



CITY COUNCIL MEETING

VOTING MEETING AGENDA

TUESDAY, JULY 10, 2018, 3:00 PM
Council Chambers, 201 South Cortez Street
Prescott AZ 86303
(928) 777-1272

Greg Mengarelli, Mayor	
Billie Orr, Mayor Pro Tem	Jim Lamerson, Councilman
Steve Blair, Councilman	Alexa Scholl, Councilwoman
Phil Goode, Councilman	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/ANNOUNCEMENTS**
- 3. INVOCATION**
Pastor Charlie Perkins with Prescott Presbyterian Church
- 4. PLEDGE OF ALLEGIANCE**
Councilman Blair
- 5. ROLL CALL**
- 6. 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 draft minutes from the April 24, 2018 Study Session, the April 24, 2018 Voting Meeting, the May 08, 2018 Special Meeting-Executive Session, the May 08, 2018 Study Session, the May 08, 2018 Voting Meeting, and the May 22, 2018 Budget Workshop Meeting.

- B. Revision of Plat (RVP18-013) for Antelope Crossings Phase 1 to incorporate abandoned right-of-way into the subdivision; Owner is Chamberlain Development, LLC; APN's 102-04-031 through 102-04-099.
- C. Award of City Contract No. 2019-046 to Lucity, Inc., for asset management software system annual technical support and maintenance, in the amount of \$35,830.13. Funding is available in various funds.
- D. Approval of FY19 increase and leave adjustment for contracted employee City Clerk (Contract No. 2019-042).
- E. Approval of FY19 increase for contracted employee City Attorney (Contract No. 2019-043).
- F. Approval of FY19 increase for contracted employee City Manager (Contract No. 2019-044).
- G. Award City Contract No. 2019-039 to Lester's Joinery & Millwork for the Restoration of Damaged Frames and Replacement of Windows with Sol-Lex Glass at the Armory Building in the Amount of \$35,970.00. Funding is available in the Facilities Management Fund.
- H. Approval for the City of Prescott Police Department to Apply for Various FY 2019 Grant Funding Opportunities.
- I. Approval to Use State Contract ADOC 18-192870 with FX Tactical, LLC., to Purchase Budgeted Duty Equipment and Uniforms in the Estimated Amount of \$48,000.00, During FY19. The estimated amount of \$48,000.00 is comparable to prior year expenditures and is budgeted in the General Fund.
Recommended Action: MOVE to approve Consent Agenda Items 6.A. through 6.I.

7. ORDINANCES/CONSENT

- A. Adoption of Ordinance No. 2018-1607 abandoning a portion of Willow Creek Road adjacent to Antelope Crossings.

ADOPT ORDINANCE NO. 2018-1607 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE ABANDONMENT OF RIGHT OF WAY AND RESERVING AN EASEMENT FOR PUBLIC UTILITIES ACROSS THE ENTIRE AREA OF ABANDONMENT, TO DW1 INVESTMENTS LLC AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID ABANDONMENT.
- B. Adoption of Ordinance No. 2018-1622, authorizing the purchase and acceptance of easements and right-of-way for the Coronado Avenue Safe Route to School SF029 project. Funding is available from the Streets Fund in the amount of \$3,491.00, plus closing costs.

ADOPT ORDINANCE NO. 2018-1622 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE PURCHASE OF EASEMENTS FROM, ROBERT H. KIECKHEFER 1978 REVOCABLE TRUST, WILLIAM AND SYLVIA NEELY TRUST, KNIGHTEK LLC, JEAN OWEN, NANCY CHURCH, KARL AND JILL WAGNER, JEANNIE MCCALL, AND EDWARD MARMAN AND LAURIE KNUTSEN, AND AUTHORIZINE THE PURCHASE OF RIGHT OF WAY FROM KNIGHTEK LLC, AND JEAN OWEN, FOR THE CORONADO AVENUE SAFE ROUTE TO SCHOOL SF029 PROJECT; AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID PURCHASES.

Recommended Action: MOVE to adopt Ordinance Nos. 2018-1607 and 2018-1622.

8. LIQUOR LICENSE AGENDA

A. NEW LICENSES

1. Public Hearing and consideration for a New Series 12 Restaurant liquor license and application from Amanda Cordoba, applicant, for El Charro Norte, located at 120 N. Montezuma Street.

Recommended Action: 1) MOVE to close the Public Hearing; 2) MOVE to approve/deny/make no recommendation for Liquor License Application No. 21493 for a new Series 12 Restaurant liquor license, for El Charro Norte: 120 N. Montezuma Street.

2. Public Hearing and consideration for a New Series 12 Restaurant liquor license and application from Marc Mereness, applicant, for Carmella's, located at 156 S. Montezuma Street. Suite C.

Recommended Action: 1) MOVE to close the Public Hearing; 2) MOVE to approve/deny/make no recommendation for Liquor License Application No. 21494 for a new Series 12 Restaurant liquor license, for Carmella's: 156 S. Montezuma Street Suite C.

3. Public Hearing and consideration for a New Series 12 Restaurant liquor license and application from Jolanta Moskovich, applicant, for /'Atmes,Fir/, located at 232 S. Montezuma Street.

Recommended Action: 1) MOVE to close the Public Hearing; 2) MOVE to approve/deny/make no recommendation for Liquor License Application No. 23054 for a new Series 12 Restaurant liquor license, for /'Atmes,Fir/, 232 S. Montezuma Street.

B. SPECIAL EVENTS

1. Approval of a Series 15 Special Event Liquor License Application for the Boys & Girls Club of Central Arizona; Event: The Monsoon Festival; Event Location: 100 S. Cortez Street; Applicant: Gerald Szostak; City Application No. 18-037; Date/Time of Event Liquor Sales: Saturday August 18, 2018 from 11:00 a.m. to 7:00 p.m.

2. Approval of a Series 15 Special Event Liquor License Application for the Prescott Vette Sette Charitable Foundation; Event: Prescott All Corvette Show; Event Location: Holiday Courtyard at 154 S. Montezuma Street; Applicant: David Foote; City Application No. 18-038; Date/Time of Event Liquor Sales: Friday September 21, 2018 from 5:00 p.m. to 7:00 p.m.
3. Approval of a Series 15 Special Event Liquor License Application for the Prescott Sunrise Lions Club; Event: Family Fun Day; Location: 1185 Commerce Drive; Applicant: Mark Anderson; City Application No. 18-032; Date/Time of Event Liquor Sales: Saturday September 29, 2018 from 11:00 a.m. to 5:30 p.m.
4. Approval of a Series 15 Special Event Liquor License Application for the Arizona Wildfire and Incident Management Academy; Event: Captain CrossFit Hotshot Workout; Location: 420 N. 6th Street; Applicant: Elizabeth Reiman; City Application No. 18-035; Date/Time of Event Liquor Sales: Friday August 24, 2018 from 5:00 p.m. to 8:00 p.m. and Saturday August 25, 2018 from 7:30 a.m. to 5:00 p.m.
5. Approval of a Series 15 Special Event Liquor License Application for the St. Luke's Episcopal Church; Event: Cabaret 2018 All You Need is Love; Location: 2000 Shepard's Lane; Applicant: Eleanor Lassiter; City Application No. 18-036; Date/Time of Event Liquor Sales: Sunday September 9, 2018 from 5:00 p.m. to 10:00 p.m.
6. Approval of a Series 15 Special Event Liquor License Application for the Sharlot Hall Historical Society of Arizona; Event: Sharlot Wine Fest; Location: 415 W. Gurley Street; Applicant: Nancy Hans; City Application No. 18-033; Date/Time of Event Liquor Sales: Saturday August 18, 2018 from 3:00 p.m. to 8:00 p.m.

Recommended Action: MOVE to forward special event liquor license applications 8.B.1 through 8.B.6. to the Arizona State Liquor Board with a recommendation of approval/denial.

9. REGULAR AGENDA

- A. Approval of Acker Trust Board Grants for Fiscal Year 2019.

Recommended Action: MOVE to approve Acker Trust Fund Fiscal Year 2019 grant awards of: Chaparral Arts for \$2,000.00, High Mountain Chordsmen for \$2,000.00, Prescott Pops Symphony for \$3,000.00, Yavapai College Foundation \$2,500.00, and Yavapai Symphony Association for \$3,000.00.

- B. Approval of City Contract No. 2019-040 with Al Holler and Associates for one year of tax audit services for \$42,000.00. Funding is available in the Revenue Funds.

Recommended Action: MOVE to approve City Contract No. 2019-040.

- C. Award of City Contract No. 2018-219 to Brown and Caldwell, for design and engineering services for the Zone 41 (Mingus) Pump Station, Tank and Pipeline Project, in the amount of \$602,530.00. Funding is available in the Water Fund.

Recommended Action: MOVE to award City Contract No. 2018-219 to Brown and Caldwell.

- D. Public Hearing for the FY2019 Budget, Expenditure Limitation, and Tax Levies; at Special Meeting Adoption of Resolution No. 2018-1648 Adopting the Final FY2019 Budget, Expenditure Limitation, and City Job Roster

Recommended Action: Regular Meeting: MOVE to close the Public Hearing.

Mayor Pro Tem Orr will recess the Regular Meeting at the conclusion of the Public Hearing and convene a Special Meeting per A.R.S. 42-17105 to determine and adopt estimates of proposed expenditures for the purposes stated in the published proposal.

PURSUANT TO A.R.S. 38-431.02, NOTICE IS HEREBY GIVEN TO THE MEMBERS OF THE PRESCOTT CITY COUNCIL AND TO THE GENERAL PUBLIC THAT THE COUNCIL OF THE CITY OF PRESCOTT, ARIZONA, WILL HOLD A SPECIAL MEETING OPEN TO THE PUBLIC.

A. CALL TO ORDER

B. ROLL CALL

C. BUSINESS

1. ADOPT RESOLUTION NO. 2018-1648 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, DETERMINING AND ADOPTING FINAL ESTIMATES OF PROPOSED EXPENDITURES FOR FISCAL YEAR 2019, DECLARING THAT THE SAME SHALL CONSTITUTE THE BUDGET FOR THE CITY OF PRESCOTT FOR SAID FISCAL YEAR, ESTABLISHING THE EXPENDITURE LIMITATION, AND APPROVING AND UPDATING THE JOB ROSTER FOR THE CITY OF PRESCOTT.

2. ***Recommended Action: MOVE to Adopt Resolution 2018-1648.***

D. ADJOURNMENT OF SPECIAL MEETING

E. REGULAR VOTING MEETING RECONVENED

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:

- (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