



# CITY COUNCIL MEETING

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## VOTING MEETING AGENDA

**TUESDAY, MAY 28, 2019, 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

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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/ANNOUNCEMENTS**

**3. INVOCATION**

Pastor Jim Padgett with Unity Church of Prescott

**4. PLEDGE OF ALLEGIANCE**

Councilman Blair

**5. ROLL CALL**

**6. PROCLAMATIONS**

A. Proclaiming the City of Prescott as a Purple Heart City

B. Foster Care Awareness Month

**7. PRESENTATIONS**

A. Recognizing the City of Prescott's Third Citizens Academy Class

**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 minutes for the May 14, 2019 Special Meeting/Executive Session, May 14, 2019 Study Session and May 14, 2019 Voting Meeting.
- B. Request to increase grant funding from \$20,000 to \$30,000 annually for Frontier Days Worlds Oldest Rodeo. Funding is available in the FY20 Bed Tax Fund.
- C. Adopt Resolution No. 2019-1655, approving an Intergovernmental Agreement (City Contract 2019-231) with the State of Arizona, through its Department of Transportation for financial participation in the City's SR89 Pavement Preservation Project.

ADOPT RESOLUTION NO. 2019-1655 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE CITY OF PRESCOTT ("CITY") TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT ("IGA") (CITY CONTRACT NO. 2019-231) WITH THE STATE OF ARIZONA, THROUGH THE ARIZONA DEPARTMENT OF TRANSPORTATION ("ADOT"), TO UTILIZE \$315,000 OF HURF EXCHANGE FUNDING FOR PAVEMENT PRESERVATION ON SR89 FROM WILLOW LAKE TO PHIPPEN TRAIL, MP 318.3 TO 316.2; AND AUTHORIZING THE MAYOR AND STAFF TO TAKE ANY AND ALL STEPS NECESSARY TO ACCOMPLISH THE ABOVE.

- D. Adopt Resolution No. 2019-1664 authorizing the City of Prescott to enter into an Intergovernmental Agreement (City Contract No. 2019-235) with Yavapai County Superior Court for the providing of interpreter services to the Prescott Municipal Court.

ADOPT RESOLUTION NO. 2019-1664 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE CITY OF PRESCOTT TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH YAVAPAI COUNTY SUPERIOR COURT FOR THE PROVIDING OF INTERPRETER SERVICES TO THE PRESCOTT MUNICIPAL COURT; AND AUTHORIZING THE MAYOR AND STAFF TO TAKE ANY AND ALL STEPS NECESSARY TO ACCOMPLISH THE ABOVE.

- E. Adoption of the City of Prescott Emergency Operations Plan.

ADOPT RESOLUTION NO. 2019-1665 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE CITY OF PRESCOTT ("CITY") TO ADOPT AN EMERGENCY OPERATION PLAN (2019 EDITION); AND AUTHORIZING THE MAYOR AND STAFF TO TAKE ANY AND ALL STEPS NECESSARY TO ACCOMPLISH THE ABOVE.

- F. Approval of Arizona State Land Department Contract No. 2019-239 in the amount of \$77,900.00 for purchase of the Government Canyon Bridge Right of Way. Funding is available in the Streets Fund.

***Recommended Action: MOVE to approve Consent Agenda Items 8.A. through 8.F.***

**9. 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 Kenichiro Homan, applicant, for Sushi Man; Location: 1355 Iron Springs Road.

***Recommended Action: 1) MOVE to close the Public Hearing; 2) MOVE to approve/deny/make no recommendation for Liquor License Application No. 59844 for a New Series 12 Restaurant liquor license, for Sushi Man; Location: 1355 Iron Springs Road.***

**10. CONSENT ORDINANCES**

- A. Adopt Ordinance No. 2019-1673 for acceptance of a Division Street Quit Claim Deed from Yavapai County.

ADOPT ORDINANCE 2019-1673 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE ACCEPTANCE OF YAVAPAI COUNTY-OWNED PORTIONS OF DIVISION STREET AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID ACCEPTANCE OF REAL PROPERTY.

***Recommended Action: MOVE to adopt Ordinance No. 2019-1673.***

**11. REGULAR AGENDA**

- A. Approval of City Contract No. 2019-240 with CentralSquare Technologies in an amount not to exceed \$430,011 using Yuma County Contract No. MX-M753N Pricing. Funding is available through Building Permit Fees.

***Recommended Action: MOVE to approve City Contract No. 2019-115 with CentralSquare Technologies in an amount not to exceed \$430,011 using Yuma County Contract No. MX-M753N pricing.***

- B. Approval of amendments to City Contract Nos. 2018-225 and 2015-208 to increase the annual amount for Bennett Oil offsite fuel and bulk fuel contracts in the amount of \$342,000.00 for the remainder of FY19. Funding is available within the operating budget of each department that utilizes fuel.

***Recommended Action: MOVE to approve amendment to City Contract Nos. 2018-225 and 2015-208.***

- C. Legislative Update

**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 72 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](http://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

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Maureen Scott, MMC, City Clerk