



CITY COUNCIL MEETING

VOTING MEETING AGENDA

TUESDAY, JANUARY 9, 2018, 3:00 PM

Council Chambers, 201 South Cortez Street

Prescott AZ 86303

(928) 777-1100

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 Sokoloski with American Lutheran Church

4. PLEDGE OF ALLEGIANCE

Councilman Blair

5. ROLL CALL

6. ANNOUNCEMENTS

Speaker Cards and Timing Process

7. PROCLAMATIONS

A. Martin Luther King Jr. Day

B. Youth Mentoring Month

8. 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 October 10, 2017 Study Session, the November 14, 2017 Voting Meeting, the November 28, 2017 Study Session, and the November 28, 2017 Voting Meeting.
- B. Approval of an Amendment to City Contract No. 2016-049 A1 with Engineering & Testing Consultants, Inc. (ETC), for Quality and Assurance Testing Services for City Capital Improvement Projects, in the amount of \$40,000.00.
- C. Approval to Purchase Fire Department 1¾ inch Nozzles from United Fire Equipment Company in an Amount not to exceed \$19,567.55 (City Contract No. 2018-136).
- D. Award of City Contract Nos. 2018-137 and 2018-138 to Fann Contracting, Inc. for Driveway Improvement Projects, in the total amount of \$42,041.00.
- E. Approval of City Contract No. 2018-142 for purchase of Accela Civic Platform User Licenses from Carahsoft, in an Amount Not to Exceed \$12,676.60 Using GSA Contract GS-35F-0119Y Pricing. Funding is available in the General Fund.
- F. Approval of the Memorandum of Understanding with the Yavapai-Prescott Indian Tribe for the pass-through of funding to various community non-profits. (City Contract No. 2018-134).
- G. Award of Contract for Ken Lindley Field Light Pole Replacement with Musco Sports Lighting (City Contract No. 2018-129) and A Team Electrical Services (City Contract No. 2018-139) for a total amount not to exceed \$90,000.00.
- H. Award of contract for professional services to Emergency Services Consulting International (ESCI) in the amount of \$64,328.00 (City Contract No. 2018-059).
- I. Approval of City Contract No. 2018-141 for Accela Civic Platform implementation services from The Sidwell Company, in an amount not to exceed \$30,720.00 using GSA Contract GS-35F-0119Y pricing.
- J. Approval to Purchase Fire Department Thermal Imaging Cameras (TIC) from LN Curtis in an Amount not to exceed \$31,168.20 (City Contract No. 2018-141).

9. ORDINANCES (CONSENT)

Items listed on the Ordinances 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. Adoption of Ordinance No. 5061-1601 amending the City Code to update Title IV, Chapter 4-7 (Alcoholic Liquor).

ADOPT ORDINANCE NO. 5061-1601 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AMENDING TITLE IV, CHAPTER 4-7 (“ALCOHOLIC LIQUOR”), RENAMING CHAPTER 4-7, DELETING SECTION 4-7-2, AMENDING SECTION 4-7-6, AND RENUMBERING AS APPROPRIATE OF THE PRESCOTT CITY CODE; ADDING A SEVERANCE CLAUSE; AND PROVIDING FOR PENALTIES.

- B. Adoption of Ordinance No. 5057-1597 authorizing the second amendment to commercial lease agreement No. 2001-257, between the City of Prescott and Arizona Public Service Company.

ADOPT ORDINANCE NO. 5057-1597 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE SECOND AMENDMENT TO COMMERCIAL LEASE AGREEMENT NO. 2001-257, BETWEEN THE CITY OF PRESCOTT AND ARIZONA PUBLIC SERVICE COMPANY.

Recommended Action: MOVE to adopt Ordinance Consent Agenda Items 8.A and 8.B.

10. REGULAR AGENDA

- A. Appoint three council members to the City Council Subcommittee for Water Issues.

Recommended Action: MOVE to appoint three council members to the City Council Subcommittee for Water Issues.

- B. Appoint three council members to the Council Subcommittee on Appointments.

Recommended Action: MOVE to appoint three council members to the City Council Subcommittee for Appointments.

- C. Approve Amendment No. 1 for the Design-Build Services (City Contract No. 2018-037A1) with Amec Foster Wheeler (AMEC) for Stage 2 Construction for the Granite Creek Dam Outlet Rehabilitation Project in the amount of \$939,000.00.

Recommended Action: MOVE to approve City Contract No. 2018-037A1.

- D. Adoption of Ordinance No. 5060-1600, authorizing debt issuance through the Water Infrastructure Finance Authority of Arizona for the first phase of the wastewater centralization project, and declaring an emergency.

ADOPT ORDINANCE NO. 5060-1600 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, ARIZONA, APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT WITH THE WATER INFRASTRUCTURE FINANCE AUTHORITY OF ARIZONA FROM ITS CLEAN WATER REVOLVING FUND PROGRAM; DELEGATING THE DETERMINATION OF CERTAIN MATTERS RELATING THERETO TO THE BUDGET/FINANCE DIRECTOR OF THE CITY; PROVIDING FOR THE TRANSFER OF CERTAIN MONEYS AND MAKING CERTAIN COVENANTS AND AGREEMENTS WITH RESPECT THERETO; AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY SUCH LOAN AGREEMENT AND THIS ORDINANCE AND DECLARING AN EMERGENCY.

Recommended Action: MOVE to adopt Ordinance No. 5060-1600 and declaring an emergency.

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