



CITY COUNCIL VOTING MEETING MEETING

VOTING MEETING AGENDA

TUESDAY, JUNE 28, 2022, 3:00 PM

201 S. Cortez Street

Prescott, AZ 86303

City Council Chambers

Phil Goode, Mayor

Cathey Rusing, Mayor Pro Tem

Brandon Montoya, Councilman

Eric Moore, Councilman

Jessica Hall, Councilwoman

Steve Sischka, Councilman

Clark Tenney, Councilman

The following Agenda will be considered by the Prescott **City Council Voting Meeting** 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.

Viewing & Participation

This meeting may be viewed on Channel 64, Facebook Live or on the City's website: [Live Prescott City Council Videos](#)

Or via Zoom by registering in advance: [Zoom Registration Link](#)

Public comments for Council may be submitted through the City website: [Public Comment Form](#)

- 1. CALL TO ORDER**
- 2. INTRODUCTIONS / ANNOUNCEMENTS**
- 3. INVOCATION from Pastor Dan Hurlbert with Prescott United Methodist Church.**
- 4. PLEDGE OF ALLEGIANCE - Mayor Goode**
- 5. ROLL CALL**
- 6. PROCLAMATIONS**
 - A. Rodeo Week - June 28 thru July 4**
- 7. PRESENTATIONS**
 - A. Citizens Academy Graduates**
- 8. OPEN CALL TO THE PUBLIC**

The City of Prescott welcomes public engagement and residents may comment & address Council on matters NOT included on the Agenda during the Call to the Public. Please complete a green speaker card and submit it to the City Clerk prior to the meeting being convened. Speakers are limited to four (4) minutes, and the Call to the Public will be limited to forty (40) minutes in total.

Please Note: Pursuant to A.R.S. §38-431.01(H), members of the Council may NOT discuss items that are not specifically identified on the Agenda and, therefore, interaction will be limited to the following:

- 1) Responding to criticism*
- 2) Requests to staff to investigate & report on the matter*
- 3) Request that the matter be scheduled on a future agenda*

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.

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

- A. Approval of Minutes from the June 14, 2022 Executive Session, the June 14, 2022 Study Session and the June 14, 2022 Voting Meeting.
- B. Fiscal Year 2023 Contract for the City Clerk.
- C. Adoption of Resolution No. 2022-1817 Dissolving the Youth Advisory Board.
A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, DISSOLVING THE YOUTH ADVISORY BOARD
- D. Approval for the Fire Department to Apply for Various Fiscal Year 2023 Grant Funding Opportunities.
- E. Approval of City Contract No. 2022-226 for the Purchase of Forty (40) X26P Tasers and Supplies Over a Five Year Payment Term. Funding is Available in the Police Department Fund.
- F. Adoption of Resolution No. 2022-1821 Appointing Fire Chief Holger Durre as Applicant Agent on Behalf of the City of Prescott Cost Recovery Efforts Associated with Declared Public Emergencies.
A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, DESIGNATING THE PRESCOTT FIRE CHIEF AS THE APPLICANT AGENT TO THE ARIZONA DIVISION OF EMERGENCY MANAGEMENT FOR COST-RECOVERY EFFORTS WITH THE STATE OF ARIZONA DEPARTMENT OF EMERGENCY MANAGEMENT; AND AUTHORIZING THE MAYOR AND STAFF TO TAKE ANY AND ALL STEPS NECESSARY TO ACCOMPLISH THE ABOVE

- G. Approval of City Contract No. 2005-293A2, an Amendment to City Contract No. 2005-293, with Waste Management for Solid Waste Disposal Services to Increase the Contract Limits in FY22 by \$515,000.00. Funding is Available in the Solid Waste Fund.
- H. Approval of City Contract No. 2022-168A4, an Amendment to City Contract 2022-168 with Dibble for On-Call Planning & Environmental Services at Prescott Regional Airport - Ernest A. Field to Generate a Benefit Cost Analysis (BCA) in an Amount not to Exceed \$82,887.50. Funding is Available in the Airport Fund.
- I. Adoption of Resolution No. 2022-1829 Authorizing City Staff to Apply for Grant Funding for a Traffic Signal at Gail Gardner Way and Fair Street.

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE CITY OF PRESCOTT TO APPLY FOR ONE MILLION, THIRTY SEVEN THOUSAND, ONE HUNDRED SEVENTY EIGHT DOLLARS (\$1,037,178.00) OF HIGHWAY SAFETY IMPROVEMENT PROGRAM GRANT FUNDING FROM THE ARIZONA DEPARTMENT OF TRANSPORTATION; AND AUTHORIZING THE MAYOR AND STAFF TO TAKE ANY AND ALL STEPS NECESSARY TO ACCOMPLISH THE ABOVE

10. CONSENT ORDINANCE

Recommended Action: MOVE to adopt Consent Ordinance Item 10.A.

- A. Adoption of Ordinance No. 2022-1803 Authorizing the Acceptance of Public Water and Sewer Easement from Chamberlain Development Prescott LLC.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE ACCEPTANCE OF A PUBLIC WATER AND SEWER EASEMENT AGREEMENT FROM CHAMBERLAIN DEVELOPMENT PRESCOTT, L.L.C., AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID ACCEPTANCE

11. REGULAR AGENDA

- A. Approval of Minutes from the May 17, 2022 Budget Workshop as Presented.

Recommended Action: MOVE to approve minutes as presented

- B. Legislative Update.

Recommended Action: This item is for discussion only. No formal action will be taken.

- C. Approval of City Contract No. 2016-104A4 for Lobbying Services from the Aarons Company, LLC. Funding is Available in the General Fund.

Recommended Action: MOVE to approve Contract No. 2016-104A4

- D. Public Hearing for the FY2023 Budget, Expenditure Limitation, and Tax Levies, and at a Special Meeting Adoption of Resolution No. 2022-1826 Adopting the Final FY2023 Budget, and Expenditure Limitation.

Recommended Action: MOVE to close the public hearing

Mayor Goode 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 publish 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

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, DETERMINING AND ADOPTING FINAL ESTIMATES OF PROPOSED EXPENDITURES FOR FISCAL YEAR 2023, 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

Recommended Action: MOVE to adopt Resolution No. 2022-1826

- D. ADJOURNMENT OF SPECIAL MEETING
- E. REGULAR VOTING MEETING RECONVENED

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

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



Sarah M. Siep, City Clerk