



CITY COUNCIL MEETING

VOTING MEETING AGENDA

TUESDAY, AUGUST 8, 2017, Immediately Following the HCFD and HCFD#2 Meetings that begin at 3:00 p.m.

Council Chambers, 201 South Cortez Street
Prescott AZ 86303
(928) 777-1100

Harry Oberg, Mayor

Jim Lamerson, Mayor Pro Tem

Steve Blair, Councilman

Greg Lazzell, Councilman

Billie Orr, Councilwoman

Steve Sischka, 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 Steve Lummer, Discovery Church

4. PLEDGE OF ALLEGIANCE

Councilman Lazzell

5. ROLL CALL

6. ANNOUNCEMENTS

7. PRESENTATIONS

Special Recognition for the Prescott Tourism Office

8. PROCLAMATIONS

Kids at Hope Proclamation

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 the Purchase of a Replacement Generator for the Police Department from Empire CAT in an Amount Not to Exceed \$38,254.41 (City Contract No. 2018-009). Funding is Available in the Facilities Management Fund.
- B. Approval to Purchase Fire Department Personal Protective Equipment (Turnouts) from L.N. Curtis and Sons, Using HGAC Contract No. EP11-14 Pricing, in an Amount Not to Exceed \$35,700.00 (City Contract No. 2018-010).
- C. Approval to Use State Contracts ADPS17-149350 and ADOC 13-035674 with FX Tactical, LLC., to Purchase Budgeted Duty Equipment and Uniforms in the Estimated Amount of \$40,000.00, During FY18.
- D. Approval of Payment to OCLC, Inc. in the Amount of \$19,126.00 (City Contract No. 2018-028) for Fiscal Year 2018 for Annual Shared Library Bibliographic Records Subscription.
- E. Award of City Contract No. 2017-356 with Sterling Infosystems, Inc., for Background Checks of Prospective Employees, Board and Commission Appointees, and Volunteers in an Estimated Amount of \$15,600.00.
- F. Award of City Contract No. 2018-112 for the Purchase of Pavement Deicing Agent from Desert Mountain Corporation Using Yavapai County Contract No. 1520447 in an Estimated Annual Amount of \$50,000.00.
- G. Approval to Add RDO-\$15,000.00, CarQuest-\$15,000.00, Interstate Batteries-\$20,000.00 and the Lighthouse-\$15,000.00 to the Approved Contract Listing for OEM Parts. Contract Listing was Approved by Council on December 13, 2016 (City Contract Nos. 2018-017, 2018-018, 2018-019 and 2018-025).
- H. Approval of Ratification of Payment to RWC (City Contract No. 2018-027) for the emergency repair of the Wastewater Collection Vehicle No. 1172 in the amount of \$14,908.71.
- I. Approval of Payment in the Amount of \$86,141.23 to the Arizona Department of Revenue for Administration and Collections Services.

- J. Approval of Amendment No. 1 to City Contract No. 2017-260 with the Robb Group, LLC for Economic Development Services in the Amount Not to Exceed \$52,800.00. Funding for This Contract is Budgeted in the General Fund, and the Bed Tax Fund Can Potentially be Used for the Marketing Materials as Related to Tourism.

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

10. LIQUOR LICENSE AGENDA

A. NEW LICENSES

1. Public Hearing and consideration for a new liquor license for a Series 12 Restaurant liquor license from Jorge Sahagun Moreno, applicant for Guacamayas Mexican Grill, Inc.; Location: 1317 ½ E. Gurley St.

Recommended Action: 1) MOVE to close the Public Hearing; and (2) MOVE to approve/deny/make no recommendation for a Liquor License Application No. 12133683 for a New Liquor License for a Series 12 Restaurant, for Guacamayas Mexican Grill, Inc.; Location: 1317 ½ E. Gurley St.

B. ACQUISITION OF CONTROL

1. Public Hearing and consideration for an Acquisition of Control for a Series 19 Remote Tasting Room liquor license from Jeffrey Lee Herbert, applicant for Superstition Meadery; Location: 120 W. Gurley St.

Recommended Action: 1) MOVE to close the Public Hearing; and (2) MOVE to approve/deny/make no recommendation for Liquor License Application No. 19133006 for an Acquisition of Control for a Series 19 Remote Tasting liquor license, for Superstition Meadery; Location: 120 W. Gurley St.

2. Public Hearing and Consideration for an Acquisition of Control for a Series 13 Farm Winery Liquor License from Jeffrey Lee Herbert, Applicant for Superstition Meadery; Location: 6678 Inter Cal Way.

Recommended Action: 1) MOVE to close the Public Hearing; and (2) MOVE to approve/deny/make no recommendation for Liquor License Application No. 13133053 for an Acquisition of Control for a Series 13 Farm Winery liquor license, for Superstition Meadery; Location: 6678 Inter Cal Way.

C. PERMANENT EXTENSION OF PREMISES

1. Public Hearing and Consideration of Permanent Change of Area of Service on an Extension of Premises/Patio Application No. 12133671 for a Series 12 Restaurant Liquor License from Thomas L. Biel, applicant for Touchmark at the Ranch Location: 3150 Touchmark Blvd.

Recommended Action: 1) MOVE to close the Public Hearing; and (2) MOVE to approve/deny/make no recommendation for Permanent Change of area of service on an Extension of Premises/Patio application No. 12133671 for a Series 12 Restaurant liquor license, for Touchmark at the Ranch, Location: 3150 Touchmark Blvd.

D. SPECIAL EVENTS

1. Approval of a Series 15 Special Event Liquor License Application for Arizona Wildfire Council, Inc.; Event Location: Captain Crossfit, 420 N. 6Th Street; Applicant: Elizabeth A. Reiman; City Application No. 17-064S; Date/Time of Event Liquor Sales: Saturday & Sunday, August 26-27, 2017, 10:00 A.M. to 5:00 P.M.

Recommended Action: MOVE to forward Special Event Liquor License Application No. 17-064S to the Arizona State Liquor Board with a recommendation of approval/denial.

2. Approval of a Series 15 Special Event Liquor License Application for Coalition for Compassion & Justice; Event Location: Holiday Courtyard of the Grand Highland Hotel, 150 S. Montezuma St.; Applicant: Jessi Hans; City Application No. 17-061S; Date/Time of Event Liquor Sales: Sunday, August 13, 2017, 3:00 p.m. to 9:00 p.m.

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

11. REGULAR AGENDA

- A. Review of Bed Tax Budget and TAC Grant 2018 Allocations.

Recommended Action: MOVE to approve the Transient Occupancy Tax Allocations for FY 2018.

- B. Adopting Resolution No. 4398-1607 to establish an Entertainment District for Prescott

Recommended Action: MOVE to adopt Resolution Number 4398-1607.

- C. Approval of City Contract 2018-026 for an Animal Sheltering Services Agreement with the Yavapai Humane Society for a Three-Year Period in

the Total Amount of \$177,450.00: \$57,950.00 for FY2017/18, \$59,109.00 for FY2018/19, and \$60,291.00 for FY2019/20.

*Recommended Action: **MOVE** to approve City Contract 2018-026 for a total amount of \$177,450.00.*

- D. Approval to Purchase Fire Department Extrication Equipment (Jaws of Life) from Western States Fire Equipment, Using Yuma Contract No. 2013-200001444 Pricing, in the Amount of \$98,445.43 (City Contract No. 2018-011).

*Recommended Action: **MOVE** to approve City Contract No. 2018-011 in the amount of \$98,445.43.*

- E. Award of City Contract No. 2018-005 to Capital Improvements, L.L.C. for the Small Water Mains Replacement Dexter Neighborhood Phase 3 Project in the amount of \$3,870,854.00, and approval of Night Work for a portion of the Project.

*Recommended Action: **Motion 1 - MOVE** to approve City Contract No. 2018-005. **Motion 2 – MOVE** to approve night work for this project.*

- F. Approve the Additional Payment of \$579,625.00 to Public Safety Personnel Retirement System.

*Recommended Action: **MOVE** to approve payment of \$579,625.00 to the Public Safety Personnel Retirement System.*

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:

- (1) Discussion or consideration of personnel matters (A.R.S. §38-431.03(A)(1));
- (2) Discussion or consideration of records exempt by law (A.R.S. §38-431.03(A)(2));
- (3) Discussion or consultation for legal advice with the city's attorneys (A.R.S. §38-431.03(A)(3));
- (4) 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));
- (5) 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));
- (6) 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));

- (7) 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)).

THE CITY OF PRESCOTT ENDEAVORS TO MAKE ALL PUBLIC MEETINGS ACCESSIBLE TO PERSONS WITH DISABILITIES. With 48 hours advanced notice, special assistance can be provided for sight and/or hearing-impaired persons at this meeting. Reasonable accommodations will be made upon request for persons with disabilities or non-English speaking residents. Please call the City Clerk (928) 777-1272 to request an accommodation to participate in this public meeting. Prescott TDD number is (928) 445-6811. Additionally, free public relay service is available from Arizona Relay Service at 1-800-367-8939 and more information at www.azrelay.org

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

Maureen Scott, MMC, City Clerk