

**City of Yuma
City Council Minutes
Hybrid Regular Meeting
Tuesday, January 6, 2026
Meeting Location – City Hall, 320 South Main Street, Yuma, CO and virtual through Zoom
Call to Order – 6:30 P.M.**

Meeting called to order by Mayor McClung and the Pledge of Allegiance was recited.

Members Present: Baucke, Fitzsimmons, McClung, O’Neal, Shay, Thompson.

Staff Present: Eric Duthie, Curtis Witte, Karma Wells.

Corrections or Additions to the Agenda

There were no corrections or additions to the agenda.

Approval of January 6, 2026, Agenda

Shay moved to approve the January 6, 2026, agenda as presented. Second by Thompson. Question. 6 ayes. Motion carried.

Citizens Recognition and Introduction/Public Comment

None.

Presentations (Informational)

A. Other Presentations (If any)

None.

Reports (Informational)

A. City Manager – Eric Duthie

Manager Duthie provided council with his written report.

B. City Clerk/Treasurer – Karma Wells

i. Finance Report

Clerk/Treasurer Wells provided council with the October and November finance reports.

C. Interim Chief of Police – Curtis Witte

None.

D. City Attorney – Kathryn Sellars (If necessary)

None.

City Council Reports/Comments (Informational)

Shay

- Council Member Shay stated that he attended the Water Authority Board meeting and the Landfill Board Meeting. It was business as usual. There are some questions regarding Pioneer Ditch and Laird Ditch that will be addressed at a later meeting.

Consent Agenda (Action Items)

- A. Approval of December 16, 2025, regular meeting minutes.
- B. Approval of disbursements and payroll.
- C. Purchases in excess of \$25,000.

Shay moved to approve the Consent Agenda. Second by O'Neal. Question. 6 ayes. Motion carried.

Public Hearings and Other New Business (Action Items)

A. Approval of disclosed disbursements (if needed).

None.

B. Resolution #1, Series of 2026 – Declaring the City's Official Intent to Reimburse Itself with Proceeds of Tax-Exempt Financing for Capital Expenditures Undertaken or to be Undertaken by the City to Construct and Equip a City Pool; and Providing Certain Other Matters on Connection Therewith.

Clerk/Treasurer Wells explained that this Resolution allows the city to be reimbursed for any expenses that are incurred for the swimming pool prior to receiving financing from the bonds. Shay moved to approve Resolution #1, Series of 2026. Second by Baucke. Question. 6 ayes. Motion carried.

C. Resolution #2, Series of 2026 – Designating Posting Places for Posting of Notice of Regular and Special Meetings of Local Public Bodies of the City of Yuma.

Clerk/Treasurer Wells stated that we are required to update our posting places every year. Our posting places are the front window of City Hall and on the city's website. Shay moved to approve Resolution #2, Series of 2026. Second by O'Neal. Question. 6 ayes. Motion carried.

D. Resolution #3, Series of 2026 – MEAN Master Services Agreement and Addendum Regarding Rate-Based Services

Clerk/Treasurer Wells stated that MEAN is requiring that new Master Services Agreements be signed. Baucke moved to approve Resolution #3, Series of 2026. Second by Baucke. Question. 6 ayes. Motion carried.

E. First Reading Ordinance #3, Series of 2026 – Amending Title 9 of the Yuma Municipal Code Concerning Park Hours and Curfew

Interim Police Chief Witte stated that he spoke with the city attorney regarding our curfew ordinance and proposed changes that were discussed at the last meeting. The current ordinance for the city park doesn't have specific hours listed, so those have been added to reflect curfew hours from 11:00 p.m. to 5 a.m. Shay moved to approve on first reading Ordinance #3, Series of 2026. Second by Fitzsimmons. Question. 6 ayes. Motion carried.

F. Resolution #4, Series of 2026 – Amendment #3 with SEH for Revised Bidding and Construction Services

Clerk/Treasurer Wells stated that SEH are the engineers that we have been using for the 3rd and 4th Avenue project. We have already had two amendments to the agreement, adding services as we go and now have a third amendment to finish the project. This would allow for onsite inspection services for each week of the project. We have been paying for this project from the Capital Projects Fund and we will need to amend the budget if this is passed as we only budgeted \$200,000 and the total amended amount is \$283,931. O'Neal moved to approve Resolution #4, Series of 2026. Second by Shay. Question. 6 ayes. Motion carried.

G. Award of Bid for 3rd and 4th Avenue Paving and Resolution #5, Series of 2026 – Construction Contract with Concrete Specialties and Utilities Construction

Clerk/Treasurer Wells explained that we only received one bid for this project from Concrete Specialties and Utilities Construction in the amount of \$2,706,909.62. To help expedite the process, with approval, we will be awarding the bid and approving the resolution to approve the construction contract. We will be meeting with Concrete Specialties at 3:00 p.m. on Thursday to get the process started. Shay moved to award the bid to Concrete Specialties and Utilities Construction and approve Resolution #5, Series of 2026. Second by O'Neal. Question. 6 ayes. Motion carried.

H. Selection of Finance Company for Swimming Pool Bonds

Clerk/Treasurer Wells stated that we utilized the services of D.A. Davidson when we were working on the proposed ballot question for the swimming pool. We met with our local banks and they are unable to handle the bonds on their own. We received proposals from D.A. Davidson and RBC Capital. We are asking for approval to move forward with the proposal from D.A. Davidson. Fees are estimated to be \$120,000. Shay moved to approve D.A. Davidson as the pool bonds finance company. Second by Thompson. Question. 6 ayes. Motion carried.

Old Business and Public Hearing on Passage of Ordinance on Second Reading (Action Items)

A. Tabled action items

None.

B. Public Hearing on Second Reading Ordinance #1, Series of 2026 – Amending the Yuma Municipal Code Concerning Wireless Services Facilities

Manager Duthie explained that nothing has changed on this ordinance since the first reading. This is an unfunded state mandated amendment to the Yuma Municipal Code. Mayor McClung opened the public hearing. Hearing no discussion, the public hearing was closed. Shay moved to approve on second reading Ordinance #1, Series of 2026. Second by O'Neal. Question. 6 ayes. Motion carried.

C. Public Hearing on Second Reading Ordinance #2, Series of 2026 – Amending Chapter 17.06 of the Yuma Municipal Code Concerning Turf Landscaping

Manager Duthie stated that this is also an unfunded state mandated amendment to the Yuma Municipal Code concerning turf landscaping. Mayor McClung opened the public hearing. Hearing no discussion, the public hearing was closed. Shay moved to approve on second reading Ordinance #2, Series of 2026. Second by O'Neal. Question. 6 ayes. Motion carried. None.

Additional Business

None.

Adjournment

Shay moved to adjourn. Second by O'Neal. Question. 6 ayes. Motion carried.

Timothy McClung
Mayor

Karma Wells, CMC
City Clerk/Treasurer