



CITY COUNCIL MEETING

VOTING MEETING AGENDA

TUESDAY, DECEMBER 19, 2017, 3:00 PM

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

Amended 12/15/17 at
12:00 p.m.
Item 6.B Added

Greg Mengarelli, Mayor

Billie Orr, Mayor Pro Tem
Steve Blair, Councilman
Phil Goode, Councilman

Jim Lamerson, Councilman
Alexa Scholl, Councilwoman
Steve Sischka, Councilman

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. INVOCATION

Pastor Liles with Willow Hills Baptist Church

4. PLEDGE OF ALLEGIANCE

Mayor Mengarelli

5. ROLL CALL

6. ANNOUNCEMENTS

A. New Public Speaker Format

-Speaker Cards

-Three (3) Minute Speaker Time Limit

-Please Direct Comments and Questions to Council

B. PSPRS Update

7. PROCLAMATIONS

A. Supporting the Arizona Education Progress Meter

8. PRESENTATIONS

- A. Fire Employee of the Year-Captain Dan Bauman
- B. WaterSmart: Drop by Drop Education

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 draft minutes for the September 26, 2017 Study Session, the November 14, 2017 Special Meeting-Executive Session, the November 20, 2017 Special Meeting-Executive Session, the November 21, 2017 Special Meeting-Executive Session, and the November 27, 2017 Strategic Planning Session.
- B. Approval of the 2018 Council Meeting Calendar.
- C. Approval of the 2018 Legislative Agenda.
- D. Adopt Resolution No. 4417-1626 for approval of a development agreement (City Contract No. 2018-123) with Prescott Area Habitat for Humanity, establishing the time frame for the collection of development impact fees.

ADOPT RESOLUTION NO. 4417-1626 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE CITY OF PRESCOTT TO ENTER INTO A DEVELOPMENT AGREEMENT WITH PRESCOTT AREA HABITAT FOR HUMANITY, INC.; AND AUTHORIZING THE MAYOR AND STAFF TO TAKE ANY AND ALL STEPS NECESSARY TO ACCOMPLISH THE ABOVE.

- E. Adoption of Resolution No. 4412-1621, to form a City Council Unified Development Code Committee.

ADOPT RESOLUTION NO. 4412-1621 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, ESTABLISHING THE UNIFIED DEVELOPMENT CODE COMMITTEE AS A STANDING COMMITTEE OF THE CITY OF PRESCOTT.

- F. Adoption of Resolution No. 4414-1623, to form a City Council Subcommittee for Appointments.

ADOPT RESOLUTION NO. 4414-1623 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, ESTABLISHING A COUNCIL SUBCOMMITTEE ON APPOINTMENTS.

- G. Adoption of Resolution No. 4413-1622, to form a City Council Subcommittee for Water Issues.

ADOPT RESOLUTION NO 4413-1622 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, ESTABLISHING A CITY COUNCIL SUBCOMMITTEE FOR WATER ISSUES.

- H. Adoption of Resolution No. 4416-1625 eliminating the "Mayor's Ad hoc Advisory Annexation Financial Review Committee" and adoption of updating the cost benefit guidelines.

ADOPT RESOLUTION NO. 4416-1625 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, RESCINDING CITY RESOLUTION NUMBER 3878-0846; AND ADOPTING A NEW COUNCIL POLICY FOR "COST-BENEFIT ANALYSIS GUIDELINES FOR PROPOSED ANNEXATIONS".

- I. Final plat of Granite Dells Estates Phase 2A and 2B (FP17-003); Property Owner: Granite Dells Estate Properties, Inc.

- J. Adoption of Resolution No. 4418-1627 approving a Termination Agreement with Yavapai College for the Northern Arizona Regional Training Academy.

ADOPT RESOLUTION NO. 4418-1627 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, TO TERMINATE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF PRESCOTT AND THE YAVAPAI COUNTY COMMUNITY COLLEGE DISTRICT.

- K. Renewal of 1-year Contract with SeamlessDocs for Online Web Form Services in the amount not exceed \$11,000.00, City Contract No. 2017-372A1.

- L. Purchase of ten 94" concrete picnic tables and seven 84" concrete benches.

- M. Approval of Amendment 2010-186A1 Property Lease Agreement Between the City of Prescott, Lessor, and Life Line Ambulance, Lessee, for Property as Described within the Lease Agreement and Located at Fire Station 75, 315 Lee Blvd.

- N. Approval of Authorization of Services No. 16 (City Contract No. 2014-029A16) for an Airport Economic Impact Study in the amount not to exceed \$43,275.00 with Dibble Engineering.

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

10. REGULAR AGENDA

- A. Appointment of Jared Nanke to the Planning and Zoning Commission to fill an unexpired term through March 2020.

Recommended Action: MOVE to approve the Council Appointment Committee's recommendation to appoint Jared Nanke to the City's Planning and Zoning Commission to fill an unexpired term through March 2020.

- B. Adoption of Resolution No. 4415-1624, to revise the Rules of Procedure for City Council Meetings and Rules of Conduct at City Meetings, rescinding and replacing Resolution No. 4063-1133.

ADOPT RESOLUTION NO. 4415-1624 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, CREATING THE "RULES OF PROCEDURE FOR CITY COUNCIL MEETINGS" AND "RULES OF CONDUCT AT CITY MEETINGS" AND RESCINDING CITY OF PRESCOTT RESOLUTION NUMBER 4063-1133.

Recommended Action: MOVE to rescind City of Prescott Resolution No. 4063-1133 in its entirety and adopt Resolution No. 4415-1624.

- C. Approval of Agreement for Potable Water with W.D. Properties, LLC, for a 21-unit Apartment Project on APN 113-03-005 at 620 1st Street. (City Contract No. 2018-120)

Recommended Action: 1) For the purpose of alternative water allocation, Council consider whether the proposed apartment project will provide a particular community benefit. 2) If in the affirmative, MOVE to approve City Contract No. 2018-120.

- D. Award of City Contract No. 2018-113 to Asphalt Paving & Supply, Inc. for the reconstruction of the Rosser Street Award of Phase IV Project in the amount of \$2,522,222.22 to Asphalt Paving & Supply, Inc. and to amend City Contract No. 2014-168A1 with Plateau Engineering for Post Design Services for the Rosser Street Reconstruction, Phase IV Project in the amount of \$34,601.00.

Recommended Action: MOVE to award Contract No. 2018-113 to Asphalt Paving & Supply, Inc. in the amount of \$2,522,222.22 and approval to amend City Contract No. 2014-168 with Plateau Engineering in the amount of \$34,601.00.

- E. Approval of City Contract No. 2018-117 and No. 2018-118 with Shephard - Wesnitzer Inc., for design and engineering services for the FY19 Small Water Mains - Mile High Park, in the amount of \$210,425.00 and FY20 Small Water Mains - Juniper Vista, in the amount of \$258,740.00.

Recommended Action: MOVE to approve City Contract Nos. 2018-117 and 2018-118.

- F. Approval of a Professional Services Agreement with Lyon Engineering (City Contract No. 2018-119), to provide Engineering Services for the Sundog Ranch Road Water Line Upsizing Project in the amount of \$205,020.00.

Recommended Action: MOVE to approve City Contract No. 2018-119.

11. 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