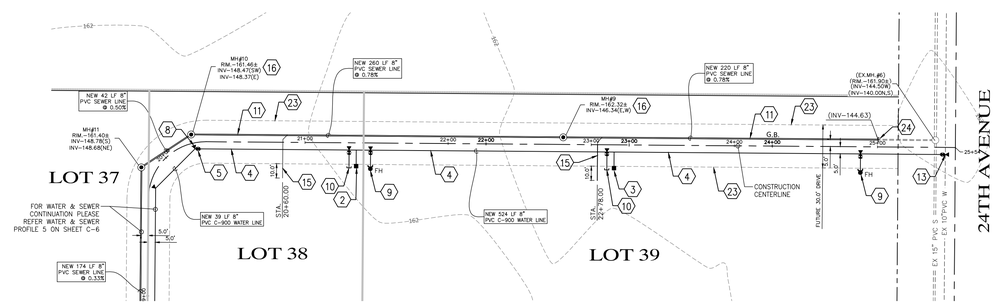


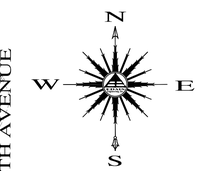


SCALE HORIZ: 1"=50'
SCALE VERT: 1"=5'

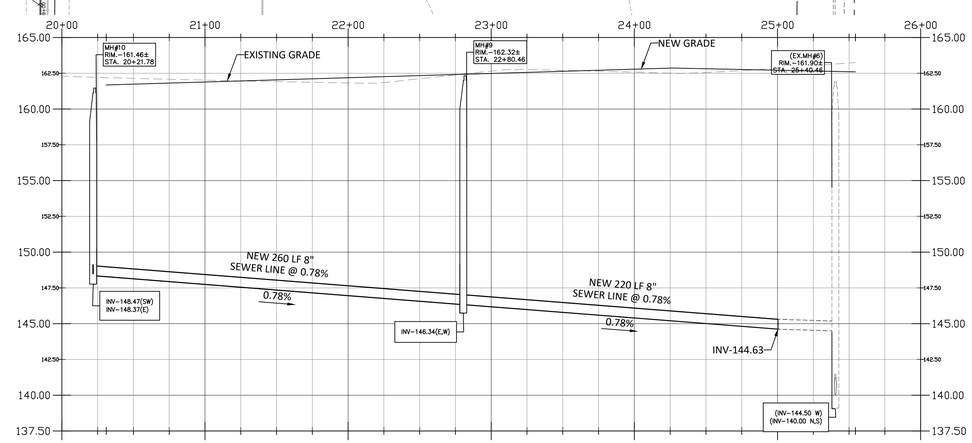


WATER & SEWER PROFILE 5





SCALE HORIZ: 1"=50'
SCALE VERT: 1"=5'



WATER & SEWER PROFILE 6

REVISIONS

WATER & SEWER PLAN & PROFILE

PLAZA COLIBRI COMMERCIAL SUBDIVISION

EDAIS Engineering, Inc.
Civil Engineers
3075 S. Ave. 4E
Yuma, Arizona 85365
najeh@Edaisgroup.com (928) 344-3566
www.edaisengineering.com

Registered Professional Engineer (Civil) CERTIFICATE NO. 26844 NAJEH K. EDAIS Date Signed 3/13/23 ARIZONA, U.S.A. EXPIRES 3/31/24

DATE:	2022
DRAWN:	JAT
CHECKED:	NKE
PROJECT:	22-022
SHEET NUMBER	C-6

PLANT LEGEND

TREES

SYMBOL	COMMON NAME	BOTANICAL NAME	
	Red Pistach	Pistacia Chnensis	24 BOX
	Elm	Ulmus Parviflora	24 BOX
	Live Oak	Cuercus Virginiana	24 BOX
	Bottle	Popular	24 BOX

SHRUBS

SYMBOL	COMMON NAME	BOTANICAL NAME	
	Arizona Yellow Bells	Techoma Stans	5 GAL
	Red Bird of paradise	Caesalpinia Pulcherimma	5 GAL
	Red yucca	Hesperaloe Parviflora	1 GAL
	Orange Bells	Techoma Hybrid	5 GAL
	Yellow Mound Lantana	Lantana Camara	1 GAL
	Choral Fountain	Russelia Equoiseformis	1 GAL

GROUND COVER/HARDSCAPES

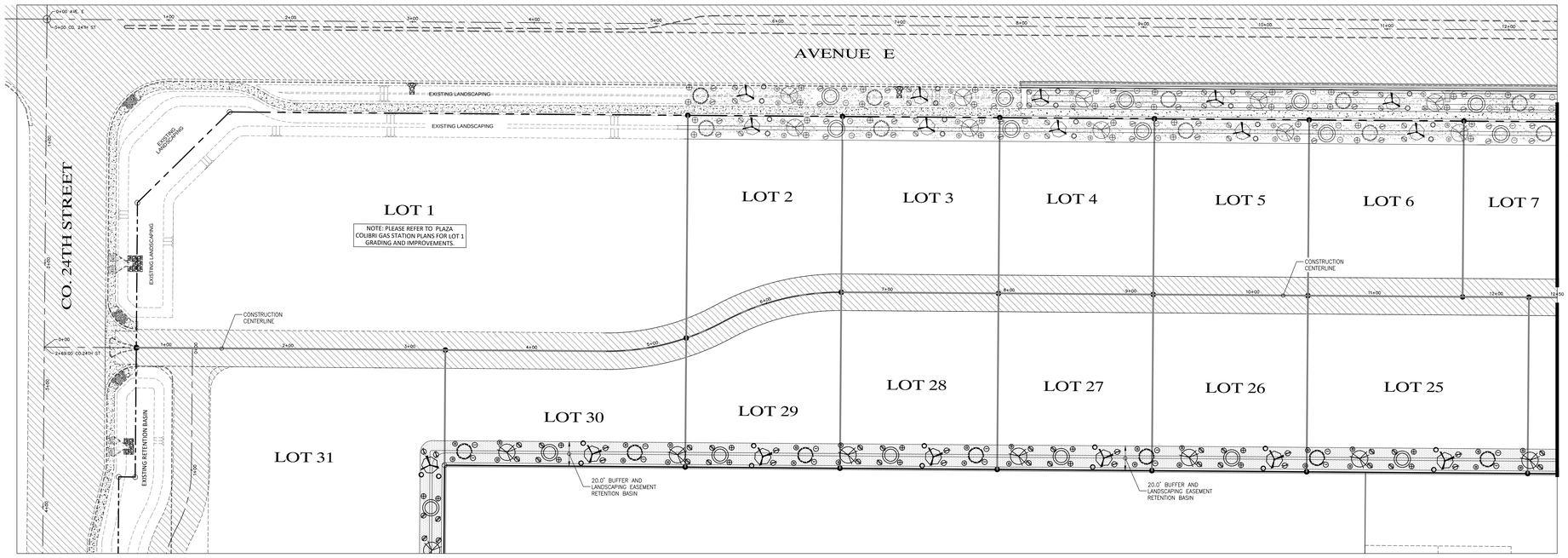
3/4" Yuma White d.g.

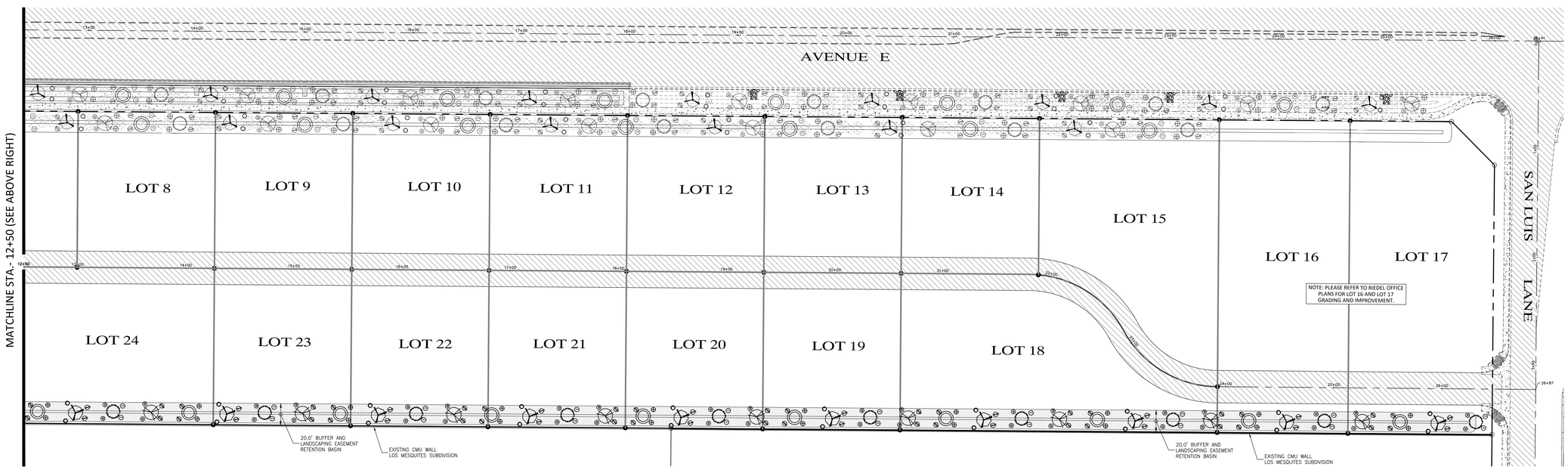
NOTES:

1. This Preliminary Landscaping Plan is to be used as a guide to when lots are developed.
2. Irrigation will be served from each lot for their part of landscaping.

W S N E

SCALE: 1"=50'





REVISIONS

PRELIMINARY LANDSCAPING PLAN

PLAZA COLIBRI COMMERCIAL SUBDIVISION

EDAIS Engineering, Inc.
Consulting Engineers
3075 S. Ave. 4E
Yuma, Arizona 85365
(928) 344-3566
ralph@Edaisgroup.com
www.edaisengineering.com

PRELIMINARY NOT FOR CONSTRUCTION

DATE:	2023
DRAWN:	JAT
CHECKED:	NKE
PROJECT:	22-022
SHEET NUMBER	LS1

PLANT LEGEND

TREES

SYMBOL	COMMON NAME	BOTANICAL NAME	
	Red Pistach	Pistacia Chnensis	24 BOX
	Elm	Ulmus Parviflora	24 BOX
	Live Oak	Cuercus Virginiana	24 BOX
	Bottle	Popular	24 BOX

SHRUBS

SYMBOL	COMMON NAME	BOTANICAL NAME	
	Arizona Yellow Bells	Techoma Stans	5 GAL
	Red Bird of paradise	Caesalpinia Pulcberimma	5 GAL
	Red yucca	Hesperaloe Parviflora	1 GAL
	Orange Bells	Techoma Hybrid	5 GAL
	Yellow Mound Lantana	Lantana Camara	1 GAL
	Choral Fountain	Russelia Equoiseformis	1 GAL

GROUND COVER/HARDSCAPES

3/4" Yuma White d.g.

NOTES:

1. This Preliminary Landscaping Plan is to be used as a guide to when lots are developed.
2. Irrigation will be served from each lot for their part of landscaping.

W
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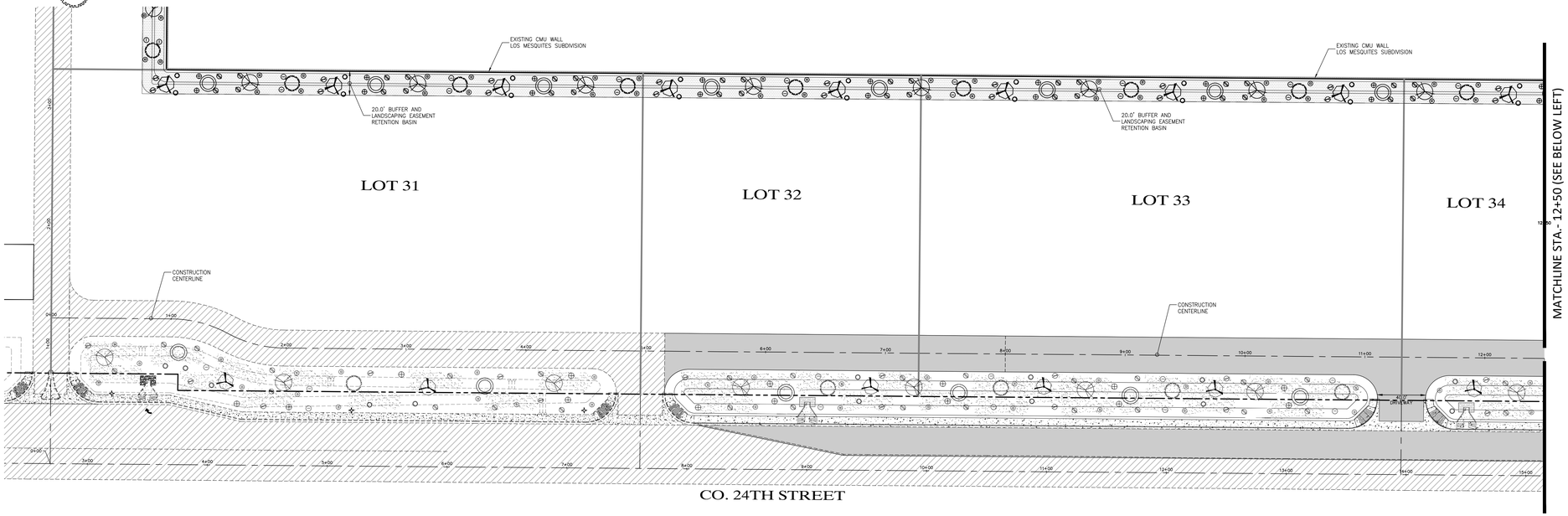
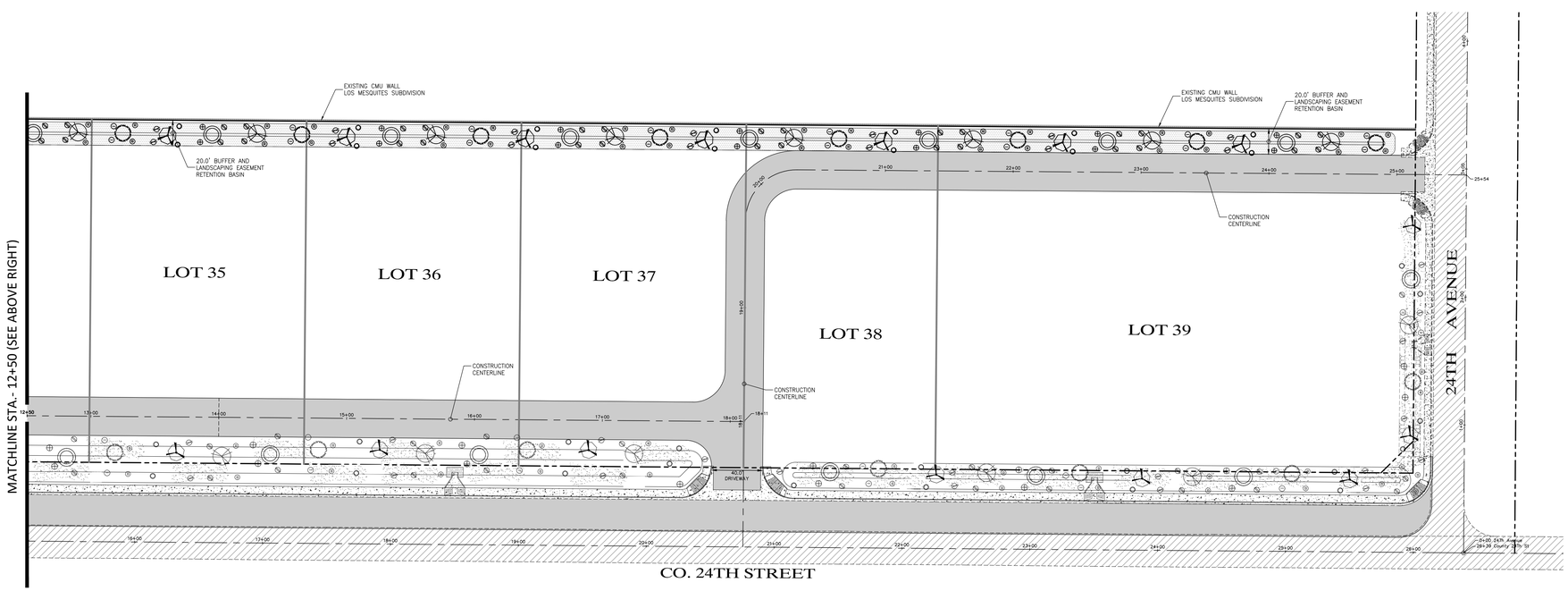
SCALE: 1"=50'





REVISIONS

PRELIMINARY LANDSCAPING PLAN

PLAZA COLIBRI COMMERCIAL SUBDIVISION

EDAIS Engineering, Inc.
Civil Engineers
3075 S. Ave. 4E
Yuma, Arizona 85365
(928) 344-3566
ralph@Edaisgroup.com
www.edaisengineering.com

PRELIMINARY
NOT FOR
CONSTRUCTION

DATE: 2022
DRAWN: JAT
CHECKED: NKE
PROJECT: 22-022
SHEET NUMBER
LS2

City of San Luis

Planning and Zoning Department

Development Services · GIS · Building Safety · Code Enforcement

April 07, 2023

Najeh Edais
Edais Engineering
3075 S. Avenue 4E
Yuma, AZ 85365

Re: Subdivision Case No. 2023-0134F Plaza Colibri Commercial Subdivision

City staff has reviewed the final plat for Plaza Colibri Commercial Subdivision and have the following comments:

City Engineer:

Plat-

-Previous Comment 5 - An improvement district or other suitable vehicle for paying for and performing maintenance and repair of the "Access Easement" shall be established. The "Access Easement" will not be maintained or repaired by the City. It must also be kept accessible to City emergency vehicles at all times.

Improvement Plans-

Paving and Grading Plans-

-Previous Comment 1 – Retention basins not allowed within County 24th roadway right-of-way. The retention basins shown parallel to County 24th and within its right-of-way shall be relocated to be fully within the subdivision lots.

-Previous Comment 4 - Provide Drainage Report. Drainage report provided.

New Comment - Revise drainage report to include calculations for the adjacent roadway right-of-ways and the sizing of retention basins for the roadway drainage.

Water and Sewer Plans-

-Previous Comment 2 - Provide copies of ADEQ approvals if not previously submitted

Landscaping Plans (1st Submittal)-

-Provide landscaping for adjacent street right-of-ways.

Planning and Zoning Department:

-Show street lights along County 24th Street

-Provide CC&R's

-Sign and submit attached MID petitions

Public Works Department:

-Retention should be outside the right of way.

-Sewer main will be private and easements are needed.

Please be advised that the comments made here are tentative in nature. Until all documentation, information, and drawings are submitted and approved in final form, and all permits for construction are approved and issued, the City of San Luis reserves the right to make further comments or require further information or submissions. Any construction which occurs prior to issuance of proper permits is occurring in contravention of the ordinances of the City and is occurring at the risk of the Developer.

If you have any questions on these comments, please contact the Planning and Zoning Department at 928-341-8563 extension 2064.

Thank you,
Juan Tejeda
Associate Planner

3075 S. Avenue 4 E, Yuma, AZ 85365 (928) 344-3566 E-mail: najeh@edaisgroup.com

April 10, 2023

Mr. Juan Tejeda, Associate Planner
City of San Luis Planning and Zoning Department
1090 E. Union Street
San Luis, Arizona 85349

RE: Subdivision Case No. 2022-0688 Plaza Colibri Commercial Subdivision

Dear Mr. Villegas:

The followings are our response to your review comments in the letter dated April 7, 2023:

City Engineer

Subdivision Plat:

Comment: An improvement district or other suitable vehicle for paying for and performing maintenance and repair of the "Access Easement" shall be established. The "Access Easement" will not be maintained or repaired by the city. It must also be always kept accessible to City emergency vehicles.

Response: As discussed with staff today our response remains unchanged. The Access easement will be maintained by the Plaza Colibri HOA governed by the CC&R's documents currently being prepared by the attorney. We believe this will be the most suitable vehicle for paying for and performing maintenance and repair of the "Access Easement". Upon completion of the documents will be submitted to the City of San Luis for review and input. As you stated the Access easement will always be kept accessible to City emergency vehicles and City of San Luis personal to maintain the Water Line and have inspection access to the sewer line. All these issues will be covered in the CC&R's. Attached herewith please see the draft CC&R's for your legal department review and discussion. Our Attorney Mr. John Garcia will be in contact with the City Attorney to discuss.

Improvement Plans:

Paving and Grading Plans:

Comment: County 24th roadway right-of-way Basins not allowed within County 24th roadway right-of-way. The retention basins shown parallel to County 24th and within its right-of-way shall be relocated to be fully within the subdivision lots.

Response: As discussed in today's meeting with city staff, the retention basin along County 24th roadway right-of-way is a joint retention basin that is wide enough to create a nice, landscaped area. Portion of the retention basin on the west side was already approved by the city and construction is complete. We examined the city ordinances and can't find a section in the ordinance prohibiting retention basins within the right of way. By the City approving portion of it we believe

it is acceptable and it is widely used in many locations within the City of San Luis and the City of Yuma. Attached for your information are some examples that I was able to find in the short time I have for your assurance. With that no need to revise the drainage report.

Water and Sewer Plans:

Comment: Provide Copies of ADEQ approvals if not previously submitted.

Response: The ADEQ approval is forth coming. We will submit a copy when we receive it.

Landscaping Plans:

Comment: Provide landscaping for adjacent street right-of-way

Response: Landscaping for adjacent right-of-way is hereby attached. All landscaping will be done with the development of the adjacent property. If the adjacent property is not developed within 2 years, the developer will complete the landscaping at its entirety.

Comment: Water and Sewer Plans - Has the existing sewer line across lots 1-8 been approved by YCEH/ADEQ? (Provide copy of approval if not previously submitted.)

Response: As discussed in the meeting, the city was not sure about the water line being private or public water system. Since we received a determination from the City that the water line will be a public water system, and therefore we must obtain ADEQ approval. The construction of this water line started with the Plaza Colibri Gas Station project where it was permitted by the city as a private water line.

Planning and Zoning Department

Comment: Show Street lights along County 24th Street.

Response: Street lights along County 24th Street are hereby shown on the plans.

Comment: Provide CC&R's.

Response: Attached herewith please see the draft CC&R's for your legal department review and discussion. Our Attorney Mr. John Garcia will be in contact with the City Attorney to discuss.

Comment: Sign and submit attached MID

Response: The MID was forwarded to our attorney, John Garcia to discuss with your legal department.

Public Works

Comment: Retention Should be outside the right-of-way.

Response: As discussed in today's meeting with city staff, the retention basin along County 24th roadway right-of-way is a joint retention basin that is wide enough to create a nice, landscaped area. Portion of the retention basin on the west

side was already approved by the city and construction is complete. We examined the city ordinances and can't find a section in the ordinance prohibiting retention basins within the right of way. By the City approving portion of it we believe it is acceptable and it is widely used in many locations within the City of San Luis and the City of Yuma. Attached for your information are some examples that I was able to find in the short time I have for your assurance.

Comment: Sewer main will be private and easements are needed.

Response: We understand the sewer line will be private. The subdivision plat submitted to the City shows the easement required for the water and sewer lines.

Sincerely,
Edais Engineering, Inc.

Najeh Edais, P.E.

CONFORMED COPY
2021-47097 RESOLUTION
12/22/2021 09:51:20 AM Pages: 13 Fees: $15.00
Requested By:CITY OF SAN LUIS
Recorded By: arios
Robyn Stallworth Pouquette County Recorder, YUMA County AZ

WHEN RECORDED MAIL TO:

CITY OF SAN LUIS
ATTN: CITY CLERK
P.O. BOX 1170
SAN LUIS, ARIZONA 85349

The above area is to be reserved for recording information

****

CAPTION HEADING:

Resolution
Resolution No. 2204
Riedel Holdings, L.L.C.
Los Mezquites Development Agreement

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

Resolution

NO. 2204

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA AUTHORIZING AND DIRECTING THE ENTERING INTO A DEVELOPMENT AGREEMENT DEVELOPMENT BETWEEN THE CITY OF SAN LUIS, ARIZONA AND RIEDEL HOLDINGS, AZ LLC.

WHEREAS, Nieves Riedel, Riedel Holdings, L.L.C.; Owner, desires to enter into a development agreement for Los Mezquites project to be located in San Luis, Arizona; and

WHEREAS, A.R.S. § 9-500.05 grants power to a municipality to enter into development agreements; and

WHEREAS, the parties desire to enter into such agreement; and

WHEREAS, the applicant and the city staff agreed to all matters in the City's proposed development agreement; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of San Luis, State of Arizona, as follows:

SECTION 1. That the development agreement proposed by the staff of the City of San Luis, Arizona attached hereto as Exhibit "A", is hereby approved;

PASSED AND ADOPTED by the Mayor and City Council of the City of San Luis, Arizona, this 21st day of December 2021.

APPROVED:

A Carrasco

Africa Luna-Carrasco, Vice-Mayor

ATTEST:

M Hope, Deputy City Clerk

for Sonia Cornelio, City Clerk

APPROVED AS TO FORM:

Kay Marion Macuil

Kay Marion Macuil, City Attorney

LOS MEZQUITES DEVELOPMENT AGREEMENT

THIS DEVELOPMENT AGREEMENT (the "**Agreement**") is entered into as of 21st day of December, 2021 ("**Effective Date**") by and between the City of San Luis an Arizona municipal corporation (the "**City**") and Riedel Holdings, AZ LLC, (the "**Owner**"). This Agreement is entered into pursuant to City Resolution Number 2204.

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 that is located in the City; and

B. WHEREAS, Owner, owns real property located in the municipal limits of the City which is legally described on Exhibit 1 (the **"Property")** and is currently being developed for a commercial shopping center ("**Shopping Center**") and residential housing ("**Housing**"), and

C. WHEREAS, Owner has applied for a rezoning and lot split in order to develop the aforementioned Shopping Center and Housing Projects;

D. 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

E. WHEREAS, the City and Owner desire to enter into an agreement to provide for the rezoning and the splitting of land and provide for the lands future development; and

F. WHEREAS, the City's governing body has authorized execution of this Agreement by Resolution No. 2204;

NOW, THEREFORE, the parties agree as follows:

AGREEMENT

DEFINITIONS

The following terms shall have the meanings set forth below whenever used in this Agreement, except where the context clearly indicates otherwise:

Agreement shall mean this development agreement.

City shall mean and refer to the City of San Luis, an Arizona municipal corporation, and any successor public body or entity.

Owner shall mean and refer to Riedel Holdings LLC, and any successor in ownership.

Property as used in this Agreement shall mean and refer to all of the real Property, which is legally described in Exhibit 1.

ARTICLE 1. DEVELOPMENT PLAN

1.1. Duration of Development Agreement. The term of this Agreement shall be for a period of five (5) years from date of execution.

1.2 Failure of Timely Performance. In the event that either party hereto fails to perform any of its obligations which are 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 to be a breach of this Agreement and the nonbreaching party shall have their respective remedies set forth in Section 5.3 of this Agreement.

1.3.Review Process. The City acknowledges the necessity for expeditious review by the City of all plans and other materials ("**Submitted Materials**") submitted by the Owner to the City hereunder or under any zoning procedure, permit procedure, or other governmental procedure pertaining to the development of the Property and agrees to use its reasonable efforts accomplish such an expeditious review of the Submitted Materials whenever possible.

ARTICLE 2. SPECIAL PROVISIONS FOR DEVELOPMENT

2.1 Dedication of Right of Way. At present time Owners shall dedicate appropriate right-of-way to the City along County 23 ½ Street and Avenue D ½ alignments in accordance with the updated standards for right-of-way as provided by Public Works Department. Dedication of right of way on County 24th shall be 62 feet from center of alignment and 130 feet within 300 feet of the intersection. Dedication of said right-of-way shall occur at such time and in such manner as required by the City in its sole discretion.

2.2 Development of Improvements. At such time that any lot created by City Lot Split Case Number 2021-0387 or any lot within the Rezoning Case No. 2021-0693 is developed, public improvements, including but not limited to streets, roads, retention basins, utility extensions, utility mains, including pumping stations, lift stations, force mains, traffic signalization, and other off-site public improvements will be made pursuant to City standards as may be required by the Public Works Director of City in his sole discretion. The location of such improvements and/or its development is not confined to the lot being developed, but rather may be located on any portion of the entire Property (Exhibit 1) that is the subject of this agreement. Owner agrees to make such

dedications of property as may be needed or necessary for such development in the discretion of the Public Works Director. Such dedications and the development of such improvements as described above shall be a condition of the issuance of any building permit(s) or other use permit(s) for the development of any such lot or portion of such lot.

2.3 Street Lights. At such time that any lot created by City Lot Split Case Number 2021-0387 or any lot within Rezoning Case No. 2021-0693 is developed, the Public Works Director may require, in his sole discretion, that the development of street lights in the public right-of-way is needed or desired, the development of such street lighting in the manner and at the locations as may be determined by the Public Works Director, in his sole discretion, shall be a condition of the issuance of building permit(s) or other use permit(s) for the development of any such lot.

2.4 Residential Development. Developer is requesting Rezoning Case No. 2021-0693 to change Assessor Parcel Number 227-11-004 and portion of parcel 227-11-005 to Medium Density Residential (R1-6) to allow for single-family development. At such time as any portion of the property is developed with single family homes, the development will be of lots no less in size of 6,000 square feet, amending the lot size requirement and removing the minimum home size on Resolution No. 933.

2.5 Traffic Light Contribution. 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.

2.6 Waste Water Treatment Plant. Developer agrees to execute, record, and deliver such agreements, easements, and/or covenants conditions and restrictions that run with the land which is the subject of this development agreement for the benefit of the City of San Luis that will allow the real property of Developer that is the subject of this agreement to be used for fumes or odors from its wastewater treatment operations located at 358 N. Avenue D, and to waive any claims for any damages that might arise from wastewater treatment operations, whatsoever, and agree to indemnify and hold the City of San Luis and its officers, agents, and employees harmless from any and all claims, whatsoever, known or unknown, emanating from wastewater treatment operations including, but not limited to, claims arising from fumes or odors.

2.7 Land Dedication for Park. Owner wishes to donate to the City, and City agrees to accept from Owner, certain land within the Property, containing 5 gross acres of buildable land in addition to the open space requirement. Owner agrees to convey to the City by executing a Deed, free and clear of all liens and encumbrances.

2.8 Covenants Conditions and Restrictions. For any lot developed or to be developed as other than residential development, Owner shall record a covenant, condition and restriction to run with the land prohibiting the development and use of the property as a school, public or private, of any kind nature, or description.

2.9 Special Taxing Districts. Owner agrees to agree to the formation of a street lighting improvement district, a community facilities district and any enhanced municipal district needed.

2.10 Regulations. The terms of this Agreement are in addition to City codes, rules, fees, and regulations that are applicable to this action.

2.11 Buffer. Developer agrees to build an 8 foot cmu wall along the entire property line along the Detention Center and the East Waste Water Treatment Plant. Including as a buffer, a 30 feet wide green area and the residential street, totaling 82 feet.

ARTICLE 3. INDEMNIFICATION

3.1. Owner agrees to defend, indemnity and hold harmless City, its officers, officials and employees ("**Indemnified Group**") for liability from and against claims, damages, losses and expenses of any nature whatsoever (including but not limited to reasonable attorney fees, court costs, the costs of appellate proceedings, and all claim adjusting and handling expense), relating to, arising out of, resulting from or alleged to have resulted from the Owner's acts, errors, mistakes or omissions relating to any action or inaction of the Owner under this Agreement, including but not limited to work or services in the performance of this Agreement by any subcontractor or anyone directly or indirectly employed by or contracting with the Owner or a subcontractor or anyone for whose acts any of them may be liable.

3.2. If any claim, action or proceeding is brought against the Indemnified Group, by reason of any event that is the subject of this agreement, Owner (at its sole cost and expense) shall pay, resist or defend such claim or action on behalf of the Indemnified Group by the attorney of the Owner, or if covered by insurance, Owner's insurer, all of which must be approved by City, which approval shall not be unreasonably withheld or delayed. The City shall cooperate with all reasonable efforts in the handling and defense of such claim. Notwithstanding the foregoing, the City may engage its own attorney to defend or assist in its defense, and the Owner shall pay the reasonable costs and expenses thereof.

3.3. Any settlement of claims must fully release and discharge the Indemnified Group from any liability for such claims. The release and discharge shall be in writing and shall be subject to approval by the City, which approval shall not be unreasonably withheld or delayed. If Owner neglects or refuses to defend any of the Indemnified Group as required by this Agreement, any recovery or judgment against the Indemnified Group for a claim covered by this Agreement shall conclusively establish Owner's liability to the Indemnified Group in connection with such recovery or judgment. If the City desires to settle such dispute, the City shall be entitled to settle such dispute in good faith and Owner shall be liable for the amount of such settlement, and all expenses in connection with such settlement.

3.4. The indemnity provisions of this Agreement shall survive the termination of this Agreement.

ARTICLE 4. MEDIATION AND DEFAULT

4.1. Representatives. To further the cooperation of the parties in implementing this Agreement, the City and Owner each shall designate and appoint a representative to act as a liaison between the City and its various departments and the Owner. The initial representative for the City (the "**City Representative**") shall be the City Manager, and the initial representative for the Owner shall be its project manager, as identified by the Owner from time to time (the "**Developer Representative**"). The representatives shall be available at all reasonable times to discuss and review the performance of the parties to this Agreement and the development of the Property.

4.2. Mediation. In the event that there is a dispute hereunder which the parties cannot resolve between themselves, the parties agree that 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 commencement of litigation. In the event that 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.

4.3. Default. Failure or unreasonable delay be 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 which 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.

ARTICLE 5. CONFLICT OF INTEREST; REPRESENTATIVES NOT INDIVIDUALLY LIABLE

5.1. 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.

5.2. 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 6. MISCELLANOUS PROVISIONS

6.1. 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 United States Postal Service mail, return receipt requested, 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: Nieves Riedel, Riedel Holdings, L.L.C.
1964 E. Cesar Chavez Blvd., Suite 1
P O Box 1649
San Luis, Arizona 85349

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.

6.2. 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.

6.3. 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.

6.4. 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.

6.5. 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. The City shall record the amendment or cancellation in the official records of the Yuma County Recorder.

6.6. Severability. If any other 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.

6.7. 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.

6.8. 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.

6.9. 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.

6.10. 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.

6.11. 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.

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

6.13. 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.

6.14. Employment Eligibility, E-Verify

1. The Owner warrants his compliance with all federal immigration laws and regulations that relate to its employees and its compliance with A.R.S. § 23214, subsection A.
2. A breach of a warranty under paragraph 1 shall be deemed a material breach of the Agreement that is subject to penalties up to and including termination of the contract.
3. That the City retains the legal right to inspect the papers of any contractor or subcontractor employee who work on the Agreement to ensure that the contractor or subcontractor is complying with the warranty under paragraph 1.

6.15. 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.

THE CITY OF SAN LUIS,
an Arizona municipal corporation

By: A Carrasco
Vice Mayor KMM

THE OWNER, Riedel Holding, L.L.C.

By: [signature]
Its: President

ATTEST:

By: [signature], Deputy City Clerk
City Clerk

APPROVED AS TO FORM:

Kay Marion Macuil
City Attorney

STATE OF ARIZONA)
) ss.
County of Yuma)

The foregoing instrument was acknowledged before me this 21st day of December 2021, by Africa Luna-Carrasco, Vice-Mayor of the City of San Luis, Arizona, a municipal corporation.

Angelica Cifuentes
Notary Public

My Commission Expires: 05-11-2023

Angelica Cifuentes
Notary Public - Arizona
Yuma County
Commission Number 562004
My Comm. Exp. 5/11/2023

STATE OF ARIZONA)
) ss.
County of Yuma)

The foregoing instrument was acknowledged before me this 22ND day of DECEMBER 2021, by NIEVES RIEDEL, on behalf of Riedel Holdings L.L.C., an Arizona Limited Liability Corporation.

Janet Taylor
Notary Public

My Commission Expires: 09/28/2025

Janet Taylor
Notary Public - Arizona
Yuma County
Commission Number 613060
My Comm. Exp. 9/28/2025

Exhibit 1

Los Mezquites Development Agreement

LOS MEZQUITES SUBDIVISION

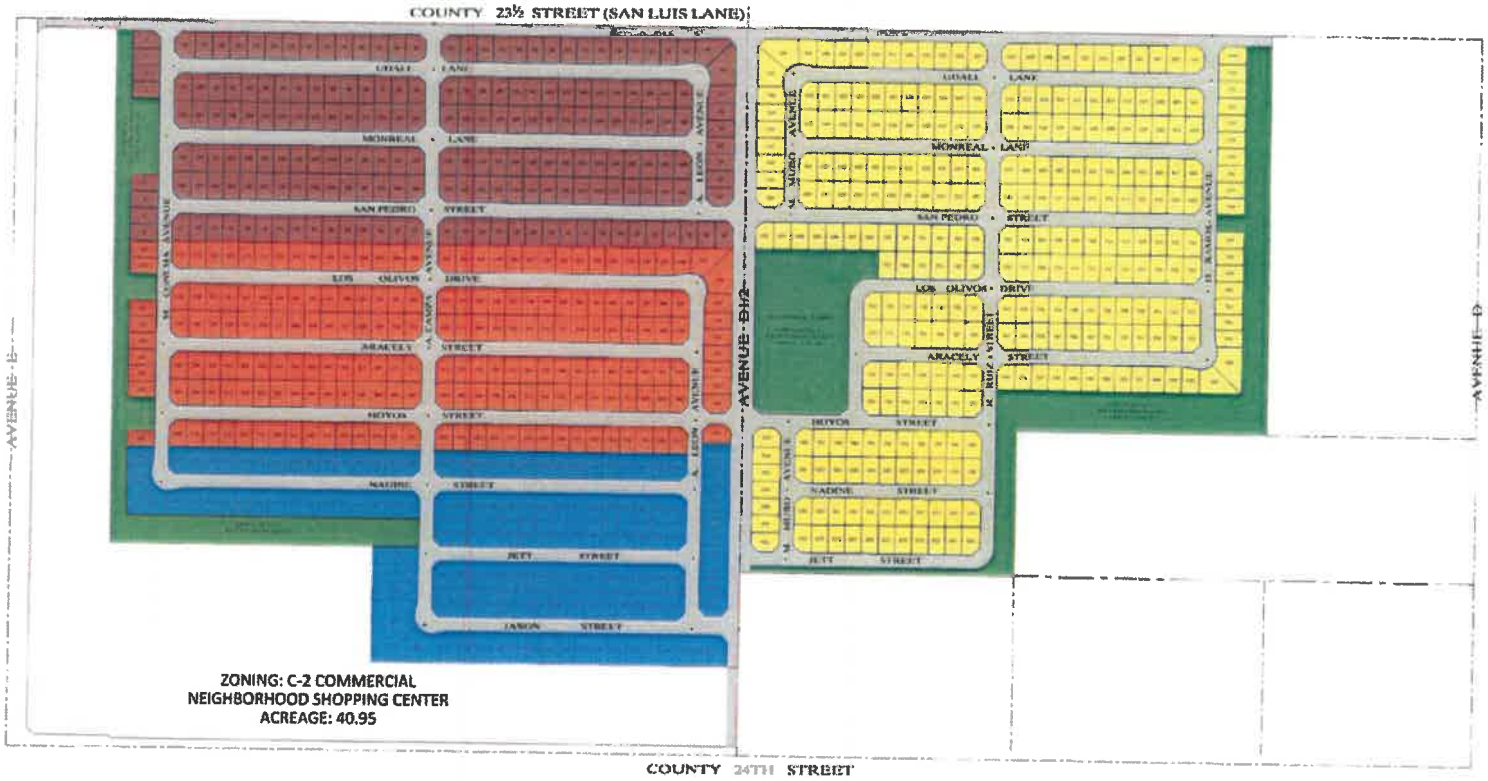
DATE OF PREPARATION: NOVEMBER 2021 NUMBER OF LOTS: 897

MASTER PLAN LAYOUT

N
W E
S
SCALE: 1"=200'

Parcel 227-11-005: A portion of the SW¼ of Section 14, Township 11 South Range 24 West. Except road right of way. **(108.91 acres)**

Parcel 227-11-004: South East ¼ of Section: 11 Township: 11S Range: 24W SE4 EXC THE E 751.25 FT OF N 1449.58 FT & EXC S 660 FT +/- & EXC THE E 1652.78 FT OF THE N 576.11 FT +/- OF S 1185.05 FT +/- **(74.64 acres)**



PRELIMINARY
NOT FOR
CONSTRUCTION

AGENDA ITEM REVIEW FORM

Regular City Council Meeting **7. F.**

Meeting Date: 04/26/2023

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

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

Action Requested: Motion
Ordinance
Public Hearing

ITEM:

Public Hearing followed by discussion and possible action on any and all matters regarding Text Amendment Case No. 2023-0048 and Ordinance No. 440. An ordinance of the Mayor and City Council of San Luis, Arizona amending Title 18 of the City Code of the City of San Luis, Zoning Regulations to amend the provisions for front and side yard setbacks to allow certain shade structures and to amend permit requirements for accessory buildings; repealing any conflicting provisions; and providing for severability. **(Jose A. Guzman, Director of Planning and 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.440

SUMMARY:

This is a request by the City of San Luis for a text amendment to Title 18 of the City Code of the City of San Luis, Zoning Regulations to allow a reduction in setbacks for certain structures including prohibitions for fire and building safety requirements and design specifications. This text amendment will also amend the permit requirements for accessory buildings.

The city's current regulations allow for the construction of cloth shade structures as long as they comply with building code regulations, including engineering design and zoning regulations pertaining to the required building setbacks. This means that the structure must be designed and constructed to meet all safety and structural requirements and must be placed at the appropriate distance from property lines and other buildings as specified by the zoning regulations regarding building setbacks.

Engineered design is required for metal structures under the International Building Code (IBC) to ensure that these structures are safe and able to withstand the loads and forces that they will be subjected to. The IBC sets out specific requirements for the design and construction of metal structures, including requirements for load-bearing capacity, stability, and resistance to wind, seismic and other forces.

Building setback requirements are to ensure that buildings are constructed at a safe distance from each other and from property lines, reducing the risk of fire and other hazards. This also provides space for emergency vehicles and other large vehicles to access the property in case of emergencies. Additionally, building setbacks also help to provide privacy, natural light, and ventilation for buildings and their occupants.

PROPOSED AMENDMENTS:
The proposed changes are attached to the report in detail and include the following:

- **Front Setbacks:** Reducing front setback from 20 ft. to 10 ft. for "Driveway Shade Structures" as defined below:

  DRIVEWAY SHADE STRUCTURE. A structure with a roof or a canopy located on the principal driveway that, if unattached, is open on all sides. If the Driveway Shade Structure is attached to the principal structure, its only closed side is the one side attached to the principal structure. A Driveway Shade Structure consists of no more than four (4) columns to support that structure, said columns shall not be wider than six inches by six inches (6"x6") in width. A Driveway Shade Structure may have an overhang of up to two feet (2'). Its only function is to provide a place for shading motor vehicles.

- **Accessory Buildings** less than 200 sq. ft. without a permit but still require to comply with current setbacks for accessory buildings.

- **Side Yard Setbacks Exceptions-** Side yard setback reduction only for shade structures that provide proof of compliance with the International Building Code, and National Fire Protection Association (NFPA 1) is provided and approved by the San Luis Building Safety Division and the Fire Department.

CITIZEN REVIEW MEETING:
As required by State Statute and the City Code, a Citizen Review Meeting was held on April 4, 2023, at 5:00 P.M. The intent of this meeting was to allow the public to learn about the text amendment, ask questions and/or express any comments or concerns. Notice of the meeting was published in the local newspaper and there were no people from the public present.

PLANNING AND ZONING COMMISSION:
The Planning and Zoning Commission held a public hearing during their regular meeting on April 11, 2023. The Commission recommended approval of Text Amendment Case No. 2023-0048.

COMMUNITY WORKSHOP:
To further promote community understanding of the proposed changes, explain the proposed changes to the city code, and elicit community comments, the Planning and Zoning Department will be hosting a community workshop regarding the proposed changes on April 25, 2023.

STAFF RECOMMENDATION:
Staff recommends approval of Text Amendment Case No. 2023-0048 and Ordinance No. 440.

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. 440 BY TITLE ONLY
(CITY CLERK TO READ ORDINANCE NO. 440 BY TITLE ONLY)
D. I MOVE TO APPROVE AND ADOPT ORDINANCE NO. 440

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. 440

Proposed Amendments

Ordinance

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

No. 440

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA AMENDING TITLE 18 OF THE CITY CODE OF THE CITY OF SAN LUIS, ZONING REGULATIONS TO AMEND THE PROVISIONS FOR FRONT AND SIDE YARD SETBACKS TO ALLOW CERTAIN SHADE STRUCTURES AND TO AMEND PERMIT REQUIREMENTS FOR ACCESSORY BUILDINGS; REPEALING ANY CONFLICTING PROVISIONS; AND PROVIDING FOR SEVERABILITY.

WHEREAS, all required public hearings have been held and all public notices have been posted;

WHEREAS, staff and the Planning and Zoning Commission made a recommendation of approval;

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

Section 1. Subsection 18.05.130(B) of the San Luis City Code entitled "Definitions" is amended by adding the following definition:

DRIVEWAY SHADE STRUCTURE. A structure with a roof or a canopy located on the principal driveway that, if unattached, is open on all sides. If the Driveway Shade Structure is attached to the principal structure, its only closed side is the one side attached to the principal structure. A Driveway Shade Structure consists of no more than four (4) columns to support that structure, said columns shall not be wider than six inches by six inches (6"x6") in width. A Driveway Shade Structure may have an overhang of up to two feet (2) and shall follow the same yard setback as the principal driveway. Its only function is to provide a place for shading motor vehicles.

Section 2. Subsection 18.25.040 Table No. 3 Development Standards – Single Residence Zoning Districts of the San Luis City Code is proposed to read as follows:

Development Standards – Single Residence Zoning Districts

Zoning District	Minimum Lot Size (ac./sq. ft.)	Minimum Lot Width (feet)	Maximum Bldg. Height (feet)	Minimum Yard Setback (feet)					Maximum Lot Coverage
				Front	Garage Entrance	Side	Street Side	Rear	
"RA-10"	10 acres	330	35[b]	50	40	30	50	50	10%
"SR-5"	5 acres	220	35[b]	40	40	30	40	40	15%
"SR-2"	2 acres	120	35[b]	30	30	30	30	40	20%
"R1-35"	35,000 sf	100	30	30	30	15	30	40	30%
"R1-20"	20,000 sf	100	30	25	20	10[c]	15	30[c]	40%
"R1-12"	12,000 sf	80[a]	30	20	18	7[c]	10	25[c]	45%
"R1-8"	8,000 sf	70[a]	30	20	18	7[c]	10	20[c]	50%
"R1-6"	6,000 sf	60[a]	30	20[f]	18	7[c] 7>X≥5[d] 5>X≥1[e]	10	10[c]	50%

(a) Lot width on corner lots shall be increased by five feet.

(b) Accessory agricultural buildings may be permitted additional height in accordance with regulations in Chapter 18.70 SLCC.

(c) Increased setbacks for institutional uses allowed by CUP shall be increased one foot for every two feet of building height, but in no case less than 20 feet.

(d) Five-foot setbacks shall be permitted in an "R1-6" District where the construction beyond a seven-foot setback is constructed with no less than two-hour fire-resistive construction.

(e) Side yard setbacks may be reduced to one (1) foot when proof of compliance with the International Building Code, and National Fire Protection Association (NFPA 1) is provided and approved by the San Luis Building Safety Division and the Fire Department.

(f) Front setbacks may be reduced to ten (10) feet in the "R1-6" District only for a "Driveway Shade Structure" as defined in this Code.

Section 3. Subsection 18.70.070(A) of the San Luis City Code entitled "Projections into required yards" is proposed to read as follows:

> (A) The space in any required yard shall be open and unobstructed, except as allowed under this code for "Driveway Shade Structures" as defined by this Code and except for the ordinary projections of chimney flues, awnings, open outside stairways and balconies, window sills, belt courses, cornices, eaves and other architectural features provided such features shall not project further than two feet into any required yard, and provided further that in no case shall such projections be nearer than five feet to the property line. With respect to "Driveway Shade Structures" as defined in this code, said structures may project as provided in Table No. 3, and shall not have any other projection of any kind, nature, or description attached to it.

Section 4. Subsection 18.70.090(B) and 18.70.090(D)of the San Luis City Code entitled "Accessory buildings and uses" is proposed to read as follows:

> (B) Detached accessory buildings shall not be located in the required front yard setback except for "Driveway Shade Structure" as defined by this Code and only as allowed in Table No. 3 of this Code. All other detached accessory buildings may be built in the required rear yard but such accessory buildings shall not occupy more than 30% of the required rear yard and shall not be nearer than three feet to any side or rear lot line.
>
> (D) All accessory buildings and accessory uses, such as but not limited to guest houses, agricultural living quarters, barns and corrals, garages, carports, Driveway Shade Structures, and swimming pools shall require building permits and/or zoning clearance and shall adhere to any applicable provisions elsewhere in this title. Building permits shall not be required for one-story detached accessory buildings, provided that the floor area does not exceed 200 square feet. A building permit shall be required for "Driveway Shade Structure" as defined by this Code regardless of the size, before issuing a building permit the Building Official must receive a notarized agreement from the property owner creating a covenant, that will run with the property, that the sides will never be enclosed. The City will record said covenant with the Yuma County Recorder's office.

Section 5. In the event of a conflict between the provisions of this ordinance and any other ordinance, order, resolution, regulation, or policy, the conflicting provisions are repealed, superseded, and replaced, and the provisions of this ordinance shall govern.

Section 6. If any section, subsection, sentence, clause, phrase, or portion of this ordinance or any part of the Code adopted herein by reference, 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 thereof.

PASSED, ADOPTED, and APPROVED by the Mayor and City Council of the City of San Luis, Yuma Arizona, this 26th day of April 2023.

_____
Nieves Riedel, Mayor

ATTEST:

_____
Sonia Cornelio, City Clerk

APPROVED AS TO FORM:

_____
Kay Marion Macuil, City Attorney

Text Amendment Case No. 2023-0048 Proposed Changes

Amending 18.05.130 (Definitions) Subsection (B) by adding the following definition:

DRIVEWAY SHADE STRUCTURE: A structure with a roof or a canopy located on the principal driveway that, if unattached, is open on all sides. If the Driveway Shade Structure is attached to the principal structure, it's only closed side is the one side attached to the principal structure. A Driveway Shade Structure consists of no more than four (4) columns to support that structure, said columns shall not be wider than six inches by six inches (6"x6") in width. A Driveway Shade Structure may have an overhang of up to two feet (2') and shall follow the same side yard setback as the principal driveway. Its only function is to provide a place for shading motor vehicles.

Amending Table No. 3 by adding provisions for front setbacks.

Table No. 3. Development Standards – Single Residence Zoning Districts

Zoning District	Minimum Lot Size (ac./sq. ft.)	Minimum Lot Width (feet)	Maximum Bldg. Height (feet)	Minimum Yard Setback (feet)					Maximum Lot Coverage
				Front	Garage Entrance	Side	Street Side	Rear	
"RA-10"	10 acres	330	35[b]	50	40	30 & 30	50	50	10%
"SR-5"	5 acres	220	35[b]	40	40	30 & 30	40	40	15%
"SR-2"	2 acres	120	35[b]	30	30	30 & 30	30	40	20%
"R1-35"	35,000 sf	100	30	30	30	15 & 15	30	40	30%
"R1-20"	20,000 sf	100	30	25	20	10 & 10[c]	15	30[c]	40%
"R1-12"	12,000 sf	80[a]	30	20	18	7 & 7[c]	10	25[c]	45%
"R1-8"	8,000 sf	70[a]	30	20	18	7 & 7[c]	10	20[c]	50%
"R1-6"	6,000 sf	60[a]	30	20[f]	18	7 & 7[c] **7>X≥5[d]** **5>X≥1[e]**	10	10[c]	50%

(a) Lot width on corner lots shall be increased by five feet.

(b) Accessory agricultural buildings may be permitted additional height in accordance with regulations in Chapter 18.70 SLCC.

(c) Increased setbacks for institutional uses allowed by CUP shall be increased one foot for every two feet of building height, but in no case less than 20 feet.

(d) Five-foot setbacks shall be permitted in an "R1-6" District where the construction beyond a seven-foot setback is constructed with no less than two-hour fire-resistive construction.

(e) Side yard setbacks may be reduced to one (1) foot when proof of compliance with the International Building Code, and National Fire Protection Association (NFPA 1) is provided and approved by the San Luis Building Safety Division and the Fire Department.

(f) Front setbacks may be reduced to ten (10) feet in the "R1-6" District only for a "Driveway Shade Structure" as defined in this Code.

Amending 18.70.070 Projections into required yards. Subsection A

The space in any required yard shall be open and unobstructed, **except as allowed under this code for "Driveway Shade Structures" as defined by this Code and** except for the ordinary projections of chimney flues, awnings, open outside stairways and balconies, window sills, belt courses, cornices, eaves and other architectural features provided such features shall not project further than two feet into any required yard, and provided further that in no case shall such projections be nearer than five feet to the property line. **With respect to "Driveway Shade Structures" as defined in this code, said structures may project as provided in Table No. 3, and shall not have any other projection of any kind, nature, or description attached to it.**

Amending 18.70.090 Accessory buildings and uses. Subsections B and D

(B) Detached accessory buildings shall not be located in the required front yard **setback except for "Driveway Shade Structure" as defined by this Code and only as allowed in Table No. 3 of this Code. All other detached accessory buildings** ~~and~~ may be built in the required rear yard but such accessory buildings shall not occupy more than 30% of the required rear yard and shall not be nearer than three feet to any side or rear lot line.

(D) All accessory buildings and accessory uses, such as but not limited to guest houses, agricultural living quarters, barns and corrals, garages, carports, **Driveway Shade Structures**, and swimming pools shall require building permits and/or zoning clearance and shall adhere to any applicable provisions elsewhere in this title. **Building permits shall not be required for one-story detached accessory buildings, provided that the floor area does not exceed 200 square feet. A building permit shall be required for "Driveway Shade Structure" as defined by this Code regardless of the size, before issuing a building permit the Building Official must receive a notarized agreement from the property owner creating a covenant, that will run with the property, that the sides will never be enclosed. The City will record said covenant with the Yuma County Recorder's office.**

AGENDA ITEM REVIEW FORM

Regular City Council Meeting **9.**

Meeting Date: 04/26/2023

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

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

Action Requested: Motion

ITEM:

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

Discussion and possible action to hold an Executive Session pursuant to A.R.S. §§ 38-431.03(A)(3) and (4) on any and all matters regarding consultation for legal advice with the city attorneys on the laws of annexation, the City of Yuma's pending annexation Ordinance and the intergovernmental agreement with Yuma dated May 6, 2020, regarding annexation. **(Kay Marion Macuil, City Attorney and Outside Counsel Jon Paladini)**

SUMMARY:

The city's attorneys can properly advise the Council by holding an Executive Session for the purposes described in the agenda item.

RECOMMENDATION / SUGGESTED MOTION:

I MOVE TO HOLD AN EXECUTIVE SESSION PURSUANT TO A.R.S. §§ 38-431.03(A)(3) and (4).

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):

Fiscal impact is not applicable to this agenda item. Under A.R.S. §38-431.03(D), legal action involving a final vote or decision is not permitted to be taken at an executive session.