



## **CITY COUNCIL MEETING**

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### **VOTING MEETING AGENDA**

**TUESDAY, JULY 25, 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

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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 Erich Sokoloski - American Lutheran Church

**4. PLEDGE OF ALLEGIANCE**

Councilman Blair

**5. ROLL CALL**

**6. ANNOUNCEMENTS**

**7. PRESENTATION**

Amelia Earnhart Award for Brooke Collins

**8. PROCLAMATION**

Proclaiming August as "Child Awareness Month"

## 9. 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. Approval of Employment Contract with City Manager (City Contract No. 2018-004).
- B. Approval of Payment of FY18 Arizona League of Cities and Towns Membership Dues in the Amount of \$25,528.00.
- C. Approval of Amendment No. 1 to City Contract No. 2016-296 with Southwest Groundwater Consultants, Inc., in the estimated amount of \$298,356.00, for Permit Acquisition and Construction Oversight to implement the Monitoring Well Program within the Big Chino Sub-Basin Data Collection and Monitoring Plan.
- D. Approval of Amendment No. 6 to Lease Agreement 1994-124F Between the City and Hood Tech Corp Aero, Inc.
- E. Approval of Acker Trust Board Grants for Fiscal Year 2018 of \$2500.00 to the Chaparral Musicfest, \$2,500.00 to the High Mountain Chordsmen, \$2,500.00 to Yavapai College Foundation and \$3,000.00 to the Prescott POPS Symphony Orchestra.
- F. Approval to Purchase of Two (2) Basketball Standards for Grace Sparkes Activity Center in the Amount of \$14,586.38.
- G. Award of City Contract No. 2018-014, to FCI Constructors for Repair and Replacement of the Granite Street Parking Garage Main Staircase in the Amount of \$365,857.00.
- H. Approval of ratification of payment for the emergency repair of the Wildland Fire Vehicle No. 974 in the amount of \$14,391.09.

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

## 10. LIQUOR LICENSE AGENDA

### A. NEW LICENSES

- 1. Public Hearing and consideration for a new liquor license application for a Series 12 Restaurant liquor license from Cassandra Hankison, applicant, for Senses, LLC dba BiGA; Location: 623 Miller Valley Road

***Recommended Action: 1) MOVE to close the Public Hearing; and (2) MOVE to approve/deny/make no recommendation for Liquor License***

*Application No. 12133681 for a new liquor license for a Series 12 Restaurant liquor license, for Senses, LLC dba BiGA; Location: 623 Miller Valley Road*

**B. SPECIAL EVENTS**

1. Approval of a Series 15 Special Event Liquor License Application for Boys and Girls Club of Central AZ ; Event Location: 100 Block of Cortez Street; Applicant: Gerald Patrick Szostak; City Application No. 17-051S; Date/Time of Event Liquor Sales: Saturday, August 19 2017, Noon to 10:00 pm
2. Approval of a Series 15 Special Event Liquor License Application for Prescott Vette Sette Charitable Foundation, Inc.; Event Location: Holiday Courtyard of the Grand Hotel, 154 S. Montezuma St. ; Applicant: David Kent Foote City Application No. 17-056S; Date/Time of Event Liquor Sales: Friday, September 22, 2017, 5:00 p.m. to 7:00 p.m.

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

**11. REGULAR AGENDA**

- A. Approval to Send Letter to BLM Regarding the Kirkland Mine Project

***Recommended Action: MOVE to approve and send letter to Kirkland Mines.***

- B. Approval of Economic Development Policy

***Recommended Action: MOVE to adopt the City of Prescott Economic Development Policy.***

- C. Award of City Contract No. 2017-355 for the State Route 89 Widening Project to Asphalt Paving & Supply, Inc. in the Amount of \$5,134,777.10.

***Recommended Action: MOVE to award City Contract No. 2017-355.***

- D. Adoption of Ordinance No 5041-1581 and approval of Resolution No. 4396-1604 for the Text Amendment to the Land Development Code (LDC) Relating to the Section 3.11 Specially Planned Community (SPC) District, Adjusting the Permitted Uses and Applicability to Commercial Zoning Districts.

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, TO AMEND THE *LAND DEVELOPMENT CODE*, BY DELETING ARTICLE 3, SECTION: 3.11, (“SPECIALLY PLANNED COMMUNITY DISTRICT”) IN ITS ENTIRETY;**

AND PLACING A NEW “SPECIALLY PLANNED COMMUNITY DISTRICT” IN SECTION 4.13 OF THE *LAND DEVELOPMENT CODE*.

**Recommended Actions: 1) MOVE to adopt Ordinance No. 5041-1581; 2) MOVE to approve Resolution No. 4396-1604.**

- E. Adoption of Ordinance No. 5040-1580 authorizing the sale of surplus city property, known as Fire Station No. 7, to Arizona Service Company Inc, in the amount of \$362,500.00.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE SALE OF REAL PROPERTY, TO ARIZONA SERVICE COMPANY INC; AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID SALE.

**Recommended Action: Move to adopt Ordinance No. 5040-1580.**

- F. City Council Meeting Schedule for August 2017.

**Recommended Action: MOVE to approve the revised City Council meeting schedule for August 2017 set forth in the Council Agenda Memo.**

- G. Approval to Permit Temporary Rock Crushing Activities Within the Lakeview Plaza Subdivision for a Duration of sixty (60) Days

**Recommended Action: MOVE to Approve to Permit Temporary Rock Crushing Activities within the Lakeview Plaza Subdivision for a duration of sixty (60) days**

## 12. 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.

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Maureen Scott, MMC, City Clerk