



  
**WELLTON**  
ARIZONA

# **Town Council Meeting**

## **Council Packet**

### **July 11, 2023**

Mayor Scott Blitz

Vice Mayor Cecilia McCollough

Councilmember Barbara Biggs

Councilmember Sylvia Davidson

Councilmember Michelle Jones

Town Manager Richard Marsh



**TOWN OF WELLTON  
TOWN COUNCIL MEETING AGENDA  
COUNCIL CHAMBERS  
28634 OAKLAND AVENUE, WELLTON, ARIZONA  
TUESDAY, JULY 11, 2023  
6:00PM**

**6:00 PM Convene Special Session of the Common Council of the Town of Wellton**

- **Call to Order**
- **A reminder to please turn your cell phones off or place them on vibrate. If you must answer your cell phone or text, please step outside. Thank you.**
- **Pledge of Allegiance**
- **Invocation**
- **Roll Call**
- **Introduction of Guests**
- **Final Call** for submission of Speaker Request Forms
- **Call to the Public**

This is a business meeting of the Wellton Town Council. The Town values and welcomes public input. Please address the Council and not individual Council Members. Do not address staff or members of the audience. The Open Meeting Law limits Council action on items brought up in Call to the Public. The Council may direct staff to study the matter and reschedule it for further consideration later. Items on the agenda will not be heard or discussed in Call to the Public. Individuals are limited to three (3) minutes.
- **Presentations and Introductions**
  - A. Presentation of SeeClickFix: Mary Miranda, Ashley Rivera, and Sandra Jones.
  - B. Presentation of Employee of the Month: Ashley Baughn
  - C. Introduction of Code Enforcement Officer: Belen Medina and Code Enforcement Update by Richard Marsh, Town Manager
  - D. Presentation of Certificate of Appreciation to: Jeff Hubert – Gotta Paint
  - E. Introduction of Tour de Fields by Joe Grant, Public Works Director

**Discussion and Action Items**

1. **Approval of Minutes:**
  - a. For the Meeting of June 7, 2023 (Regular Meeting).
  - b. For the Meeting of June 7, 2023 (CFD Meeting).
2. **Discussion regarding CDBG Program by Yolanda Galindo, Grants Director.**
- **Recess Regular Session of the Common Council and open Public Hearing as Board of Adjustment**
3. **Public Hearing for:**
  - a. Variance Case #V-23-003: Quick Fix Pools and Spas LLC, agent for Jim and Tamra Wilcox, requests a variance of Planning & Zoning Code Chapter 8, Section 8-5.4.1-

D (1): Minimum Interior Yard Setback: 6 feet on their lot located at 28731 Canal Avenue (Parcel #: 709-52-139) for the installation of a pool.

- **Close Public Hearing.**
  - **Recess the Wellton Town Council Special Session and convene as the Board of Directors of the Links at Coyote Wash Community Facilities Districts #2003-1 & #2005-1.**
4. The Links at Coyote Wash Community Facilities District #2003-1:
    - a. Public Hearing, discussion, and possible action to adopt Resolution No. 57, a resolution of the Board of the Links at Coyote Wash Community Facilities District #2003-1, Yuma County, Arizona, levying upon the assessed valuation of the property within the District subject to ad valorem taxation a certain sum upon each one hundred dollars (\$100.00) of valuation sufficient to raise the amounts estimated to be required in the Annual Budget; all for Fiscal Year beginning July 1, 2023 and ending on June 30, 2024.
  5. The Links at Coyote Wash Community Facilities District #2005-1:
    - a. Public Hearing, discussion, and possible action to adopt Resolution No. 58, a resolution of the Board of the Links at Coyote Wash Community Facilities District #2003-1, Yuma County, Arizona, levying upon the assessed valuation of the property within the District subject to ad valorem taxation a certain sum upon each one hundred dollars (\$100.00) of valuation sufficient to raise the amounts estimated to be required in the Annual Budget; all for Fiscal Year beginning July 1, 2023 and ending on June 30, 2024.
  - **Adjourn as the Board of Directors for The Links at Coyote Wash Community Facilities District #2003-1 and #2005-1 and reconvene the Wellton Town Council in Special Session.**
  6. Discussion and possible action to adopt Resolution No. 710 a Resolution of the Town Council of the Town of Wellton, Arizona, adopting the Annual Public Safety Personnel Retirement System (PSPRS) Funding Policy for the Fiscal Year 2024.
  7. Discussion and possible action to adopt Resolution No. 711 a Resolution of the Town Council of the Town of Wellton, Arizona, designating the Richard Marsh as the Chief Fiscal Officer for officially submitting the Town's Fiscal Year 2024 Annual Expenditure Limitation Report.
  8. Discussion regarding a possible meeting date to revisit the International Property Maintenance Code.

- **Future Agenda Items**
- **Town Manager Report**  
The Town Manager's report is an informational item to inform the Town Council about current developments with respect to Town business. No action will be taken on any information presented.
- **Council's Report**  
The next scheduled Regular Council Meeting will be Tuesday, August 1, 2023, at 6:00PM.
- **Executive Session**  
An Executive Session may be called during the public meeting on any item on this agenda pursuant to A.R.S. § 38-431.03(A)(3) for the purpose of receiving legal advice.
- **Adjournment**

In accordance with the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act of 1973 the Town of Wellton does not discriminate based on 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 Town programs, activities, or services contact: ADA/Section 504 Coordinator, Town of Wellton, 28634 Oakland Avenue, Wellton, Arizona 85356; (928) 785-3348 or TTY (928) 785-3349.

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# MINUTES

## Town Council Regular Meeting

6:00PM – Tuesday, June 6, 2023

Wellton, Town Hall Council Chambers

28634 Oakland Avenue, Wellton, Arizona 85356

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**Mayor Scott Blitz** called the regular meeting to order at 6:00PM on Tuesday, June 6, 2023. **Mayor Blitz** led the Pledge of Allegiance and **Councilmember Sylvia Davidson** gave the invocation. Roll call was taken.

**Councilmembers Present:** Mayor Scott Blitz, Vice Mayor Cecilia McCollough, Councilmembers Barbara Biggs, Sylvia Davidson, and Michelle Jones.

**Councilmembers Absent:** None

**Staff Present:** Town Manager Richard Marsh, Deputy Town Clerk Sandra Jones, Finance Director Dennis Osuch, Police Chief David Rodriguez, Town Magistrate Russell Jones, Grants Director Yolanda Galindo, Butterfield Golf Course Manager Shasta Baughn, and Attorney John Austin Gaylord (via Zoom).

**Guests Present:** Bruce Elford, Marie DeTucci, Doris Maynard, Elra Claymore, Jonathan Athens, Stan Lucier, Audrey Zingler, Lynda Lake, Jim Sampson, Juquin Brown, Thomas Laybourne, Kenny Ward, Dolores Ward, Jack Trainer, Catherine Blitz, Allen Lockwood, Janet Lockwood, Larry Killman, Alicia Jorajuria, Reyna Curiel, Darren Simmons, and Evie Pistone.

### Call to the Public

**Thomas Laybourne – 11771 Castle Dome Street** (daughter's property): Mr. Laybourne spoke as to how he feels he has been treated in the process of building a storage shed on the lot within the setbacks. He is upset, as he sees numerous other sheds in the area that would be considered violations.

**Marie DeTucci – Boris Street:** She requested a possible extension of the pool season.

### Presentations

- Presentation of Appreciation: Sherry Cordova, Tribal Chairwoman for Cocopah Indian Tribe
- Presentation of Employee of the Month: Shasta Baughn
- Presentation of new Administrative Assistant at Police Department: Felix Reyes

### Discussion and Action Items

#### 1. Approval of Minutes:

##### a. For the Meeting of May 2, 2023 (Regular Meeting).

Motion made by Vice Mayor McCollough, seconded by Councilmember Jones, to approve Minutes for the Meeting of May 2, 2023 (Regular Meeting) as amended.



Davidson: Yay  
Jones: Yay  
Blitz: Yay  
McCollough: Yay  
Biggs: Yay

Motion carried.

**2. Discussion and possible action to accept:**

**a. Financial Statements and Independent Auditor's Report for FY 2021 – 2022,**

Motion made by Councilmember Jones, seconded by Vice Mayor McCollough, to accept the Financial Statements and Independent Auditor's Report for FY 2021 – 2022 prepared by BakerTilly US, LLP for Town of Wellton.

Davidson: Yay  
Jones: Yay  
Blitz: Yay  
McCollough: Yay  
Biggs: Yay

Motion carried.

**b. Annual Expenditure Limitation Report for FY 2021 – 2022 performed by BakerTilly US, LLP for Town of Wellton, and**

Motion made by Vice Mayor McCollough, seconded by Councilmember Jones, to accept the Annual Expenditure Limitation Report for FY 2021 – 2022 prepared by BakerTilly US, LLP for Town of Wellton.

Davidson: Yay  
Jones: Yay  
Blitz: Yay  
McCollough: Yay  
Biggs: Yay

Motion carried.

**c. Single Audit Report for FY 2021 – 2022.**

Motion made by Councilmember Biggs, seconded by Vice Mayor McCollough, to accept the Single Audit Report for FY 2021 – 2022 prepared by BakerTilly US, LLP for Town of Wellton.

Davidson: Yay  
Jones: Yay  
Blitz: Yay  
McCollough: Yay  
Biggs: Yay

Motion carried.

**3. Discussion and possible action to authorize the Mayor to sign the Professional Services Agreement between James A. Davey & Associates and the Town of Wellton for Construction Admin & Inspection Services for CDBG Contract #145-23 Bakersfield Avenue Improvements.**

Motion made by Vice Mayor McCollough Councilmember Davidson, seconded by, to authorize the Mayor to sign the Professional Services Agreement between James A. Davey & Associates and the Town of Wellton for Construction Admin & Inspection Services for CDBG Contract #145-23 Bakersfield Avenue Improvements.

Davidson: Yay

Jones: Yay

Blitz: Yay

McCollough: Yay

Biggs: Yay

Motion carried.

**4. Discussion and possible action to adopt the Public Participation Plan is developed as part of the Wellton General Plan Update as presented by Logan-Simpson.**

Motion made by Councilmember Jones, seconded by Vice Mayor McCollough, to adopt the Public Participation Plan is developed as part of the Wellton General Plan Update as presented by Logan-Simpson.

Davidson: Yay

Jones: Yay

Blitz: Yay

McCollough: Yay

Biggs: Yay

Motion carried.

**• Recess Regular Session of the Common Council and open Public Hearing as Board of Adjustment**

Motion made by Vice Mayor McCollough, seconded by Councilmember Biggs, to recess Regular Session of the Common Council and open Public Hearing as Board of Adjustment at 7:11PM.

Davidson: Yay

Jones: Yay

Blitz: Yay

McCollough: Yay

Biggs: Yay

Motion carried.

**5. Public Hearing for:**

- a. Variance Case #V-23-001: Mark and Jackie Johnson request a variance of Planning & Zoning Code Chapter 8, Section 8-5.4.1-B (3): One (1) Guest House/Casita or an



Accessory Building is allowed on a lot, on their property located at 11661 Laguna Street (Parcel #: 709-52-042).

- b. Variance Case #V-23-002: Michelle Jones requests a variance of Planning & Zoning Code Chapter 8, Section 8-5.4.1-D (1): Minimum Interior Yard Setback: 6 feet on her lot located at 11822 Cortez Street (Parcel #: 709-59-219).

Discussion regarding Variance V-23-001 and V-23-002.

- **Close Public Hearing.**

Motion made by Vice Mayor McCollough, seconded by Councilmember Biggs, to close the Public Hearing at 7:14PM.

Davidson: Yay  
Jones: Yay  
Blitz: Yay  
McCollough: Yay  
Biggs: Yay

Motion carried.

**6. Discussion and possible action to approve:**

- a. Variance Case #V-23-001: Mark and Jackie Johnson request a variance of Planning & Zoning Code Chapter 8, Section 8-5.4.1-B (3): One (1) Guest House/Casita or an Accessory Building is allowed on a lot, on their property located at 11661 Laguna Street (Parcel #: 709-52-042).

Motion made by Vice Mayor McCollough, seconded by Councilmember Biggs, to approve Variance Case #V-23-001.

Davidson: Yay  
Jones: Yay  
Blitz: Yay  
McCollough: Yay  
Biggs: Yay

Motion carried.

- b. Variance Case #V-23-002: Michelle Jones requests a variance of Planning & Zoning Code Chapter 8, Section 8-5.4.1-D (1): Minimum Interior Yard Setback: 6 feet on her lot located at 11822 Cortez Street (Parcel #: 709-59-219).

Motion made by Vice Mayor McCollough, seconded by Councilmember Biggs, to approve Variance Case #V-23-002.

Davidson: Yay  
Jones: Abstain  
Blitz: Yay  
McCollough: Yay  
Biggs: Yay

Motion carried.

- **Open Public Hearing on Final FY 2023-2024 Budget as Town Council**

Motion made by Vice Mayor McCollough, seconded by Councilmember Davidson, to open the Public Hearing on Final FY 2023-2024 Budget as Town Council at 7:17PM.

Davidson: Yay

Jones: Yay

Blitz: Yay

McCollough: Yay

Biggs: Yay

Motion carried.

**7. Public Hearing regarding the Final Operating Budget for FY 2023 – 2024.**

Discussion regarding the Final Operating Budget for FY 2023 – 2024 led by Town Manager Richard Marsh.

- **Close Public Hearing, recess the Regular Session and convene in a Special Session.**

Motion made by Vice Mayor McCollough, seconded by Councilmember Jones, to close the Public Hearing, recess the Regular Session and convene in a Special Session at 7:23PM.

Davidson: Yay

Jones: Yay

Blitz: Yay

McCollough: Yay

Biggs: Yay

Motion carried.

**8. Discussion and possible action to adopt Resolution No. 708 the adoption of the Final Operating Budget for FY 2023 – 2024.**

Motion made by Councilmember Jones, seconded by Vice Mayor McCollough, to adopt Resolution No. 708 the adoption of the Final Operating Budget for FY 2023 – 2024.

Davidson: Yay

Jones: Yay

Blitz: Yay

McCollough: Yay

Biggs: Nay

Motion carried.

- **Adjourn the Special Session and reconvene in the Regular Session.**

Motion made by Councilmember Jones, seconded by Vice Mayor McCollough, to adjourn the Special Session and reconvene in the Regular Session at 7:42PM.

Davidson: Yay

Jones: Yay

Blitz: Yay

McCollough: Yay

Biggs: Yay

Motion carried.

**9. Discussion and possible action to adopt Resolution No. 709 to adopt fee changes for the Town of Wellton for the Fiscal Year beginning July 1, 2023 and ending June 30, 2024.**

Motion made by Vice Mayor McCollough, seconded by Councilmember Jones, to adopt Resolution No. 709 to adopt fee changes for the Town of Wellton for the Fiscal Year beginning July 1, 2023 and ending June 30, 2024.

Davidson: Yay

Jones: Yay

Blitz: Yay

McCollough: Yay

Biggs: Yay

Motion carried.

**10. Update regarding Fire Department EMS Subscriptions and billings.**

Update given by Deputy Town Clerk Sandra Jones.

**Future Agenda Items**

- Presentation of the CDBG Program.

**Town Manager's Report**

- Thank you to Joe Grant, Public Works Director, for assisting Ryan Stuhr, VFW, in the placement of the flags along William Street in recognition of Memorial Day.
- Code Enforcement Update:
  - 28565 San Francisco Avenue – Staff is in the process of securing a formal inspection prior to the official determination to demolish the abandoned residence.
  - 29410 Oakland Avenue – This property has been bought by a private individual who has contacted the Town about opening a water account so he may start to complete the property clean-up.
  - 29249 San Jose avenue – This property has been sold to Housing America. It is currently going through the title company to close escrow.
- Wellton Police Department was awarded \$93,081 from the Department of Emergency and Military Affairs (DEMA). It is part of the Border Fencing and Technology program. The funds will go towards the purchase of a Law Enforcement outfitted Utility Terrain Vehicle (UTV) w/trailer, Night vision/thermal Imaging Binoculars, and an unmanned aerial vehicle (Drone).
  - WPD has also received \$144,000 from Stonegarden.

- WPD Staff is also in the process of applying for a competitive grant from the Tohono O'odham Nation. Their fleet is approximately 6 years old and is nearing the end of its useful lifespan. They are seeking funds to purchase a new fully outfitted vehicle. If awarded, this grant would be in the amount of \$67,071.31, towards that vehicle.
- WPD has also applied for \$180,000 from DOJ, an additional \$44,000 from DOJ as well, and \$60,000 from the Gila River Indian Tribe.
- This brings the combined total of grants (received and applied for) this fiscal year to over \$550,000.
- Bio for Chairwoman Sherry Cordova, Cocopah Indian Tribe:

Ms. Cordova began her employment for the Cocopah Indian Tribe, as the Executive Secretary for the Chairman, Mr. Barley in 1971. She went on to work for the tribe in various programs until 1976, at which time she left the area for a few years, but returned in 1979 and once again, began working for the tribe.

She has also always been very active on various committees and boards, such as Inter Tribal Council of Arizona, AIGA and AIGA II. She was instrumental in PROP 202 for the gaming compact.

She was elected to the Cocopah Tribal Council, as a council member, in 1980. She was then elected to the position of Vice-Chairwoman in 1982 and served in that position until she ran for the chairmanship in 1996. Ms. Cordova was elected to the position that she currently holds as Chairwoman.

Honorable Chairwoman Cordova has served, her community, as an elected official for 36 consecutive years.

Ms. Cordova's goal has always been to preserve the past, to live in the present and to build on our future. That has been the goal since she took office and continues down that path. "

#### **Council's Report**

- Vice Mayor McCollough discussed the Governor's Office meeting. Discussion centered around youth, faith, and Family. She attended the YMPO Board Meeting where discussion was the Transportation Improvement Program edits. Attended the VFW Memorial Day Parade. She reiterated that WACOG is looking for volunteers to represent the Town. Governor Hobbs attended the San Luis Port of Entry Grand Opening.
- Councilmember Biggs informed attendees the volunteer clean-up is on hold during the summer. Councilmember Jones thanked Staff for their efforts in cutting palm fronds, etc. on the medians and main streets in Town. A resident addressed a dead tree on the corner of Los Angeles Avenue and Hindman Street. Councilmember Biggs requested the IPMC be revisited on a future agenda. She had a question regarding trash pick-up and the route utilized.

**Staff Report**

- Butterfield Golf Course/Pool Manager Shasta Baughn explained the schedule for Water Dog Day and opening the Pool. She has eight total guards, two of which are seniors, one college student , and one recent graduate). Water Dogg Day is scheduled after the last day of school and the lifeguard classes have been completed to certify/recertify the lifeguards. Water Dog Day is scheduled for June 10, 2023, from 1:00PM to 5:00PM. There have been multiple donations of hot dogs and buns, raffle prizes, and refreshments from the Town's businesses and residents. Swimming lessons schedule will be determined after sign-ups. Classes are tentatively scheduled to start June 19, 2023. The pool season has been scheduled to extend through mid-September.

**Executive Session**

- None requested.

**Adjournment**

Motion made by Vice Mayor McCollough, seconded by Councilmember Jones to adjourn.

Davidson: Yay

Jones: Yay

Blitz: Yay

McCollough: Yay

Biggs: Yay

Motion carried.

Meeting adjourned at 8:10PM.

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Scott Blitz, Mayor

ATTEST:

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Richard Marsh, Town Manager

**CERTIFICATION:**

I hereby certify that the forgoing minutes are a true and correct copy of the regular meeting held June 6, 2023, and the meeting was duly called and posted and that a quorum was present.

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Richard Marsh, Town Manager



# MINUTES

## Community Facilities District 2003-1 and 2005-1 Board of Directors Meeting

Immediately Following the 6:00PM Regular Session - Tuesday, June 6, 2023

Wellton, Town Hall Council Chambers  
28634 Oakland Avenue, Wellton, Arizona 85356

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**Mayor Scott Blitz called the Community Facilities District 2003-1 and 2005-1 Board of Directors Meeting to order immediately following the 6:00 PM Regular Session of the Common Council on Tuesday, June 6, 2023. Mayor Blitz dispensed with the Pledge of Allegiance and Prayer.**

**Councilmembers Present:** Mayor Scott Blitz, Vice Mayor Cecilia McCollough, Councilmembers Barbara Biggs, Sylvia Davidson, and Michelle Jones.

**Councilmembers Absent:** None

**Staff Present:** Town Manager Richard Marsh, Deputy Town Clerk Sandra Jones, and Attorney John Austin Gaylord (via Zoom).

**Guests Present:** Bruce Elford, Marie DiTucci, Doris Maynard, Elra Claymore, Jonathan Athens, Stan Lucier, Audrey Zingler, Lynda Lake, Jim Sampson, Juquin Brown, Thomas Laybourne, Kenny Ward, Dolores Ward, Jack Trainer, Catherine Blitz, Allen Lockwood, Janet Lockwood, Larry Killman, Alicia Jorajuria, Reyna Curiel, Darren Simmons, and Evie Pistone.

### Discussion and Action Items

- **Open Public Hearing**

Motion made by Vice Mayor McCollough, seconded by Councilmember Jones, to open the Public Hearing at 8:13PM.

Davidson: Yay

Jones: Yay

Blitz: Yay

McCollough: Yay

Biggs: Yay

Motion carried.

#### 1. The Links at Coyote Wash Community Facilities District #2003-1:

- a. Public Hearing, discussion, and possible action to adopt Resolution No. 55, a resolution for the adoption of the Fiscal Year 2023-2024 budget for the Links at Coyote Wash Community Facilities District #2003-1.

Motion made by Vice Mayor McCollough, seconded by Councilmember Jones, to adopt Resolution No. 55, a resolution for the adoption of the Fiscal Year 2023-2024 budget for the Links at Coyote Wash Community Facilities District #2003-1.

Davidson: Yay

Jones: Yay  
Blitz: Yay  
McCollough: Yay  
Biggs: Yay

Motion carried.

**2. The Links at Coyote Wash Community Facilities District #2005-1:**

- a. Public Hearing, discussion, and possible action to adopt Resolution No. 56, a resolution for the adoption of the Fiscal Year 2023-2024 budget for the Links at Coyote Wash Community Facilities District #2005-1.**

Motion made by Vice Mayor McCollough, seconded by Councilmember Jones, to adopt Resolution No. 55, a resolution for the adoption of the Fiscal Year 2023-2024 budget for the Links at Coyote Wash Community Facilities District #2003-1.

Davidson: Yay  
Jones: Yay  
Blitz: Yay  
McCollough: Yay  
Biggs: Yay

Motion carried.

**Close Public Hearing**

**Adjournment**

Motion made by Councilmember Davidson, seconded by Councilmember Jones to close the public hearing, and adjourn.

Davidson: Yay  
Jones: Yay  
Blitz: Yay  
McCollough: Yay  
Biggs: Yay

Motion carried.

Meeting adjourned at 8:19PM.



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Scott Blitz, Mayor

ATTEST:

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Richard Marsh, Town Manager

**CERTIFICATION:**

I hereby certify that the forgoing minutes are a true and correct copy of the Community Facilities District 2003-1 and 2005-1 Board of Directors Meeting held June 6, 2023, and the meeting was duly called and posted and that a quorum was present.

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Richard Marsh, Town Manager

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# Town of Wellton

28634 Oakland Avenue • P.O. Box 67 • Wellton, Arizona 85356 • (928) 785-3348 • Fax (928) 785-4374 • [wellton@town.wellton.az.us](mailto:wellton@town.wellton.az.us)

## Staff Report

To: Board of Adjustment  
From: Sandra Jones  
Deputy Town Clerk  
Date: July 11, 2023  
Re: Variance Case V-24-001

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### 1. Requested Action

Variance Case #V-24-001: Quick Fix Pools and Spas LLC, agent for Jim and Tamra Wilcox, requests a variance of Planning & Zoning Code Chapter 8, Section 8-5.4.1-D (1): Minimum Interior Yard Setback: 6 feet on their lot located at 28731 Canal Avenue (Parcel #: 709-52-139) for the installation of a pool.

### 2. Summary

The location is 28731 Canal Avenue. The customer would like to maintain a width of 6 feet for their pool.

### 3. Fiscal Impact

N/A

### 4. Recommended Motion

It is recommended the Town Council approve Variance Case V-24-001 at the August 1, 2023 Regular meeting.

Prepared by:

  
Sandra Jones, Deputy Town Clerk

Approved for  
Agenda by:

  
Richard Marsh, Town Manager



**Town of Wellton**  
**Department of Planning and Zoning**

PO Box 67 • 28634 Oakland Avenue  
Wellton, Arizona 85356  
(928) 785-3348 • (928) 785-4374 Fax

**RECEIVED**

**JUN 12 2023**

**TOWN OF WELLTON**

**APPLICATION**

- ☐ REZONING                      ☒ VARIANCE                      ☐ CONDITIONAL USE PERMIT  
☐ MAJOR AMENDMENT           ☐ MINOR AMENDMENT           ☐ LOT SPLIT/LOT TIE  
☐ OTHER: \_\_\_\_\_

Case Number: V-24-001                      Public Hearing Date: 7/11/2023

Property Information	
Address/Parcel No.: 28731 Canal Ave 85356	Current Zoning: Residential
Area (acres/sq ft) to be affected: 40	Proposed Zoning or Number of Lot Splits/Ties: No change
Current Use: Set back from property line	Proposed Use: Set back variance to allow for more width on pool
Request: Our request is to bring the pool closer to property line. We would like to build 5ft off the property line.	Valuation of Work: \$80,000.00
Purpose of the above requested actions? To have more width for pool water	

Property Owner(s) / Agent(s) Information	
Property Owner's Name(s): Shanna Helgath & Jim & Tamra Wilcox	Agent's Name(s): Quick Fix Pools And Spas LLC
Mailing Address: 28731 Canal Avenue	Mailing Address: 13835 east 52nd drive
City, State, & Zip: Wellton arizona 85356	City, State, & Zip: Yuma Arizona 85367
Phone: +12533509718	Phone: 9289200838
E-mail: ShannaHelgath@hotmail.com	E-mail: Office@quickfixpools.com
Fax:	Fax:

I affirm that I am the owner of record of the subject property. If an agent is named, I hereby authorize that person to act on my behalf in matters relating to this application. Property Owner's signature is mandatory on all applications.

I hereby declare that all of the above information contained in this application is true and correct to the best of my knowledge and belief. I acknowledge that errors in this application may delay review.

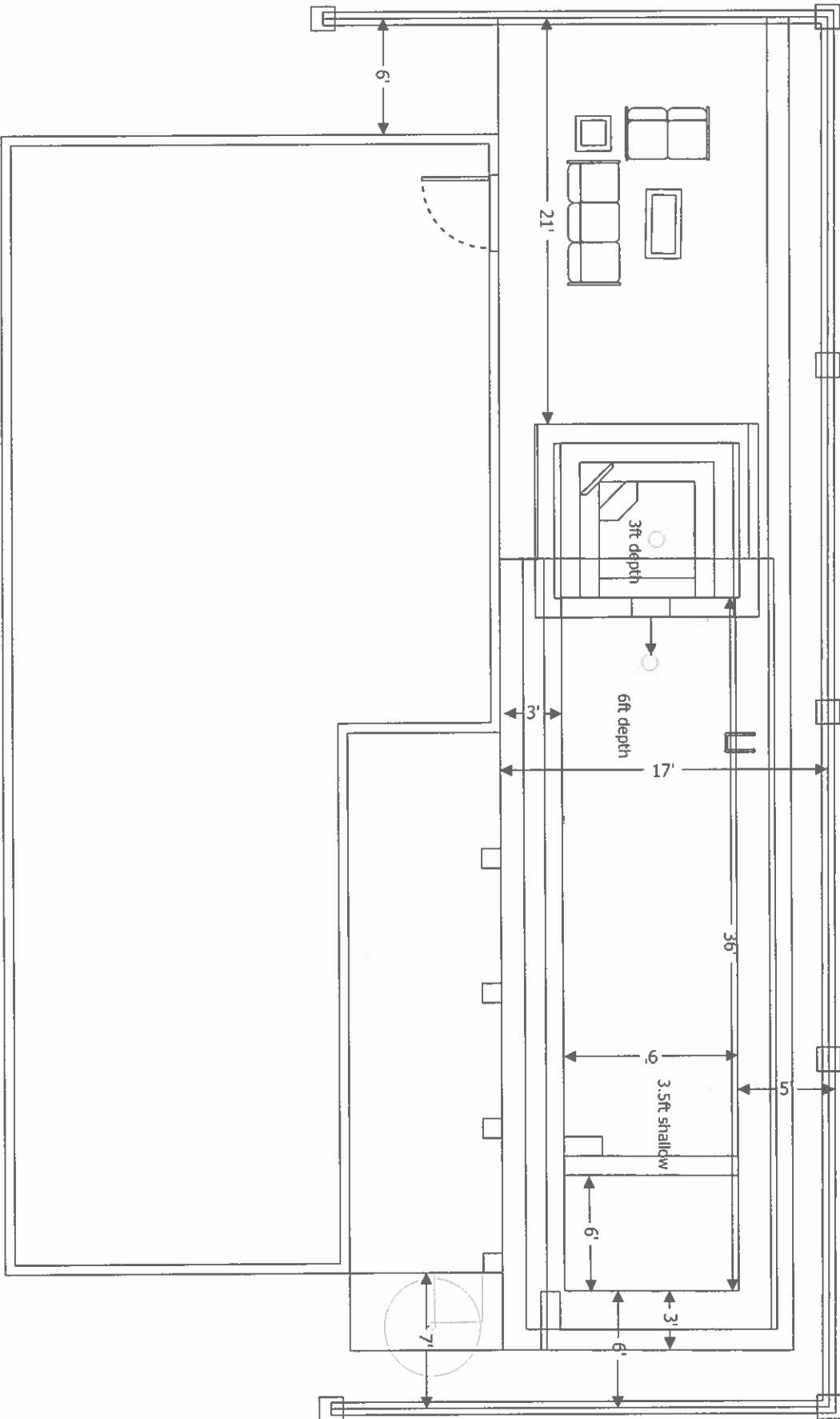
Shanna Helgath                      6-11-23  
Property Owner's Signature                      Date

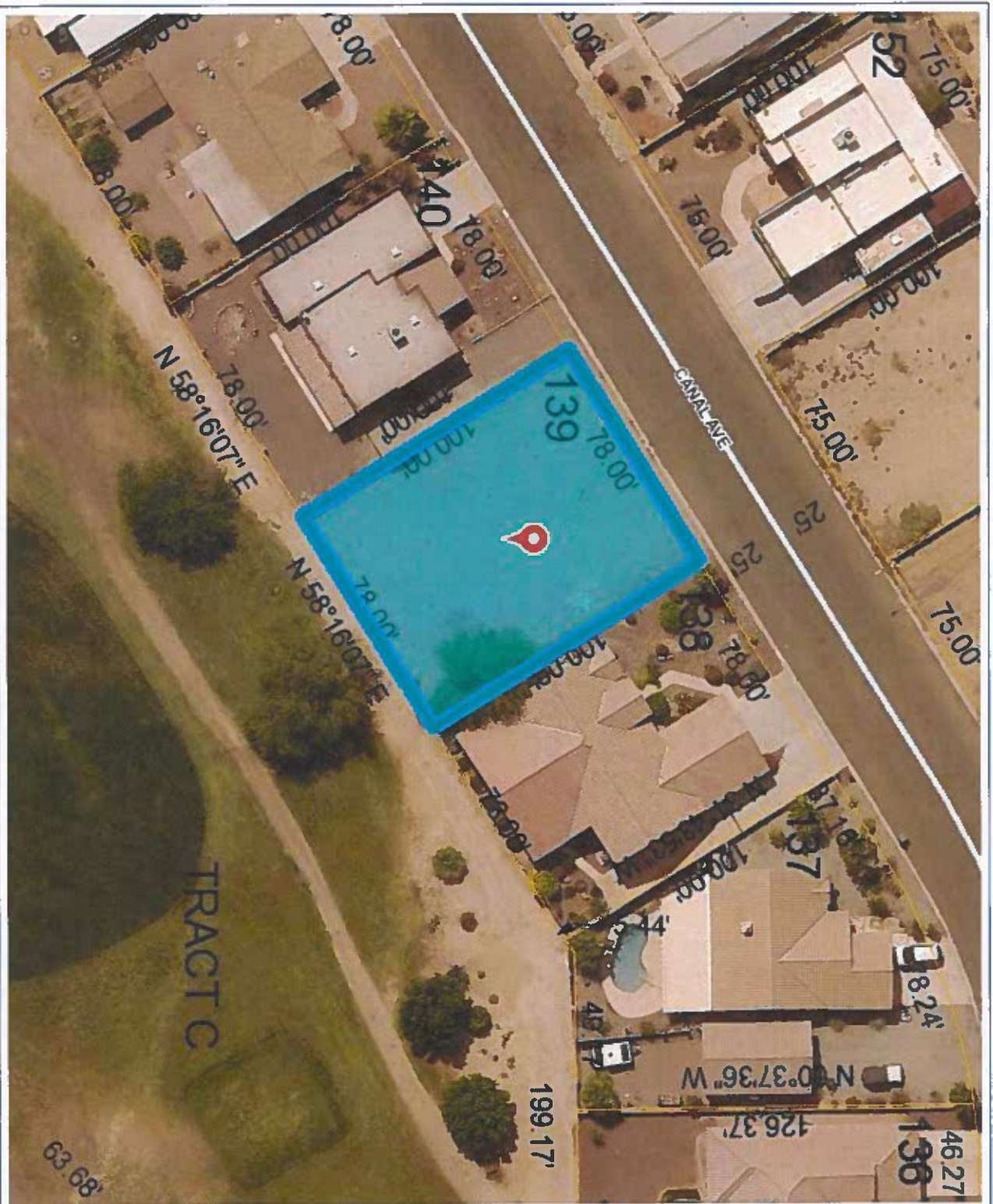
Tamra Wilcox                      6-11-23  
Property Owner's Signature                      Date

Agent's Signature                      Date  
[Signature]                      6/11/23  
Agent's Signature                      Date

28731 Cuna Ave  
Wellton AZ 85356

Variance Research  
Side plan





Legend

1: 542



INFORMATION TECHNOLOGY SERVICES

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

THIS MAP IS NOT TO BE USED FOR NAVIGATION



YUMA COUNTY

Geographic Information System



## **PUBLIC NOTICE**

The Town of Wellton Board of Adjustment will hold a Public Hearing on Tuesday, July 11, 2023, at 6:00PM in the Town Council Chambers, Wellton Town Hall, 28634 Oakland Avenue, Wellton Arizona, to consider the following item(s):

1. **Variance Case #V-23-003:** Quick Fix Pools and Spas LLC, agent for Jim and Tamra Wilcox, requests a variance of Planning & Zoning Code Chapter 8, Section 8-5.4.1-D (1): Minimum Interior Yard Setback: 6 feet on their lot located at 28731 Canal Avenue (Parcel #: 709-52-139).

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## **RESOLUTION NO. 57**

**A RESOLUTION OF THE BOARD OF THE LINKS AT COYOTE WASH COMMUNITY FACILITIES DISTRICT #2003-1, YUMA COUNTY, ARIZONA, LEVYING UPON THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE DISTRICT SUBJECT TO AD VALOREM TAXATION A CERTAIN SUM UPON EACH ONE HUNDRED DOLLARS (\$100.00) OF VALUATION SUFFICIENT TO RAISE THE AMOUNTS ESTIMATED TO BE REQUIRED IN THE ANNUAL BUDGET; ALL FOR FISCAL YEAR BEGINNING JULY 1, 2023, AND ENDING ON JUNE 30, 2024.**

**WHEREAS**, in accordance with ARIZ. REV. STAT. § 48-716 and following published notice, the Board conducted a public hearing on June 6, 2023, during which any taxpayer was permitted to appear and be heard regarding the 2023-24 annual budget for the Links at Coyote Wash Community Facilities District #2003-1, Yuma County, Arizona (the "District"). Thereafter, the District Board adopted Resolution No. 55, approving the annual District budget; and

**WHEREAS**, in accordance with ARIZ. REV. STAT. § 48-723, the District Board desires to levy such amounts as necessary for the District's fiscal year 2023-24 annual budget.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE LINKS AT COYOTE WASH COMMUNITY FACILITIES DISTRICT #2003-1, as follows:**

**SECTION 1.** The recitals above are hereby incorporated as if fully set forth herein.

**SECTION 2.** There is hereby levied on each \$100 of the assessed value of all taxable property, both real and personal, within the District's corporate limits and not exempt from taxation, an ad valorem property tax rate of \$0.3000, or such other rate as determined by the Yuma County Treasurer but in no event higher than \$0.3000, to be sufficient to raise the aggregate amount of \$17,902, to pay the District's operation and maintenance expenses for the fiscal year ending June 30, 2024.

**SECTION 3.** Failure by officials of Yuma County, Arizona, to properly return the delinquent list, or any irregularity in the assessments or omissions in the same, or any irregularity in any proceedings shall not invalidate such proceedings or title conveyed by tax or foreclosure deed; failure or neglect by any officer to timely perform any assigned duties shall not invalidate any proceedings or any deed or sale pursuant thereto, the validity of the assessment and levy of taxes or of the judgment or sale by which the collection of the same may be enforced, or in any manner affect the lien of the District upon such property for the delinquent taxes unpaid thereon; no overcharge as to part of the taxes or of costs shall invalidate any proceedings for collecting taxes or foreclosure; and all acts of officers de facto shall be valid as if performed by officers de jure.

**SECTION 4.** All resolutions and parts of resolutions in conflict with this Resolution are hereby repealed.

**SECTION 5.** The District Clerk is hereby authorized and directed to transmit a certified copy of this Resolution to the Yuma County Board of Supervisors and to the Arizona Department of Revenue.

**SECTION 6.** If any provision of this Resolution is for any reason held by any court of competent jurisdiction to be unenforceable, such provision or portion hereof shall be deemed separate, distinct, and independent of all other provisions, and such holding shall not affect the validity of the remaining portions of this Resolution.

**SECTION 7.** The District Chairperson, the District Clerk, and the District Attorney are hereby authorized and directed to take all steps necessary to carry out the purpose and intent of this Resolution.

**PASSED AND ADOPTED** by the Board of Directors of the Links at Coyote Wash Community Facilities District #2003-1, Yuma County, Arizona, July 11, 2023.

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Scott Blitz, District Chairperson

**ATTESTED TO:**

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Richard Marsh, District Clerk

**APPROVED AS TO FORM:**

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Andrew J. McGuire, District Attorney

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## **RESOLUTION NO. 58**

**A RESOLUTION OF THE BOARD OF THE LINKS AT COYOTE WASH COMMUNITY FACILITIES DISTRICT #2005-1, YUMA COUNTY, ARIZONA, LEVYING UPON THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE DISTRICT SUBJECT TO AD VALOREM TAXATION A CERTAIN SUM UPON EACH ONE HUNDRED DOLLARS (\$100.00) OF VALUATION SUFFICIENT TO RAISE THE AMOUNTS ESTIMATED TO BE REQUIRED IN THE ANNUAL BUDGET; ALL FOR FISCAL YEAR BEGINNING JULY 1, 2023, AND ENDING ON JUNE 30, 2024.**

**WHEREAS**, in accordance with ARIZ. REV. STAT. § 48-716 and following published notice, the Board conducted a public hearing on June 6, 2023, during which any taxpayer was permitted to appear and be heard regarding the 2023-24 annual budget for the Links at Coyote Wash Community Facilities District #2005-1, Yuma County, Arizona (the "District"). Thereafter, the District Board adopted Resolution No. 56, approving the annual District budget; and

**WHEREAS**, in accordance with ARIZ. REV. STAT. § 48-723, the District Board desires to levy such amounts as necessary for the District's fiscal year 2023-24 annual budget.

**NOW, THEREFORE, BE IT RESOLVED** BY THE BOARD OF DIRECTORS OF THE LINKS AT COYOTE WASH COMMUNITY FACILITIES DISTRICT #2005-1, as follows:

**SECTION 1.** The recitals above are hereby incorporated as if fully set forth herein.

**SECTION 2.** There is hereby levied on each \$100 of the assessed value of all taxable property, both real and personal, within the District's corporate limits and not exempt from taxation, an ad valorem property tax rate of \$0.3000, or such other rate as determined by the Yuma County Treasurer but in no event higher than \$0.3000, to be sufficient to raise the aggregate amount of \$11,300, to pay the District's operation and maintenance expenses for the fiscal year ending June 30, 2024.

**SECTION 3.** Failure by officials of Yuma County, Arizona, to properly return the delinquent list, or any irregularity in the assessments or omissions in the same, or any irregularity in any proceedings shall not invalidate such proceedings or title conveyed by tax or foreclosure deed; failure or neglect by any officer to timely perform any assigned duties shall not invalidate any proceedings or any deed or sale pursuant thereto, the validity of the assessment and levy of taxes or of the judgment or sale by which the collection of the same may be enforced, or in any manner affect the lien of the District upon such property for the delinquent taxes unpaid thereon; no overcharge as to part of the taxes or of costs shall invalidate any proceedings for collecting taxes or foreclosure; and all acts of officers de facto shall be valid as if performed by officers de jure.

**SECTION 4.** All resolutions and parts of resolutions in conflict with this Resolution are hereby repealed.

**SECTION 5.** The District Clerk is hereby authorized and directed to transmit a certified copy of this Resolution to the Yuma County Board of Supervisors and to the Arizona Department of Revenue.

**SECTION 6.** If any provision of this Resolution is for any reason held by any court of competent jurisdiction to be unenforceable, such provision or portion hereof shall be deemed separate, distinct, and independent of all other provisions, and such holding shall not affect the validity of the remaining portions of this Resolution.

**SECTION 7.** The District Chairperson, the District Clerk, and the District Attorney are hereby authorized and directed to take all steps necessary to carry out the purpose and intent of this Resolution.

**PASSED AND ADOPTED** by the Board of Directors of the Links at Coyote Wash Community Facilities District #2005-1, Yuma County, Arizona, July 11, 2023.

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Scott Blitz, District Chairperson

**ATTESTED TO:**

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Richard Marsh, District Clerk

**APPROVED AS TO FORM:**

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Andrew J. McGuire, District Attorney



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## **RESOLUTION NO. 710**

### **A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WELLTON, ARIZONA, ADOPTING THE ANNUAL PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM (PSPRS) FUNDING POLICY FOR THE FISCAL YEAR 2024**

**WHEREAS**, the provisions of Title 38, Chapter 863.01, Article 4, Arizona Revised Statutes (A.R.S.), requires all local agencies (counties, cities, towns, and special districts) that participate in the Public Safety Personnel Retirement System ("PSPRS") to adopt and post a Pension Funding Policy annually; and,

**WHEREAS**, the PSPRS administers an agent multiple-employer pension plan where each local agency participating in the plan has an individual trust fund to account for that local agency's assets and liabilities that each local agency is responsible for, including paying any Unfunded Actuarial Accrued Liability ("UAAL"); and,

**WHEREAS**, the UAAL is the difference between trust assets and the estimated future costs of pensions earned by employees resulting from actual results (including interest earnings, member mortality, disability rates, etc.) being different from the assumptions used in previous actuarial valuations; and,

**WHEREAS**, Town Resolution No. 650, authorized issuing taxable pledged revenue bonds to pay the estimated Tier 1 and Tier 2 UAAL of \$1,787,958 and establish a PSPRS UAAL reserve account to maintain a funding level of 100%; and,

**WHEREAS**, the Arizona League of Cities and Town's has provided a template to assist municipalities in meeting the State requirements.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Wellton as follows: the attached incorporated policy which includes the PSPRS trust fund's assets, liabilities and unfunded liability that are the responsibility of the Town and includes the plan to be fully funded is hereby adopted.

**PASSED AND ADOPTED** by the Mayor and Council of the Town of Wellton, Arizona, on July 11, 2023.

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Scott Blitz, Mayor

ATTEST:

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Richard Marsh, Town Manager/Clerk

APPROVED AS TO FORM:

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Andrew J. McGuire, Town Attorney

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## **RESOLUTION NO. 711**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF WELLTON, ARIZONA, DESIGNATING THE CHIEF FISCAL OFFICER FOR OFFICIALLY SUBMITTING THE TOWN'S FISCAL YEAR 2024 ANNUAL EXPENDITURE LIMITATION REPORT.**

**WHEREAS**, A.R.S. § 41-1279.07(E) requires each county, city, town, and community college district to annually provide to the Arizona Auditor General by July 31 the name of the Chief Fiscal Officer the governing body designated to officially submit the current year's Annual Expenditure Limitation Report (AELR) on the governing body's behalf; and

**WHEREAS**, the Mayor and Common Council of the Town of Wellton, Arizona have chosen to designate Richard Marsh as the Town's Chief Fiscal Officer; and

**WHEREAS**, the Town is required to provide updated information regarding this designation, on forms prepared by the Arizona Auditor General;

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF WELLTON, ARIZONA**, as follows:

**SECTION 1.** The recitals above are hereby incorporated as if fully set forth herein.

**SECTION 2.** Richard Marsh is hereby designated as the Town's Chief Fiscal Officer for the purpose of submitting the Town's Fiscal Year 2024 Annual Expenditure Limitation Report to the Arizona Auditor General.

**SECTION 3.** The Mayor, the Town Manager, the Town Clerk, and the Town Attorney are hereby authorized and directed to execute all documents and take all steps necessary to carry out the purpose and intent of this Resolution.

**PASSED AND ADOPTED** by the Mayor and Council of the Town of Wellton, Arizona on the 11<sup>th</sup> day of July, 2023.

(Signatures on Following Page)

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Scott Blitz, Mayor

ATTEST:

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Sandra Jones, Deputy Town Clerk

APPROVED AS TO FORM:

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Andrew J. McGuire, Town Attorney  
Gust Rosenfeld, PLC

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