



CITY COUNCIL VOTING MEETING MEETING

VOTING MEETING AGENDA

TUESDAY, MAY 24, 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 - Rich Stoffan with Pinerock Church**
- 4. PLEDGE OF ALLEGIANCE - Councilman Moore**
- 5. ROLL CALL**
- 6. PROCLAMATIONS**
 - A. Motorcycle Safety Awareness Month - May 2022**
 - B. Mental Health Awareness Month - May 2022**
 - C. Memorial Day - May 30th**
- 7. 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*

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.

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

- A. Approval of Minutes from the May 10, 2022 Executive Session and the May 10, 2022 Voting Meeting.
- B. Approval of City Contract No. 2022-190 with PSI Water Technologies for Chlorine Generator Parts in the Amount of \$52,583.40. Funding Is Available in the Wastewater Budget.
- C. Approval of City Contract No. 2021-017A2, an Amendment City Contract No. 2021-017 with Kary Environmental Services, Inc. for Household Hazardous Waste Management Services in the Amount \$102,486.00 Annually. Funding is Available in the Solid Waste, Water, and Wastewater Funds.
- D. Approval of City Contract No. 2020-160A3, an Amendment to City Contract No. 2020-160 with Galfab, LLC. for the Purchase of Commercial Front Load Refuse and Roll-off Containers, in the Annual Amount of \$125,000.00. Funding is Available in the Solid Waste Fund.

9. CONSENT ORDINANCE

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

- A. Adoption of Ordinance No. 2022-1796 Completing the Annexation of 2.05 Acres of Cathedral Pines.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI

COUNTY, ARIZONA, EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF PRESCOTT BY ANNEXING APPROXIMATELY 2.05 ACRES OF RESIDENTIALLY ZONED LAND (SF-12), GENERALLY LOCATED ALONG CATHEDRAL PINES DRIVE IN YAVAPAI COUNTY, ARIZONA, INTO THE CITY OF PRESCOTT AND ASSIGNING A ZONING CLASSIFICATION THERETO

- B. Adoption of Ordinance No. 2022-1797 Completing the Annexation of Cactus Ranch Mobile Home Park Property.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF PRESCOTT BY ANNEXING APPROXIMATELY 6.16 ACRES OF RESIDENTIALLY ZONED LAND (R1L-35), GENERALLY LOCATED EAST OF GURLEY STREET AND SOUTH OF OVERLAND ROAD IN YAVAPAI COUNTY, ARIZONA, INTO THE CITY OF PRESCOTT AND ASSIGNING A ZONING CLASSIFICATION THERETO

- C. Adoption of Ordinance No. 2022-1798 Amending the Zoning of Cactus Ranch Mobile Home Park from SF-35 to MF-H.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AMENDING THE ZONING OF CERTAIN PROPERTY WITHIN THE CITY OF PRESCOTT GENERALLY LOCATED EAST OF GURLEY STREET AND SOUTH OF OVERLAND ROAD FROM RESIDENTIAL SINGLE FAMILY (SF-35) TO MULTIFAMILY (MF-H)

- D. Adoption of Ordinance No. 2022-1799, Authorizing the Transfer of Property to Effectuate Terms of Open Space Donations Pursuant to City Contract No. 2012-067.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE TRANSFER OF PROPERTY TO EFFECTUATE TERMS OF OPEN SPACE DONATIONS PURSUANT TO CITY OF PRESCOTT PURCHASE AGREEMENT NO. 2012-067

10. LIQUOR LICENSES

- A. Public Hearing and Consideration for a New Series 3 Microbrewery Liquor License Application from Jeffrey Alan Hart, Applicant, for Hart of Ten Brewing, LLC. Location: 318 W Gurley Street.

Recommended Action: 1) MOVE to close the public hearing; and 2) MOVE to approve/deny/make no recommendation for Liquor License No. 168803 for a new Series 3 Microbrewery liquor license application for Hart of Ten Brewing, LLC. Location: 318 W Gurley Street

11. REGULAR AGENDA

- A. Presentation and Discussion Regarding Update to the General Plan and Formation of the General Plan Committee.

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

- B. Legislative Update.

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

- C. Consideration of Approval of a Climate Risk Assessment by Climate Assessment for the Southwest (CLIMAS) and Dr. Alison Meadow with the University of Arizona.

Recommended Action: MOVE to approve or deny a Climate Risk Assessment for Prescott to be conducted by CLIMAS

- D. Adoption of Resolution No. 2022-1820, Ratifying the Approval of City Contract No. 2022-218 an Intergovernmental Agreement with the Town of Prescott Valley to Provide Basic Motor School Training.

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, RATIFYING AN INTERGOVERNMENTAL AGREEMENT WITH THE TOWN OF PRESCOTT VALLEY (CITY OF PRESCOTT CONTRACT NO. 2022-218) FOR BASIC MOTORS TRAINING; AND AUTHORIZING THE MAYOR AND STAFF TO TAKE ANY AND ALL STEPS NECESSARY TO ACCOMPLISH THE ABOVE

Recommended Action: MOVE to adopt Resolution No. 2022-1820

- E. Approval of City Contract No. 2022-199 With Heart & Soul Marketing in the Amount of \$45,000 Annually for a Multimedia Marketing and Advertising Campaign. Funding is Available in General Fund.

Recommended Action: MOVE to approve City Contract No. 2022-199

- F. Approval of City Contract No. 2022-195 with Fann Contracting for the Zone 56 Tank and Pipeline and Zone 7 Improvement Project in the Amount of \$9,678,105.75, and Approval of City Contract No. 2019-236A5, an Amendment to City Contract No. 2019-236 with Entellus, Inc. for Post Design Services in the amount of \$103,875.21. Funding is available in the Water Fund.

Recommended Action: 1) MOVE to approve City Contract No. 2022-195, and 2) MOVE to approve City Contract No. 2019-236A5.

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