

**CITY OF YUMA
CITY COUNCIL MINUTES**

**VIRTUAL REGULAR MEETING
TUESDAY, NOVEMBER 3, 2020**

CALL TO ORDER – 6:30 P.M.

MEETING CALLED TO ORDER BY MAYOR SWEHLA.

MEMBERS PRESENT: Baucke, Ebersole, Hoch, McClung, Shay, Smith-Dischner, Swehla.

STAFF PRESENT: Scott Moore, Jerry Thompson, Karma Wells, Kathryn Sellars.

CORRECTIONS OR ADDITIONS TO THE AGENDA

Clerk/Treasurer Wells stated there were no corrections or additions to the Agenda.

APPROVAL OF AGENDA

Ebersole moved to approve the November 3, 2020, Agenda as presented. Second by Shay. Question. 7 ayes. Motion carried.

APPROVAL OF MINUTES

Shay moved to approve the October 20, 2020, Minutes as presented. Second by Ebersole. Question. 6 ayes. 1 abstain (Baucke). Motion carried.

CITIZENS RECOGNITION AND INTRODUCTION/PUBLIC COMMENT

None.

ACTION ITEMS

A. **LIQUOR LICENSE RENEWAL FOR J & L LIQUOR DBA LOG CABIN LIQUOR – LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk/Treasurer Wells stated the paperwork has been turned in for the liquor license renewal for J & L Liquor and there are no issues with the Police Department. Baucke moved to approve the liquor license renewal for J & L Liquor DBA Log Cabin Liquor. Second by Shay. Question. 7 ayes. Motion carried.

B. **FIRST READING ORDINANCE #8, SERIES OF 2020 (AMENDING SECTION 9.24.020 OF THE YUMA MUNICIPAL CODE CONCERNING CURFEWS FOR COMMERCIAL SOLICITATION) – KATHRYN SELLARS.** Attorney Sellars stated in a case against the Town of Castle Rock, a Judge deemed a curfew for commercial solicitation unconstitutional. This ordinance would take out the curfews in our Code. Shay moved to approve on first reading Ordinance #8, Series of 2020. Second by Smith-Dischner. Question. 7 ayes. Motion carried.

C. **FIRST READING ORDINANCE #9, SERIES OF 2020 (AMENDING SECTION 9.28.050 OF THE YUMA MUNICIPAL CODE CONCERNING THE AGE FOR OBTAINING, USING, POSSESSING, OR PURCHASING TOBACCO PRODUCTS) – KATHRYN SELLARS.** Attorney Sellars stated the State raised the age for tobacco products to 21 from 18. This ordinance would make the same change to our code. Ebersole moved to approve on first reading Ordinance #9, Series of 2020. Second by Shay. Question. 7 ayes. Motion carried.

D. **FIRST READING ORDINANCE #10, SERIES OF 2020 (AMENDING SECTION 13.30.010 OF THE YUMA MUNICIPAL CODE AND REMOVING AMBULANCE SERVICES FROM THE CITY-OWNED ENTERPRISE – SCOTT MOORE.** Manager Moore stated the Ambulance Service used to be able to support itself, but due to increased

costs of service and a limited amount of money received for services, the Ambulance Service is no longer able to support itself. It is proposed to move the Ambulance Service Enterprise to the General Fund. Discussion was held. McClung moved to approve on first reading Ordinance #10, Series of 2020. Second by Ebersole. Question. 7 ayes. Motion carried.

E. **APPROVAL OF BILLS – KARMA WELLS.** Clerk/Treasurer Wells provided Council with an additional list of bills. Shay moved to approve the bills. Second by Smith-Dischner. Question. 7 ayes. Motion carried.

F. **PURCHASES IN EXCESS OF \$5,000 – SCOTT MOORE.** There were no purchases in excess of \$5,000.

ADDITIONAL BUSINESS

None.

REPORTS

CITY MANAGER, SCOTT MOORE

Manager Moore stated he was contacted by the Museum today and they were not approved for the grant for 2020. They will be refunding the money the City had provided to them. They would like to address Council at the next Council meeting.

Manager Moore also mentioned he sent Council an email regarding the staff at City Hall.

CITY CLERK/TREASURER, KARMA WELLS

None.

CHIEF OF POLICE, JERRY THOMPSON

Chief Thompson stated they have started getting the cameras in the cars. Most of them are up and running.

CITY COUNCIL REPORTS

Swehla

- Mayor Swehla stated he would like to have a discussion at the next meeting with Council and staff regarding utilities.
- Mayor Swehla also stated he met with the Street Committee.

McClung

- Council Member McClung stated he attended the Yuma County Water Authority and Landfill Board meetings. The Yuma County Water Authority is working on an educational campaign for the need for CREP. The Yuma County Landfill Board discussed the budget and possible gate fee increase. Reviews will be done on the Landfill staff.
- Council Member McClung will be attending the Clerk/Treasurer Committee Meeting tomorrow.

Smith-Dischner

- Council Member Smith-Dischner stated she attended the Electric, Parks and Recreation, and Community Center Committee Meetings. The Electrical Department faces challenges of keeping master linemen on staff. Currently there are 2 on staff and 1 in training. In the future, they are looking to add a substation on the east end of town. Also a rate increase will be proposed for 2021. They also are working on reserve transformers.
- The Parks and Recreation Committee discussed use of facilities, part-time help, getting their job done timely and efficiently, and charges for services.

- The Community Center Committee discussed the new rebranding and then onset of COVID happening. They are doing a newsletter and working on the transition of the Community Center to the Community and Enrichment Center.

EXECUTIVE SESSION

“To consider personnel matters, pursuant to C.R.S. § 24-6-402 (4)(f) and not involving: any specific employees who have requested discussion of the matter in open session, specifically for the City Manager, City Clerk/Treasurer and Chief of Police evaluations.”

Attorney Sellars stated Council intends to meet in executive session to consider personnel matters, pursuant to C.R.S. § 24-6-402 (4)(f) and not involving: any specific employees who have requested discussion of the matter in open session, specifically for the City Manager, City Clerk/Treasurer and Chief of Police evaluations. Ebersole moved to go into executive session. Second by Shay. Question. 7 ayes. Motion carried.

Attorney Sellars made a statement for who was present in executive session and there were no objections to the discussions in executive session.

ADJOURNMENT

Hoch moved to adjourn. Second by Smith-Dischner. Question. 6 ayes. 1 nay (Baucke). Motion carried.

Ron Swehla
Mayor

Karma Wells, CMC
City Clerk/Treasurer