



# CITY COUNCIL MEETING

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## VOTING MEETING AGENDA

**TUESDAY, SEPTEMBER 10, 2019, 3:00 PM**

Council Chambers, 201 South Cortez Street

Prescott AZ 86303

(928) 777-1272

Greg Mengarelli, Mayor

Billie Orr, Mayor Pro Tem

Steve Blair, Councilman

Phil Goode, Councilman

Jim Lamerson, Councilman

Alexa Scholl, Councilwoman

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 Craig Heppe with Hillside Community Church of God

**4. PLEDGE OF ALLEGIANCE**

Councilman Blair

**5. ROLL CALL**

**6. PROCLAMATIONS**

A. POW & MIA National Recognition Day September 20, 2019

B. Constitution Week September 17-23, 2019

C. Oktoberfest Day September 21, 2019

**7. PRESENTATIONS**

A. Read On Prescott - Literacy Program

## 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 August 27, 2019 Study Session and the August 27, 2019 Voting Meeting.
- B. Approval of the Official Canvass of the City of Prescott Primary Election held on August 27, 2019.
- C. Professional Services Agreement for Public Safety Behavioral Health with Public Safety Crisis Solutions. Funding is available in the Police Department and Fire Department General Fund Budgets for FY2020. (City Contract No. 2020-023)
- D. Approve items to sell at Surplus Auction.
- E. Approval of City Contract No. 2016-085A2 to Wayne Harding & Associates for Appraisal Services on an as-needed basis in an amount not to exceed \$20,000.00.
- F. Adoption of Resolution No. 2019-1719 approving an amended joint funding agreement with the United States Geological Survey (USGS), for geochemical data collection within the Big Chino Sub-Basin (City Contract No. 2017-143A2).

ADOPT RESOLUTION NO. 2019-1719 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, TO APPROVE AMENDMENT NO. 2 OF CITY CONTRACT NO. 2017-143A1 AND AUTHORIZING THE MAYOR AND STAFF TO TAKE ANY AND ALL STEPS NECESSARY TO ACCOMPLISH THE ABOVE.

- G. Approval of Lease Amendment 2011-100A1 authorizing Guidance Helicopters Inc., a substantially equivalent leasehold area swap, to allow for an access road to the new Commercial Service passenger terminal at Prescott Regional Airport - Ernest A. Love Field.
- H. Approval of Lease Amendment 1993-067A2 with Guidance Helicopters, Inc., which revises terms contained within the original lease sections pertaining to lease payment, lease adjustments, and duration.
- I. Award of City Contract No. 2020-051 to Yavapai Metal Recycling for the Removing and Recycling of Scrap Metals.

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

## 9. CONSENT ORDINANCE

- A. Adoption of Ordinance No. 2019-1688 designating the Budget and Finance Director as the Chief Financial Officer of the City.

ADOPT ORDINANCE NO. 2019-1688 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AMENDING TITLE II, CHAPTER 2-8, SECTION 2-8-2 OF THE PRESCOTT CITY CODE.

- B. Adoption of Ordinance No. 2019-1686 authorizing the granting of a utility easement to Arizona Public Service Company.

ADOPT ORDINANCE NO. 2019-1686 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE GRANTING OF A UTILITY EASEMENT TO ARIZONA PUBLIC SERVICE COMPANY, AN ARIZONA CORPORATION AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID EASEMENT.

- C. Adoption of Ordinance No. 2019-1687 authorizing the acceptance of a public drainage easement from Terry A. Burnett Living Trust.

ADOPT ORDINANCE NO. 2019-1687 OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE ACCEPTANCE OF A PUBLIC DRAINAGE EASEMENT, FROM TERRY A. BURNETT LIVING TRUST, AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID ACCEPTANCE.

***Recommended Action: MOVE to adopt Consent Ordinance Items 9.A. through 9.C.***

## 10. REGULAR AGENDA

- A. Revised Preliminary Plat (PLN19-010) of Antelope Crossings subdivision extending the boundary of the subdivision and adding 42 lots to Phases 4 and 5. Owner is Chamberlain Development, LLC and approving City Contract No. 2020-005 (WSA 19-008).

***Recommended Action: MOVE to approve PLN19-010, a revised preliminary plat for Antelope Crossings subdivision. MOVE to approve City Contract No. 2020-005 (Water Service Agreement Application No. 19-008).***

## 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 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