



CITY COUNCIL MEETING

VOTING MEETING AGENDA

TUESDAY, JUNE 27, 2017, 3:00 PM
Council Chambers, 201 South Cortez Street
Prescott AZ 86303
(928) 777-1100

Harry Oberg, Mayor	
Jim Lamerson, Mayor Pro Tem	Billie Orr, Councilwoman
Steve Blair, Councilman	Steve Sischka, Councilman
Greg Lazzell, Councilman	Jean Wilcox, Councilwoman

The following Agenda will be considered by the Prescott **City Council** at its **Voting Meeting** pursuant to the Prescott City Charter, Article II, Section 13. Notice of the meeting is given pursuant to Arizona Revised Statutes, Section 38-431.02. One or more members of the Council may be attending the meeting through the use of a technological device

- 1. CALL TO ORDER**
- 2. INTRODUCTIONS**
- 3. INVOCATIONS**
Pastor Adam Marquardt- Heights Church
- 4. PLEDGE OF ALLEGIANCE**
Councilwoman Wilcox
- 5. ROLL CALL**
- 6. ANNOUNCEMENTS**
- 7. CONSENT AGENDA**

Items listed on the Consent Agenda may be enacted by one motion and one vote. If discussion is required by members of the governing body, the item will be removed from the Consent Agenda and will be considered separately.

- A. Assign Virginia Mefford as Interim City Clerk through July 18, 2017
- B. Approval of City Contract No. 2017-360 with Prescott newspapers, Inc., for annual legal advertising services in an estimated amount of \$14,500.00
- C. Approval to Accept Grant from the Arizona State Library through the Library Services & Technology Act (LSTA) in the Amount of \$38,530.00. There Are No Matching Funds Required.
- D. Adopt Resolution No. 4389-1598 between the City of Prescott and Prescott Historical Society, Inc., to approve City Contract No. 2017-352 in an amount not to exceed the amount of \$10,000.00 per Fiscal Year
- E. Adopt Resolution No. 4392-1601 Amending the Development Agreement for Storm Ranch Subdivision Extending the Agreement Until July 10, 2018.
- F. Approval of the Final Plat (FP 17-002) for Storm Ranch Subdivision
- G. Approve Amendment No. 1 to the Intergovernmental Agreement (City Contract No. 2010-137) Between the City of Prescott and the Prescott Unified School District
- H. Contract for Services with Martina Kuehl of Kuehl Enterprises, LLC for Research and Preparation of a Housing Demand Study (City Contract No. 2017-361), not to exceed \$13,000.00
- I. Approval of employment contract with City Attorney (City Contract No. 2017-364).
- J. Award of City Contract No. 2018-001 approving a supply contract for 65-gallon residential containers from Otto Environmental using Houston-Galveston Area Council (HGAC) contract pricing in the estimated annual amount of \$130,000.00
- K. Approval of Amendment No. 2 to City Contract 2015-029A2 with Charlie Pepper, Inc. for the purchase of coarse salt in an amount not to exceed \$23,000.00 per year

Recommended Action: MOVE to approve Consent Agenda Items 9.A. through 9.K.

8. LIQUOR LICENSE AGENDA

A. NEW LICENSES

1. Public Hearing and consideration of a new liquor license application for a Series 10 Beer & Wine Store liquor license from Ankit S. Patel, applicant For Chevron Prescott, located at 2889 Willow Creek

Recommended Action: 1) MOVE to close the Public Hearing; and (2) MOVE to approve/deny/make no recommendation for Liquor License Application No. 10133314 for a Series 10 Beer & Wine Store liquor license, for Chevron Prescott, located at 2889 Willow Creek

B. PERSON TO PERSON TRANSFER

1. Public Hearing and consideration of a Person to Person Transfer license application for a Series 6 Bar liquor license from Josh T. Makrauer, applicant For Whiskey R. LLC dba Jersey Lilly Saloon, located at 116 S. Montezuma Street

Recommended Action: (1) MOVE to close the Public Hearing; and (2) MOVE to approve/deny/make no recommendation for Liquor License Application No. 06130076 for a Person to Person Transfer for a Series 6 Bar liquor license, for Whiskey R. LLC dba Jersey Lilly Saloon, located at 116 S. Montezuma Street

2. Public Hearing and consideration for a Person to Person and Location Transfer license application for a Series 6 Bar liquor license from Guillermo Aldaco, applicant, for Los Pinos Mexican Food, LLC; Location: 1245 White Spar Road

Recommended Action: 1) MOVE to close the Public Hearing; and (2) MOVE to approve/deny/make no recommendation for Liquor License Application No. 06130047 for a Person to Person and Location Transfer for a Series 6 Bar liquor license, for Los Pinos Mexican Food, LLC; Location: 1245 White Spar Road.

C. SPECIAL EVENT

1. Approval of a Series 15 Special Event Liquor License Application for Stand for Prescott; Event Location: Holiday Courtyard at the Grand Highland Hotel, 150 South Montezuma Street; Applicant: Cecelia Ann Jernegan; City Application No. 17-055S; Date/Time of Event Liquor Sales: Thursday, July 13, 2017, 3:00 pm to 9:00 pm

Recommended Action: MOVE to forward special event liquor license applications 10.A.1 and 10.A.2. to the Arizona State Liquor Board with a recommendation of approval/denial.

9. REGULAR AGENDA

- A. Approval of Site Plan SI17-003 and Water Service Agreement 15-011 (City Contract No.2017-362) for Crown Point Apartments/Condominiums,

a 102 Dwelling Unit Multifamily Complex Located at 609 Bagby Drive
(Owner: Vista Point Partners; APNs: 113-03-071B and 113-03-054B)

Recommended Action:

1) MOVE to approve SI17-003

2) MOVE to approve WSA 15-011 (City Contract No. 2017-362)

B. Approval of Site Plan No. 17-001 and Water Service Agreement No. 17-006, City Contract No. 2017-363, for Pine Haven Apartments, a 42-Unit Complex. [Zoning: Multi-Family High (MF-H); APNs 107-15-049A and 107-17-003; Property Owner: Coalesce Properties, LLC.]

Recommended Action: MOVE to approve Site Plan SI17-001 and Water Service Agreement No. 17-006 (City Contract No. 2017-363)

C. Adoption of City Ordinance No. 5037-1577 authorizing the sale of surplus City property, known as the old south reservoir to Warren C. Kuhles in the amount of \$100,000.00, with buyer responsible to pay any and all closing/escrow costs

Recommended Action: MOVE to adopt Ordinance No. 5037-1577.

D. Award of City Contract No. 2017-311 to Schofield Civil Construction, LLC for the Zone 12 Interconnect Pump Station Project in the amount of \$1,003,000.00

Recommended Action: MOVE to approve City Contract No. 2017-311.

E. Award of City Contract No. 2017-353 to RFI Consultants, LLC, for special inspection services for the Chino 5MG Tank Project, in the amount of \$47,500.00

Recommended Action: MOVE to approve City Contract No. 2017-353.

F. Adoption of Resolution No. 4394-1603, approving an Intergovernmental Agreement (City Contract 2017-365) with the State of Arizona, through Its Department of Transportation for the Design of the SR 69 Widening Project Between Prescott Lakes Parkway and the Yavapai-Prescott Indian Tribe Reservation Boundary

Recommended Action: MOVE to adopt Resolution 4394-1603.

G. Approval of City Contract No 2017-092A1, amending the original contract with the Sidwell Company for Accela Land Management implementation services in the amount of \$50,000.00

Recommended Action: MOVE to approve City Contract No. 2017-092A1.

- H. Award of City Contract No. 2017-303 for the S. Marina Street Pavement and Utility Upgrade Project to Fann Contracting, Inc., in the amount of \$1,747,716.00

Recommended Action: MOVE to award City Contract No. 2017-303.

- I. Public Hearing for the FY2018 Budget, Expenditure Limitation, and Tax Levies; at Special Meeting Adoption of Resolution No. 4393-1602 Adopting the Final FY2018 Budget, Expenditure Limitation, and City Job Roster

Recommended Action: MOVE to close the Public Hearing

10. ADJOURNMENT

EXECUTIVE SESSION

Upon a public majority vote of a quorum of the City Council, the Council may hold an executive session, which will not be open to the public, regarding any item listed on the agenda but only for the following purposes:

- (I) Discussion or consideration of personnel matters (A.R.S. §38-431.03(A)(1));
- (II) Discussion or consideration of records exempt by law (A.R.S. §38-431.03(A)(2));
- (III) Discussion or consultation for legal advice with the city's attorneys (A.R.S. §38-431.03(A)(3));
- (IV) Discussion or consultation with the city's attorneys regarding the city's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid litigation (A.R.S. §38-431.03(A)(4));
- (V) Discussion or consultation with designated representatives of the city to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. §38-431.03(A)(5));
- (VI) Discussion, consultation or consideration for negotiations by the city or its designated representatives with members of a tribal council, or its designated representatives, of an Indian reservation located within or adjacent to the city (A.R.S. §38-431.03(A)(6));
- (VII) Discussion or consultation with designated representatives of the city to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03(A)(7)).

Confidentiality

Arizona statute precludes any person receiving executive session information from disclosing that information except as allowed by law. A.R.S. §38-431.03(F). Each violation of this statute is subject to a civil penalty not to exceed \$500, plus court costs and attorneys' fees. This penalty is

assessed against the person who violates this statute or who knowingly aids, agrees to aid or attempts to aid another person in violating this article. The city is precluded from expending any public monies to employ or retain legal counsel to provide legal services or representation to the public body or any of its officers in any legal action commenced for violation of the statute unless City Council takes a legal action at a properly noticed open meeting to approve of such expenditures prior to incurring any such obligation or indebtedness. A.R.S. §38-431.07(A)(B).

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the foregoing notice was duly posted at Prescott City Hall on _____ at _____ m. in accordance with the statement filed by the Prescott City Council with the City Clerk.

Dana R. DeLong, CMC, City Clerk