

MINUTES
Regular Meeting
San Luis City Council
San Luis Council Chamber
1090 E. Union Street
May 27, 2015
7:00 P.M.

<p>APPROVED by Council Date: July 8, 2015 Clerk's Office: /s/ S. Cornelio</p>
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**MEMBERS OF THE CITY COUNCIL WILL ATTEND EITHER IN PERSON,
TELEPHONE, OR VIDEO CONFERENCE COMMUNICATION**

CALL TO ORDER: Vice-Mayor M. Rosales call the meeting to order at approximately 7:03 pm.

ROLL CALL

PRESENT: Mayor Gerardo Sanchez
Vice-Mayor Matias Rosales
Council Member Africa Luna-Carrasco
Council Member Maria Cecilia Ramos
Council Member Mario Buchanan Jr.
Council Member Gloria Torres

ABSENT: Council Member Ruben Walshe

OTHERS PRESENT: Tadeo De La Hoya, Assistant to the City Manager
Sonia Cornelio, City Clerk
Chris Kasid, Parks & Recreation Director
Daniel Paz, I.T. Director
Eulogio Vera, Public Works Director
Geraldine Gutierrez, Asst. to Council/PIO
Jenny Torres, Community Development Director
John Starkey, Building Safety Director
Jose Guzman, Assistant Planner
Katie St. Louis, Finance Director
Olivia Jenkins, Utilities Director
Victor Figueroa, Acting Chief of Police
Yolanda Dueñas, Fleet Services/Facilities
Vianey Vega, Vega & Vega Engineering
Emma Torres, Campesinos Sin Fronteras
Francisca Guzman, Meeting Translator
Alfredo Campa, Police Sergeant
Rick Baumermann, Fire Inspector
Victor Oliveras, Animal Control Officer
Greg Torok, Attorney

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Vice-Mayor M. Rosales

INVOCATION:

The invocation was made by Council Member M.C. Ramos

CONSENT AGENDA

MINUTES OF

-Budget Retreat held April 18, 2015

DISBURSEMENTS from May 4, 2015 to May 15, 2015

Total disbursements \$734,376.65

(Seven-Hundred, Thirty-Four Thousand, Three-Hundred, Seventy-Six Dollars and Sixty-Five Cents)

MOTION: Council Member G. Torres/ Council Member M.C. Ramos to approve the Consent Agenda. Motion passed unanimously.

Mayor G. Sanchez Moved Call to the Public to the beginning of the meeting.

CALL TO THE PUBLIC

Mr. Ernesto Prieto, San Luis Police Detective, introduced Mr. Angel Serrano, Boxing Assistant Coach and Jose Cordero the newest regional champion as well as Anthony Clark, who are now preparing for nationals in Charleston, West Virginia from June 7th to the 14th. This would be the first time San Luis P.A.L. will be participating in nationals with youth. Due to the reason that the Arizona regionals were after, and participation from many states, the hotel for Nationals ended up being completely booked, because of that, they had to start looking at other options. The cheapest one they found that worked for them was at \$900.00, with that high cost they are seeking assistance from the City. Mr. Vianey Vega, Vega and Vega Engineering, stated he would donate \$500.00 to help the San Luis P.A.L. compete in nationals.

Mr. Pablo Villa, 1364 San Francisco St. San Luis, Arizona, asked for the Council and City's support. On June 5th-7th he will be attending a Business Convention in San Francisco, where he is going to be perusing to start his own nonprofit organization where he can open his own tutoring and mentoring program in the City of San Luis. He sees a great potential, seeing a lot of kids with great things but certain things always get in between; the kid not succeeding and doing the best they could do. His sophomore year of high school he started tutoring kids in his high school and volunteered at Parks and Recreation with Ms. Jennifer Cisneros, Assistant Parks and Recreation Director, supporting and helping him. Since then he has decided to do his very own business deciding that a nonprofit business was the way to go to help the students. As a college

student now he is helping kids at Arizona Western College in mentoring and tutoring. He had the opportunity to go to the Business Convention in San Francisco to learn more things and to see if there was more ways to start the business the way he envisioned it to bring it to the community and help. He already applied for a civic contribution with the help of Ms. Angelica Cifuentes, Budget and Procurement Compliance Specialist, and wanted to address the City Council to formally request support for the money that would be used for travel and hotel expenses. Currently he is doing a fundraiser by selling chocolates house to house to raise money to go to the trip. This program is opening a lot of doorways to help him with the goal of opening the nonprofit business

Ms. Emma Torres, Campesinos Sin Fronteras, thanked to Council for the opportunity they have given them to work together in the community. They will be vacating their current building to not relocate but reorganize their offices, she is moving most of their people into the Fernando Padilla to have a multi-service center to bring together their health programs, youth programs, and parenting programs all together being the only reason they are moving into the other building. They do not take for granted the opportunity the City gives them to work in the community. They have invested in the building they are vacating almost \$32,000.00 putting new floors and paint. They left the building in perfect condition, leaving a very nice building for the City ready to move in.

DISCUSSION AND POSSIBLE ACTION ITEMS:

1. Discussion and possible action to ratify and approve Request for Qualifications for a landfill for the City of San Luis. (Eulogio Vera)

Mr. Eulogio Vera, Public Works Director, explained that the Request for Qualifications needs to be ratified that went out on the 17th of the month, to supervise and approve that they went out to request for their qualifications for CMR and Operator of Landfill. They are looking to get a qualified CMR to be able to put together a packet according to the RFQ requirements that had been put together by Mr. Gimbut.

MOTION: Council Member G. Torres/ Council Member M.C. Ramos to ratify and approve the Request for Qualifications for the City of San Luis landfill budget as presented. Motion passed with five (5) aye votes and one (1) nay vote from Council Member A. Luna-Carrasco.

2. Discussion and possible action on any and all matters regarding the awarding of a bid and the approval of contract for the paving of the Joe Orduno Park south parking lot. (Chris Kasid)

Mr. Chris Kasid, Parks and Recreation Director, stated that the department had gone out to bid for the south parking lot at Joe Orduno Park receiving two competitive bids. One bid came from DPE Construction and another from Asemic Constrution Material. The lowest bid was from DPE Construction in the amount of \$226,015.00 this project is a budgeted item and is ready to get started. This should be completed by June 30th.

MOTION: Council Member M.C. Ramos/ Council Member A. Luna-Carrasco to award the bid for Joe Orduno parking lot paving project to DPE Construction Inc. in the amount of 226,015.00 and approve to authorize a contract to DPE Contraction Inc. in a form as contained in a bidding document for the project in that amount. Motion passed unanimously.

3. Discussion and possible action on any and all matters regarding Resolution No. 1097. A resolution of the Mayor and City Council of the City of San Luis, Arizona, approving an amended License Agreement for the City building located at 600 Second Avenue with non-profit corporation of Campesinos Sin Fronteras. (Kay Macuil)

Mr. Tadeo De La Hoya, Assistant to the City Manager, explained that this request came from Campesinos Sin Fronteras to vacate the old utilities building on B Street and move to the building right at the corner on Second Avenue. Their current License Agreement is to rent the space for \$50.00 and they would be paying utilities. As of now they pay \$873.00 for both buildings. The building they will be moving into has already been occupied by them they will just be moving services into the new building. Mr. De La Hoya added that to clear any confusion any nonprofit organization can rent a facility from the City.

MOTION: Council Member G. Torres/ Council Member M.C. Ramos to approve 1097 to authorize the execution of any amended License Agreement with Campesions Sin Fronteras in the form of City building at 600 Second Avenue in San Luis, Arizona. Motion passed with five (5) aye votes and one (1) nay vote from Council Member M. Buchanan Jr.

4. Public hearing followed by discussion and possible action on any and all matters regarding Resolution No. 1098. A Resolution of the Mayor and Council of the City of San Luis, Arizona, amending water, sewer rates and charges for hotels and motels as imposed by Resolution No. 1009, providing and effective date for said charges, repealing any conflicting provisions, and providing for severability. (Olivia Jenkins)

A. Open Public Hearing

MOTION: Council Member A. Luna Carrasco/ Council Member M. Buchanan Jr to open public hearing. Motion passed unanimously.

Ms. Olivia Jenkins, Utilities Director said that this is something that had been discussed for over three (3) to four (4) years, since the last deduction increases. There are four different categories of customers, which are: residential, commercial, government and schools. Hotels and motels get classified for rate purposes under residential and now the City wants to make it unified since their category is commercial and they want to apply the commercial sewer and water rates instead of having residential-commercial

and residential. At this moment the City is charging them for room, this change will be making them commercial. The hotel has been charged as residential since the first rating census. Since they are short term and not long term they should not be charged as residential.

B. Close Public Hearing

MOTION: Council Member M. Buchanan Jr. / Council Member A. Luna Carrasco to close public hearing. Motion passed unanimously.

C. Adoption of Resolution No. 1098

MOTION: Council Member M. Buchanan Jr. / Council Member A. Luna Carrasco to pass and adopt Resolution 1098 changing water and sewer rates for hotels and motels from residential to commercial rates effective July 1st 2015. Motion passed unanimously.

**5. Discussion and possible action on any and all matters regarding approval of Second Reading of Ordinance No. 337. An Ordinance of the City of San Luis, Arizona, amending the San Luis City Code Title IX, Chapter 95 relating to animals by adding Section 95.02, Animals Disturbing the Peace and Section 95.03 Penalty; Repealing any conflicting provisions; providing for severability and providing penalties for violations.
(Acting Chief of Police Victor Figueroa)**

Mr. Victor Figueroa, Acting Chief of Police, clarified that the City is not after the owners of the dog, that is once to many times Police Officers are called for dog disturbances and it is not fair they get to tell the residents they cannot do anything about it. Now the resident is responsible for their pets. With several calls regarding the ordinance they have been explaining to the public if their dog barks one time they are not going to go and fight them, this is for when the dog barks or howls excessively for hours straight disturbing the peace.

A. Approval of Second Reading of Ordinance No. 337 by title only

MOTION: Council Member M. Buchanan Jr/ Council Member M.C. Ramos to approve Second Reading of Ordinance No. 337 by title only. Motion passes with four (4) aye votes and two (2) nay votes from Council Members A. Luna-Carrasco and G. Torres.

Ms. Sonia Cornelio, City Clerk, read Ordinance No. 337 by title only.

B. Approval and adoption of Ordinance No. 337

MOTION: Vice Mayor M. Rosales / Council Member M. Buchanan Jr to approve and adopt Ordinance No. 337. Motion passed with four (4) aye votes and two (2) nay votes from Council Member A. Luna-Carrasco and G. Torres

**6. Public hearing regarding any and all matters concerning Text Amendment Case No. 2015-0106-An Amendment to the City of San Luis Zoning Ordinance correcting and amending various zoning district uses followed by discussion and possible action to approve Ordinance No. 338. An Ordinance of the Mayor and Council of the City of San Luis, Arizona, amending Ordinance No. 332 by reference and fixing the effective date thereof; repealing any conflicting provisions; and providing for severability.
(John Starkey)**

A. Open Public Hearing

MOTION: Council Member A. Luna-Carrasco/ Council Member M. Buchanan Jr. to open public hearing. Motion passed unanimously.

Mr. John Starkey, Zoning Administrator, stated that there will be four (4) changes to the Amendment, the first section will be dealing with community commercial, C2. They will no longer be allowing storage of material for sale outside, in order to have outdoor sales of material in the C2 Zoning District they would need to apply for a Conditional Use Permit as before one was able to just stack the stuff outside, in particular on Main Street it would cause pedestrian problems. The second part deals with medical marijuana dispensaries in the same district, C2, is to clarify that dispensaries are allowed as a conditional use and not a growing facility. The third part deals with self-storage facilities in allowing the use as a conditional use in Community Commercial Districts, meaning they would have to submit an application, plans and show what they are going to do. The fourth part of the Text Amendment regarding towards the medical marijuana growing facilities and dispensaries it will be allowed in the Light Industrial District and Heavy Industrial District as a conditional use not as a right but a conditional use.

B. Close Public Hearing

MOTION: Council Member A. Luna-Carrasco/Vice Mayor M. Rosales to close public hearing. Motion passed unanimously.

C. Approval of Ordinance No. 338 by title only

Ms. Sonia Cornelio, City Clerk, read Ordinance No. 338 by title only.

D. Adoption and approval of Ordinance No. 338 and declare an emergency

MOTION: Member A. Luna-Carrasco/ Vice Mayor M. Rosales to approve and adopt Ordinance No. 338 and declare an emergency. Motion passed unanimously.

7. Summary of current events by Mayor, Council Members, City Manager, and/or City Staff pursuant to A.R.S. §38-431.02 (K).

Mayor G. Sanchez reported that he and Vice Mayor M. Rosales went to Washington D.C. last week for less than 48 hours to give a small speech for eight minutes. Out of all the presentations Mayor G. Sanchez's was the only one that got applauded, not only that but they were asking questions and were intrigued in the situation here in San Luis. Their point was made and hopefully bring them closer to their end goal. What was discussed was the Port of Entry Lines, Port of Entry I and Port of Entry II there were a lot of positive comments, especially from the Head of Departments of Mexico. They are constantly being told that there is no money, but yet Calexico, El Centro received \$300 million almost \$400 million they only asked for \$32 million but now the Mayor is asking for \$495 million for both ports of entries, I and II.

Vice Mayor M. Rosales and Council Member M.C. Ramos were with the boxing group and Officer Prieto at 4:00 pm that day when they were interviewed by Univision, they were very interested and intrigued about the services the City offers for the youth. They found it interesting that the City is able to provide the Youth Center at no charge to help the kids stay busy and teach them physical boxing and sportsmanship. Being compared to Yuma where they charge around \$142 dollars for a two (2) week period where the City does it at no cost for residents. They were there to promote and to get people's attention.

8. Adjournment

MOTION: Council Member G. Torres/Council Member M. Buchanan Jr. to adjourn the meeting at approximately 7:54pm. Motion passed unanimously.



Certification of Council Minutes

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Council meeting of the San Luis City Council held on May 27, 2015. I further certify the meeting was dully called and held and that the quorum was present and that the City Council approved these minutes at their Regular Council meeting held on July 08, 2015.

Dated this 9th day of July 2015.

/s/ Sonia Cuello, City Clerk