



AMENDED AGENDA

*Item III.L. – Was Added

**PRESCOTT CITY COUNCIL
REGULAR VOTING MEETING
Tuesday, May 26, 2015
3:00 PM**

**Council Chambers
201 South Cortez Street
Prescott, Arizona 86303
(928) 777-1100**

The following Agenda will be considered by the Prescott City Council at its **Regular Voting Meeting** pursuant to the Prescott City Charter, Article II, Section 13. Notice of this meeting is given pursuant to Arizona Revised Statutes, Section 38-431.02. One or more members of the Council may be attending this meeting through the use of a technological device.

- ◆ **CALL TO ORDER**
- ◆ **INTRODUCTIONS**
- ◆ **INVOCATION** Pastor Jim
Church on the Street
- ◆ **PLEDGE OF ALLEGIANCE** Mayor Kuykendall
- ◆ **ROLL CALL**

MAYOR AND CITY COUNCIL

Mayor Kuykendall	
Mayor Pro Tem Kuknyo	Councilman Lamerson
Councilman Arnold	Councilman Lazzell
Councilman Blair	Councilwoman Wilcox

- ◆ **ANNOUNCEMENTS**
- ◆ **PRESENTATIONS**

- A. Presentation of the 2015 Arizona Wildfire Academy and Incident Management Academy, by Tony Sciacca

I. CONSENT AGENDA

CONSENT ITEMS I.A. – I.F. LISTED BELOW MAY BE ENACTED BY ONE MOTION. ANY ITEM MAY BE REMOVED AND DISCUSSED IF A

COUNCILMEMBER SO REQUESTS.

- A. Approval of minutes for City Council Meetings held on April 7, 2015, and May 12, 2015
- B. Approval to purchase a document retention and disposition module for the City's On-Base electronic document management system from Databank IMX, in the amount of \$19,914.88
- C. Renewal of Off-track Pari-mutuel Wagering permit for Matt's Saloon, located at 112 S. Montezuma Street, submitted by Turf Paradise
- D. Ratification of emergency procurement for Antelope Hills pump station repairs, and authorization of payment to Foster Electric Motor Service, Inc., in the amount of \$31,957.71 (Golf Course Fund)
- E. Award of City Contract No. 2015-197 to Fireworks Productions of Arizona in the amount of \$20,300.00 for the 2015 Annual Fourth of July Celebration
- F. Award of City Contract No. 2015-195 for Zone 16 Waterworks Materials to FWC Supply, LLC, in the amount of \$15,659.51 (Water Fund)

RECOMMENDED ACTION: MOVE to approve Consent Agenda Items I.A.- I.F.

II. LIQUOR LICENSE REGULAR AGENDA

- A. Public hearing and consideration of a new liquor license application for a Series 12, Restaurant License, from James Stephen Lolli, applicant for The Hungry Monk, located at 220 West Goodwin Street, Suites 101, 201, and 202

RECOMMENDED ACTION: 1) MOVE to close the Public Hearing; and (2) MOVE to approve/deny/make no recommendation for Liquor License Application No. 12133620, for a Series 12 License, for the Hungry Monk, located at 220 West Goodwin Street, Suites 101, 201 and 202.

III. REGULAR AGENDA

- A. Presentation from the League of Arizona League of Cities and Towns Public Safety Personnel Retirement System Pension Task Force

RECOMMENDED ACTION: For Council information and discussion, no formal action to be taken at this meeting.

- B. Approval of the Public Safety Personnel Retirement System (PSPRS) employer rate for Fiscal Year 2016

RECOMMENDED ACTION: MOVE to approve the 3-year employer phase-in rate for the Public Safety Personnel Retirement System (PSPRS) for Fiscal Year 2016.

- C. Adoption of Ordinance No. 4940-1478 approving and authorizing Lease Agreement No. 57-8371-15-002, between the City of Prescott and the United States Government on behalf of the United States Forest Service for City property located at 2400 Melville Road (City Contract No. 2015-190)

ORDINANCE NUMBER 4940-1478 AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT YAVAPAI COUNTY, ARIZONA, APPROVING AND AUTHORIZING LAND LEASE NO. 57-8371-15-002 (CITY CONTRACT NO. 2015-190) BETWEEN THE CITY OF PRESCOTT AND THE UNITED STATES FOREST SERVICE.

RECOMMENDED ACTION: MOVE to adopt Ordinance No. 4940-1478.

- D. Award of City Contract No. 2015-185 to Lyon Engineering for engineering services for the Bashford Court Alley Reconstruction Project in an amount not to exceed \$87,423.00

RECOMMENDED ACTION: MOVE to award City Contract No. 2015-185 with Lyon Engineering for engineering services for the Bashford Court Alley Reconstruction Project in an amount not to exceed \$87,423.00.

- E. Award of City Contract No. 2015-186 to CivilTec Engineering, Inc., for engineering services for the N. Washington Avenue/Churchill Street Reconstruction Project in an amount not to exceed \$75,350.00

RECOMMENDED ACTION: MOVE to award City Contract No. 2015-186 to CivilTec Engineering, Inc., for engineering services for the N.

Washington Avenue/Churchill Street Reconstruction Project in an amount not to exceed \$75,350.00.

- F. Award of City Contract No. 2015-187 to Lyon Engineering for engineering services for the Schemmer Drive Pavement Reconstruction Project in an amount not to exceed \$130,631.00

RECOMMENDED ACTION: MOVE to award City Contract No. 2015-187 to Lyon Engineering, for engineering services for the Schemmer Drive Pavement Reconstruction Project in an amount not to exceed \$130,631.00.

- G. Award of City Contract No. 2015-188 to Kelley/Wise Engineering, Inc., to provide engineering services for the Summit Avenue, McCormick Street, and Beach Avenue Pavement and Utility Improvements Project in an amount not to exceed \$178,028.00

RECOMMENDED ACTION: MOVE to award City Contract No. 2015-188 to Kelley/Wise Engineering, Inc., to provide engineering services for the Summit Avenue, McCormick Street, and Beach Avenue Pavement and Utility Improvements Project in an amount not to exceed \$178,028.00.

- H. Award of City Contract No. 2015-189 to Shephard-Wesnitzer, Inc., to provide engineering services for the S. Washington Avenue/E. Goodwin Street Improvements Project in an amount not to exceed \$257,554.00

RECOMMENDED ACTION: MOVE to award City Contract No. 2015-189 to Shephard-Wesnitzer, Inc., to provide engineering services for the S. Washington Avenue/E. Goodwin Street Improvements Project in an amount not to exceed \$257,554.00.

- I. Award of City Contract No. 2015-194 to Earth Resources Corporation for construction of the Lakeview Storm Drain Project, in the amount of \$215,323.00

RECOMMENDED ACTION: MOVE to award City Contract No. 2015-194 to Earth Resources Corporation for construction of the Lakeview Storm Drain Project, in the amount of \$215,323.00.

- J. Award of City Contract No. 2015-184 to AMEC Foster-Wheeler for the Upper Granite Creek Watershed and Watson Lake TMDLs and Stormwater Quality Monitoring Plan in an amount not to exceed \$117,500.00

RECOMMENDED ACTION: MOVE to award City Contract No. 2015-184 to AMEC Foster-Wheeler for the Upper Granite Creek Watershed and Watson Lake TMDLs and Stormwater Quality Monitoring Plan in an amount not to exceed \$117,500.00.

- K. Award of City Contract No. 2015-183 to SAK Construction, LLC, for cured-in-place sewer pipe rehabilitation during a two-year period on an as-need basis, utilizing pricing through The Cooperative Purchasing Network (TCPN) Contract No. R5143, in an amount not to exceed \$1,500,000.00 (tabled item from the May 15, 2015, meeting)

RECOMMENDED ACTION: MOVE to award City Contract No. 2015-183 to SAK Construction, LLC, for cured-in-place sewer pipe rehabilitation during a two-year period on an as-needed basis, utilizing contract pricing through The Cooperative Purchasing Network (TCPN) Contract No. R5143, in an amount not to exceed \$1,500,000.00.

- *L. Determination of the order of listing the City measures on the August 25, 2015, Primary Election ballot

RECOMMENDED ACTION: MOVE to approve the listing of the 2015 Primary Election ballot measures in the following order:

**Question 1 PSPRS Sales Tax
Question 2 Streets Sales Tax
Question 3 Open Space Sales Tax
Question 4 General Plan Ratification**

IV. 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:

- (i) Discussion or consideration of personnel matters (A.R.S. §38-431.03(A)(1));
- (ii) Discussion or consideration of records exempt by law (A.R.S. §38-431.03(A)(2));
- (iii) Discussion or consultation for legal advice with the city's attorneys (A.R.S. §38-431.03(A)(3));
- (iv) 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));

- (v) 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));
- (vi) 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));
- (vii) 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)).

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.

Dana R. DeLong, CMC, City Clerk