

MINUTES
Regular Council Meeting
San Luis City Council
San Luis Council Chambers
1090 E. Union Street
June 14, 2023
6:00 p.m.

1. CALL TO ORDER/ROLL CALL

Mayor Nieves Riedel called the Regular City Council meeting to order at approximately 6:01 p.m.

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

OTHERS PRESENT: Jenny Torres, Assistant City Manager
Kay Macuil, City Attorney
Sonia Cornelio, City Clerk
Adela Cortez, Director of Human Resources
Alicia Zermeño, Magistrate
Angel Ramirez, Fire Chief
Angelica Cifuentes, Purchasing Coordinator
Aracely De La Hoya, Senior Services Manager
Edgar Esparza, Billing & Collections Manager
Eulogio Vera, Director of Public Works
Francia Alonso, Public Information Officer
Jose A. Guzman, Director of Planning & Zoning
Jose A. Maldonado, Video Production Specialist
Jose L. Cisneros, Acting Director of Parks & Recreation
Juan Tejeda, Associate Planner
Lizette Varela, Assistant Director of Parks & Recreation
Martha Jimenez, Building Inspector II
Miguel Alvarez, Interim Chief of Police
Monica Castro, Director of Finance
Olivia Jenkins, Government & Foreign Affairs Coordinator
Roman Pacheco, Planning Technician
Roula Encinas, Finance Operations Manager
Ruben Lopez, I.T. Technician
Brian De La Hoya, Resident
Cesar Neyoy, Reporter

Christian Cuevas, Interpreter
Elizabeth Carpenter, Developer
Lucky Hoyos, Resident
Luisa Arreola, Resident
Mark Concha, Resident
Ruben Walshe, Resident

2. PLEDGE OF ALLEGIANCE

Council Member Matias Rosales led the Pledge of Allegiance.

3. INVOCATION

Pastor Jacob – Church for the City, led the invocation.

4. CALL TO THE PUBLIC

Mr. Bryan De La Hoya, 1387 La Madera Drive, SLAZ, stated he is a college student, journalist and activist for Save Our Schools Arizona. He recently represented Yuma County at the U.S. Congress through LULAC in Washington, D.C. and the Arizona Students Association. He spoke on behalf of the LGBTQ Community and the importance of Pride Month. He added that Pride Month is celebrated every June to honor the lives of members of the LGBTQ community including veterans and soldiers who are part of the community and they are not the small minority nor is Pride Month a trend either. Pride Month has been celebrated each year to honor and remember the lives of a community that has been persecuted, terrorized, murdered, abused, demonized and discriminated for centuries. He said they are not an abomination for a mistake; they are some of community's doctors, lawyers, educators, engineers, farm workers, children, family members and friends. He believes that all should respect each other's civil rights movements and it is important that they unite against all forms of bigotry violence and hate crimes; he thank those that support them. Respect for the rights of others is peace.

Mr. Gilberto Zarate, 848 Orchidea Street, SLAZ, stated that he has some questions and that he represents three (3) companies. He said that the police substation is being built and did not see any advertisement for bids, he asked for the permits to be inspected because if something is going to be done, might as well do it right. He has the right to participate and wants to participate and is interested in knowing what happened that the advertisement for bids was not published in a newspaper nor posted. He wants to know who is the contractor for this project. He commented on the election of Yuma and added that Mayor Riedel was publicly denied regarding her comments. He suggested that she should ask her fellow Council Members first before making comments in public putting the city in a bad position or for the city to be the laugh of the whole county.

Mayor Nieves Riedel directed Ms. Kay Macuil, City Attorney, to meet with Mr. Zarate.

Mr. Mike Lopez, 5600 E. 38th Place, Yuma, AZ, thanked Mayor Nieves Riedel, Council Member Tadeo Azael De La Hoya and the San Luis Police Department for their presence at his father's funeral. He added that his father dedicated a majority of his life serving the community spiritually.

5. PROCLAMATIONS/PRESENTATIONS

- 5. A. Elder Abuse Awareness Day June 15, 2023**
- 5. B. Juneteenth Day June 19, 2023**
- 5. C. Waste and Recycling Workers Week June 17 - 23, 2023**
- 5. D. LGBTQ Pride Month June 2023**
- 5. E. Men's Health Month June 2023**
- 5. F. National Homeownership Month June 2023**
- 5. G. Post Traumatic Stress Disorder Month June 2023**

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

5. H. Presentation and recognition to Sgt. Jesus De Leon for his 23 years of service and retirement from the San Luis Police Department. (Miguel Alvarez, Interim Chief of Police)

Mayor Nieves Riedel indicated this item will be continued to a future meeting due to Sgt. Jesus De Leon not being able to attend the meeting for personal reasons.

5. I. Presentation regarding Building Safety and activities during Building Safety Month. (Joaquin Campa, Building Official)

Ms. Martha Jimenez, Building Inspector II, provided a short presentation for Building Safety Month – May 2023, to promote the importance of building safety, permits and building codes. She attended several local schools to provide information to students as well as the self help construction group related to anything in building safety. She thanked the Mayor and City Council for their support.

6. CONSENT AGENDA

- 6. A. MINUTES OF**
 - Budget Retreat held April 28 & 29, 2023**
 - Special Council meeting held May 3, 2023**
 - Work Session held May 17, 2023**

- 6. B. DISBURSEMENTS FROM 5/13/2023 TO 6/5/2023**
 - Total disbursements \$ 2,221,220.97**
 - (Two Million, Two Hundred Twenty-**
 - One Thousand, Two Hundred Twenty Dollars and Ninety-Seven Cents)**

6. C. Discussion and possible action on any and all matters regarding Resolution No. 2265. A resolution of the Mayor and City Council of the City of San Luis, Arizona, creating a Street Lighting Improvement District and declaring its intention to purchase electricity and maintain poles, luminaries and underground conduit, together with a charge for the use of lighting facilities, for lighting public streets within the area described as Parcel C2 of the ATS Lot Split, San Luis, Arizona. (Jose A. Guzman, Director of Planning & Zoning)

6. D. Discussion and possible action on any and all matters regarding Resolution No. 2266. A resolution of the Mayor and City Council of the City of San Luis, Arizona, authorizing and directing the city engineer to order the purchase of electricity and to order the maintenance of poles, luminaries and underground conduit incident to the installation of street lights for lighting public streets within the area described as Parcel C2 of the ATS Lot Split, San Luis, Arizona. (Jose A. Guzman, Director of Planning & Zoning)

6. E. Discussion and possible action on any and all matters regarding Resolution No. 2267. A resolution of the Mayor and City Council of the City of San Luis, Arizona, creating a Street Lighting Improvement District and declaring its intention to purchase electricity and maintain poles, luminaries and underground conduit, together with a charge for use of lighting facilities, for lighting public streets within the area described as CDB Valley View Apartments, San Luis, Arizona. (Jose A. Guzman, Director of Planning & Zoning)

6. F. Discussion and possible action on any and all matters regarding Resolution No. 2268. A resolution of the Mayor and City Council of the City of San Luis, Arizona, authorizing and directing the city engineer to order the purchase of electricity and to order the maintenance of poles, luminaries and underground conduit incident to the installation of street for lighting public streets within the area described as CDB Valley View Apartments, San Luis, Arizona. (Jose A. Guzman, Director of Planning & Zoning)

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 ITEMS:

7. A. Discussion and possible action on any and all matters regarding the acceptance and approval of the Tentative Budget for Fiscal Year 2023-2024. (Monica Castro, Director of Finance)

Ms. Monica Castro, Director of Finance, stated that state law requires the city to adopt a tentative budget to set the maximum expenditure limit for the expenditures of next year. She added that once the tentative budget is adopted, it cannot be increased, but the city can reallocate and/or adjust funds from one fund to another. The tentative budget will also be published in the newspaper and the public will have the opportunity to comment about it during a public hearing on June 28, 2023. Ms. Castro summarized the tentative budget which totals \$133,443,344.00.

There was some discussion amongst the Mayor, City Council and Ms. Castro regarding a balanced budget and its components.

MOTION: Council Member Javier Vargas/Council Member Gloria Torres to approve the tentative budget for the Fiscal Year 2023-2024 as presented. Motion passed with six (6) aye votes and one (1) nay vote by Council Member Tadeo Azael De La Hoya.

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	Nay
Council Member Matias Rosales	Aye
Council Member Gloria Torres	Aye
Council Member Javier Vargas	Aye

7. B. Discussion and possible action on any and all matters regarding a budget transfer to pay Hughes Fire Equipment for a partially assembled new 2023 Pierce Velocity Platform Ladder Truck. (Angel Ramirez, Fire Chief)

Mr. Angel Ramirez, Fire Chief, explained that staff has to make a payment for the ladder truck purchased approximately two (2) years ago. The funds were going to be from the ARPA funding, but staff decided to move those ARPA funds for next fiscal year to alleviate next year's budget as there was money in this year's budget that can be used to make that purchase of the ladder truck.

MOTION: Council Member Matias Rosales/Vice Mayor Luis E. Cabrera to approve the budget transfer as requested in the fiscal impact of this agenda item to make the \$620,000.00 payment for the production of the Pierce Ladder Truck ordered approximately two (2) years ago. 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. C. Discussion and possible action on any and all matters regarding the authorization to transfer additional funds for the Police Department Temporary Substation for Fiscal Year 2022-2023. (Miguel Alvarez, Interim Chief of Police)

Mr. Miguel Alvarez, Interim Chief of Police, commented that he is asking for an additional \$50,000.00 transfer to finalize this project this fiscal year. He added that to date staff has spent \$46,164.00; the change that has been made to the building is impressive.

Mayor Nieves Riedel asked how important is this project to the Police Department. Mr. Alvarez replied it is very important as a few months an officer was assaulted and the police response can take between 10 to 15 minutes to that area. This will also assist in keeping the community safer.

Vice Mayor Luis E. Cabrera asked if the intention is to have a Patrol Officer there 24/7. Interim Chief Alvarez responded that is the plan, he is doing a re-organization of the agency and will have two (2) detectives throughout the day and at night will have units stay there as much as possible if not 24/7.

Council Member Matias Rosales asked if they can approve the item without having attachments of the quotes.

Ms. Kay Macuil, City Attorney, responded that Interim Chief Alvarez used estimates as it needs to be done before the end of the fiscal year and not going through a bidding process.

Ms. Castro added that all purchases need to adhere to the City Code, tonight the City Council will be approving a budget transfer to a particular account. The Procurement Officers reviews all purchases and makes sure they are in compliance to the Procurement Code and if they are over a certain threshold, if quotes are needed or if a bidding process is required.

MOTION: Vice Mayor Luis E. Cabrera/Council Member Javier Vargas to approve the budget transfer of \$50,000.00 as stated in the fiscal impact statement of this item to move toward the completion of the temporary Police Department Substation. 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. D. Discussion and possible action on any and all matters regarding Resolution No. 2264. A resolution of the Mayor and Council of the City of San Luis, Arizona, adopting an Intergovernmental Agreement with the Arizona Department of Transportation for the 10th Avenue and Los Alamos Street Curve Realignment Construction Project utilizing federal funds; repealing any conflicting provisions; and providing for severability. (Eulogio Vera, Director of Public Works)

Mr. Eulogio Vera, Director of Public Works, explained that staff is beginning the intergovernmental agreement (IGA) with Arizona Department of Transportation (ADOT). Through Yuma Metropolitan Planning Organization (YMPO) the city was able to secure some highway safety funds, which are federal funds that requires ADOT to administer them. This is a \$1.7 million project and does have a match totalling approximately \$98,000.00, it includes construction and design. A portion of the match will be paid this fiscal year which is over \$18,000.00 and the remainder \$79,000.00 will be paid in Fiscal Year 2024. This project has a tight schedule and will begin construction immediately.

Vice Mayor Luis E. Cabrera asked why is ADOT taking over the project.

Mr. Vera responded that for federal funding, one will have to have a certification as a municipality or governmental agency to handle those funds. The City of San Luis is not certified and many other cities use ADOT to administer some of their projects as well.

Council Member Maria Cecilia Cruz added that this is exciting after so many years trying to complete this project. There was a death because of that dangerous curve and this is a way to honor that person by improving the way the road is.

MOTION: Council Member Javier Vargas/Council Member Tadeo Azael De La Hoya to approve and adopt Resolution No. 2264. 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. E. Discussion and possible action on any and all matters regarding the appointments to the Border Trade Alliance (BTA) and the Yuma County Intergovernmental Public Transportation Authority (YCIPTA), the Board for YCAT. (Jenny Torres, Assistant City Manager)

Ms. Jenny Torres, Assistant City Manager, said that due to Mr. Velez leaving the city, there will be a vacancy in the Border Trade Alliance (BTA) and another in the Yuma County Intergovernmental Public Transportation Authority (YCIPTA). The BTA is an organizational is a non-profit organization that serves as a forum for participants to address any key issues affecting trade travel and securing North America. There has been some changes in the by-laws and due to the amount of funding, the membership is just for only one (1) member, who can be an Elected Official or an Executive representative. YCIPTA is an organization maintaining a transportation systems that serves the regional needs known as YCAT. The City of San Luis route is one of the highest used which is the yellow route. The by-laws does not contain a specific regulation regarding who needs to be appointed but looking at the current board, it is composed mainly of City Managers and County Administrators with the exception of the Cocopah and Quechan Tribes.

Ms. Olivia Jenkins, Government & Foreign Affairs, mentioned that Council Member Tadeo Azael De La Hoya is interested in serving in the BTA and Council Member Matias Rosales indicated he would serve as needed in either board.

Mayor Nieves Riedel asked the City Council if any of them was interested in serving on either board.

Ms. Torres added that she was informed by Vice Mayor Luis E. Cabrera of his interest to serve on the BTA and Council Member Maria Cecilia Cruz let her know that if no one was interested, she would step in for the BTA.

MOTION: Mayor Nieves Riedel/Maria Cecilia Cruz to accept the two (2) names for the two (2) vacancies; Council Member Tadeo Azael De La Hoya to serve on the Border Trade Alliance and Council Member Matias Rosales to serve on the Yuma County Intergovernmental Public Transportation Authority. 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. F. Discussion and possible action on any and all matters regarding Resolution No. 2269. A resolution of the City Council of the City of San Luis, Arizona, approving the First Amendment to Los Mezquites Development Agreement as approved by Resolution No. 2204; repealing conflicting provisions; and providing for severability. (Jose A. Guzman, Director of Planning and Zoning)

Mayor Nieves Riedel declared a conflict of interest and will abstain from participating and voting in this item.

Mr. Jose Guzman, Director of Planning & Zoning, explained that the City Council approved the final plat for Plaza Commercial Subdivision in April 2023, with the condition that the development agreement had to be amended to address some comments. There were two (2) main concerns, one being the deferment of landscape installation along the right-of-way and the other one being allowing retention basins on the public right-of-way. Staff met with the applicant and agreed on amending the development agreement and during the lot split process, 62 feet of right-of-way were dedicated to the city. However, 55 feet is what is required for a typical arterial road such as County 24th Street, which will allow for a four (4) lane road and a middle turn lane. The applicant was informed that if the city returns the additional seven (7) feet, they will be moving the retention basins in the private property, this is one (1) of the amendments. The one regarding the landscape, the city agrees for the deferment of the landscape installation, however the landscape must be completed prior to the expiration of the two (2)-year guarantee period. Both the applicant and the city agreed on this. The owner submitted the petitions to create the improvement districts for street lighting and retention basins maintenance which will be presented to the City Council at the next Council meeting.

MOTION: Council Member Matias Rosales/Council Member Tadeo Azael De La Hoya to approve and adopt Resolution No. 2269. Motion passed with six (6) aye votes and once (1) abstention by Mayor Nieves Riedel.

The vote was as follows:

Mayor Nieves Riedel	Abstained
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. G. Public Hearing followed by discussion and possible action on any and all matters regarding the recommendation of the Liquor License Application submitted to the Arizona Department of Liquor Licenses and Control by Gorgonio George Molina on behalf of Patio Sushi and More Two Inc. located at 616 N. 4th Avenue, San Luis, Arizona. (Sonia Cornelio, City Clerk)

A. Public Hearing

MOTION: Council Member Javier Vargas/Council Member Tadeo Azael De La Hoya 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 and/or applicant presentation

Mrs. Sonia Cornelio, City Clerk, stated that her office received the application and was posted along with the Notice at the proposed premises to sell alcohol for the number of days required. She added that her office did not receive any comments in favor of or against the application.

2. Call to the public on this item

There were no comments from the public on this item.

B. Close the Public Hearing

MOTION: Council Member Tadeo Azael De La Hoya /Council Member Javier Vargas 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

C. Action on the recommendation of the Liquor License Application to the Arizona Department of Liquor Licenses and Control for Patio Sushi and More Two Inc.

MOTION: Council Member Matias Rosales/Council Member Gloria Torres to recommend approval of Liquor License Application to the Arizona Department of Liquor Licenses and Control for Patio Sushi and More Two, Inc., as presented. The motion passed with six (6) aye votes and one (1) nay vote by Council Member Maria Cecilia Cruz.

The vote was as follows:

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

7. H. Public Hearing followed by discussion and possible action on any and all matters regarding Rezoning Case No. 2023-0144 for Orchidea Park and Ordinance No. 441. An Ordinance of the Mayor and City Council of the City of San Luis, Arizona, amending the official zoning map of the City of San Luis by changing the zoning classification of 9.39 acres from Medium Density Residential (R1-6) to Medium-High Density Residential (R-2) for property located south of County 24th Street between 24th Avenue and Avenue D; repealing conflicting provisions; and providing for severability. (Jose A. Guzman, Director of Planning and Zoning)

Mayor Nieves Riedel declared a possible conflict of interest and abstained from participating in this item.

A. Open Public Hearing

MOTION: Council Member Tadeo Azael De La Hoya/Council Member Javier Vargas to open the Public Hearing. Motion passed with six (6) aye votes and once (1) abstention by Mayor Nieves Riedel.

The vote was as follows:

Mayor Nieves Riedel	Abstained
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. Jose Guzman, Director of Planning & Zoning, stated that this is a request to rezone 9.3 acres from R1-6 to R2 for the construction of a subdivision with 76 attached duplex units. This item was presented to the Planning & Zoning Commission during their meeting on May 9, 2023 and they recommended approval with the conditions as presented by staff. Staff recommended approval with the condition that the applicant submit the preliminary plat in compliance with all the subdivision regulations; the applicant has agreed to the condition.

2. Call to the public on this item

There were no comments from the public on this item.

B. Close Public Hearing

MOTION: Council Member Matias Rosales/Council Member Tadeo Azael De La Hoya to close the Public Hearing. Motion passed with six (6) aye votes and once (1) abstention by Mayor Nieves Riedel.

The vote was as follows:

Mayor Nieves Riedel	Abstained
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 Reading of Ordinance No. 441 by title only

MOTION: Council Member Tadeo Azael De La Hoya/Council Member Javier Vargas to approve reading of Ordinance No. 441 by title only. Motion passed with six (6) aye votes and once (1) abstention by Mayor Nieves Riedel.

The vote was as follows:

Mayor Nieves Riedel	Abstained
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

Mrs. Sonia Cornelio, City Clerk, read Ordinance No. 441 by title only.

D. Action on Ordinance No. 441

MOTION: Council Member Gloria Torres/Council Member Matias Rosales to approve and adopt Ordinance No. 441. Motion passed with six (6) aye votes and once (1) abstention by Mayor Nieves Riedel.

The vote was as follows:

Mayor Nieves Riedel	Abstained
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

Council Member Maria Cecilia Cruz reported she attended the Women's Empowerment Conference in Yuma and was one of the speakers. This event was to empower women to make sure they knew there was support when there was domestic violence or any issues like that. She also attended the South Yuma Domestic Violence Coalition meeting on June 13, 2023 and an HIV Outpatient Service presentation was provided. This is a subject no one likes to talk about, but she believes it is very important; this presentation showed the myths and some of the truths about HIV. She asked if the City of San Luis would like a presentation as there is great information that can be shared with staff.

Mr. Jose Luis Cisneros, Acting Director of Parks & Recreation and Ms. Lizette Varela, Assistant Director of Parks & Recreation, formally invited the Mayor, City Council and public to the 4th of July Celebration, the doors open at 6:00 p.m. They provided a brief program for this day and thanked all those involved and their contribution towards this event.

Mayor Nieves Riedel introduced her grandson Jett and was happy to be present.

9. DISCUSSION AND POSSIBLE ACTION ITEM:

EXECUTIVE SESSION - Vote to hold Executive Session pursuant to A.R.S. § 38-431.03(A) subsections (1), (3), and (4).

Discussion and possible action to hold an executive session pursuant to A.R.S. §§ 38-431.03(A)(1), (3), and (4) for discussion concerning the employment, appointment, and possible recruitment of the position of city manager and/or the resignation the previous interim city manager. (Vice Mayor Luis E. Cabrera, Council Members Maria Cecilia Cruz and Gloria Torres)

Council Member Tadeo Azael De La Hoya asked Mayor Nieves Riedel if anyone that signed the affidavit to place this item on the agenda had formally asked her to put the two (2) items on the agenda.

Mayor Nieves Riedel responded no.

Council Member Tadeo Azael De La Hoya indicated he would vote nay and would not participate in the Executive Session.

MOTION: Vice Mayor Luis E. Cabrera/Council Member Gloria Torres to go into Executive Session at approximately 7:12 p.m. Motion passed with four (4) aye votes and three (3) nay votes by Mayor Nieves Riedel, Council Members Tadeo Azael De La Hoya and Javier Vargas.

The vote was as follows:

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

10. MOTION TO GO BACK TO REGULAR SESSION

MOTION: Vice Mayor Luis E. Cabrera/Council Member Gloria Torres to go back to Regular Session at approximately 7:50 p.m. Motion passed with four (4) aye votes and three (3) nay votes by Mayor Nieves Riedel, Council Members Tadeo Azael De La Hoya and Javier Vargas.

The vote was as follows:

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

10.A. DISCUSSION AND POSSIBLE ACTION ITEM:

Discussion and possible action on any and all matters regarding the position and contract of the City Manager, including appointment or employment of a City Manager and/or instructions to staff. (Vice Mayor Luis E. Cabrera, Council Members Maria Cecilia Cruz and Gloria Torres)

Council Member Tadeo Azael De La Hoya asked Ms. Kay Macuil, City Attorney, if any thing had changed from what the City Council had already agreed before and if they were making a motion.

Ms. Macuil responded that it is open for a motion by any Council Member.

Council Member Tadeo Azael De La Hoya stated he knew and they had agreed to this item before to recruit further for the position and asked if anything had changed.

Vice Mayor Luis E. Cabrera asked who is we.

Council Member Tadeo Azael De La Hoya responded, we as Council.

Mayor Nieves Riedel stated that there are minutes, the City Council gave direction to the Director of Human Resources, Adela Cortez to open the position for City Manager. She added she thought for weeks and weeks that the position was open. Last Friday, by accident, because she is very much concern because the city does not have a Director of Parks & Recreation, a Judge, a Director of Economic Development nor a real City Manager. The city has been like this for two (2) years, there is an Interim and one (1) on contract. She believed that the positions were open and asked Ms. Cortez how many applicants had applied. Mayor Nieves Riedel asked Ms. Cortez to come to the podium to provide the response given.

Ms. Cortez stated that the position was opened for a while and there was a list of candidates that had been provided to Administration but never received a direction to move forward and a couple of weeks ago, she received direction to take down the position.

Mayor Nieves Riedel asked by whom did she received the directive.

Ms. Cortez responded that by the previous Interim City Manager.

Mayor Nieves Riedel added that this is where she takes it personal, this is a position that is key to the stability of the city. The only reason she asked that question is because she is concerned. His contract was coming due on the 30th, there were some issues that she will not discuss about a person that is not present to defend himself. She found out by accident, not because she wanted to know or interfere with Ms. Cortez's job. She does not go to Ms. Cortez's office to inquire about who gets hired or fired as it is not her job or the City Council's job; the City Council is there to legislate. She was surprised by this move and the ex-Interim City Manager that was under contract did not bother to let her know just like other things. She has been in the position of Mayor for approximately six (6) months and her last conversation with Mr. Velez was that it had been an uphill battle as he took sides and never worked with the City Council, he worked for four (4) people, who are Vice Mayor Luis E. Cabrera, Council Members Gloria Torres, Maria Cecilia Cruz and Matias Rosales. She is very appreciative of city's staff that have been able to help her move the agenda forward. She does not have a hidden agenda and wants to do what is right for the city employees and for the rest of the city. She said that the first conversation she had with Mr. Velez he expressed "I know that I'm not the Administrator that you have chosen"; she responded "Yes, you are absolutely right".

Council Member Maria Cecilia Cruz asked if they are allowed to speak about the person, that he was not there to defend himself.

Mayor Nieves Riedel asked Council Member Maria Cecilia Cruz to not interrupt and if she continues, she would ask Council Member Maria Cecilia Cruz to leave, to show some respect please, adding that this circus is embarrassing. He only worked with four (4) people and was working against Mayor Nieves Riedel. When he was working against her, he was working against the people that elected them. She has been in the city for 32 years and it has always been like this, people get in the middle and the constituents and city employees are the ones that pay the consequences. The City Council had given the Director of Human Resources the directive to fill those positions and it is not correct for the City Council to tell Ms. Cortez how to do her job, because if that is the case that the city can close the department and save a lot of money. The City Council either does the right thing and be professionals and respect Department Heads...because if the three (3) of them that signed the request for the item had gone to Mayor Nieves Riedel to put these items on the agenda, she would of placed them on the agenda.

That is the way that those that have served in the City Council had operated before...wait for the last minute, surprise everyone, create chaos and place employees in the position. She is embarrassed and wished she could say differently but it is not. Mayor Nieves Riedel publicly thanked Council Member Tadeo Azael De La Hoya for his guidance as well as the Legal Department and Mrs. Sonia Cornelio, City Clerk for their help. She only works with Council Members Tadeo Azael De La Hoya and Javier Vargas; none of the four (4) that work with the Administrator, who is no longer here, ever went to her office and tried to have a conversation without having an agenda.

Mayor Nieves Riedel allowed Council Member Maria Cecilia Cruz to speak.

Council Member Maria Cecilia Cruz asked if it is legal for Mayor Nieves Riedel to bring up a person's name when they are not there.

Ms. Macuil responded that it is about the position and noticed that there was about a resignation in the Executive Session, however it does say any and all matters.

Council Member Maria Cecilia Cruz mentioned that about bringing this item and getting the three (3) signatures...she had placed an item on the agenda one (1) time and went to Mayor Nieves Riedel and asked to place the item on the agenda and she said no, you just need to go to the City Clerks and place it on the agenda. The item was regarding the semi-trucks and the Police Department and when the time came to have the discussion on the item, the item was removed and she was not informed. She asked Mayor Nieves Riedel why would she go to her when she tells her that she will work with the City Council and then she takes off the item, well she does not know what to tell Mayor Nieves Riedel.

Mayor Nieves Riedel responded that for that Work Session, she was informed by the Legal Department that there was already an ordinance in place and that there was no need for discussion and that it was just to give direction to the Police Department to do their job. A job that politicians had tried to do over and over again by interfering with the Police Department and the Police Department was not able to do their job.

11. ADJOURNMENT

MOTION: Council Member Matias Rosales/Vice Mayor Luis E. Cabrera to adjourn the Regular Council meeting at approximately 7:50 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 June 14, 2023. I further certify that the meeting was duly called and held and that a quorum was present.

Sonia Cornelio, City Clerk