



# **CITY COUNCIL VOTING MEETING MEETING**

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## **VOTING MEETING AGENDA**

**TUESDAY, MAY 11, 2021, 3:00 PM**

201 S. Cortez Street

Prescott, AZ 86303

City Council Chambers

Greg Mengarelli, Mayor

Alexa Scholl, Mayor Pro Tem

Steve Blair, Councilman

Phil Goode, Councilman

Cathey Rusing, Councilmember

Steve Sischka, Councilman

Clark Tenney, Councilman

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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 to be read by the Clerk may be submitted through the City website: [Speaker Request Form](#)

### **1. CALL TO ORDER**

### **2. INTRODUCTIONS / ANNOUNCEMENTS**

### **3. INVOCATION**

**Pastor Kendra Hobson with St. Luke Ebony Christian Church**

### **4. PLEDGE OF ALLEGIANCE**

**Mayor Mengarelli**

### **5. ROLL CALL**

### **6. PROCLAMATIONS**

**A. Salvation Army Week: May 10th - 16th**

**B. EMS Week: May 16th - 22nd**

**C. Mental Health Awareness Month: May 2021**

## 7. 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 7.A. through 7.F.***

- A. Approval of Minutes from the April 27, 2021 Executive Session, and the April 27, 2021 Voting Meeting.
- B. Approval of City Contract No. 2019-078A2, an Amendment to City Contract No. 2019-078 with Matrix New World Engineering for Continued Services Related to Comprehensive Agreement No. 1, in the Amount of \$42,891.00. Funding is Available in the Water Fund.
- C. Approval of City Contract No. 2021-094A2, an Amendment to City Contract No. 2021-094 with Capital Improvements LLC for the FY20 Miscellaneous Concrete Repairs & Demerse/Morell Storm Drain Project in the Amount of \$55,000. Funding is Available in the Streets Fund.
- D. Approval of City Contract No. 2019-030A1, an Amendment to City Contract No. 2019-030, with Terracon Consultants, Inc. in the Amount of \$70,000 for On-Call Professional Services. Funding is Available in the Streets Fund.
- E. Approval for the Fire Department to Apply for Various Fiscal Year 2022 Grant Funding Opportunities.
- F. Approval of City Contract No. 2021-172 with the Launch Pad Teen Center in the Amount of \$50,000 and Acceptance of Low Bid of \$98,793.21 from Ridgeline Builders for the Construction of Four New Bathrooms at The Launch Pad Teen Center as Part of the Approved 2020 CDBG Annual Action Plan. The City of Prescott CDBG portion will be \$50,000.

## 8. CONSENT ORDINANCE

***Recommended Action: MOVE to adopt Consent Ordinance Items 8.A. and 8.B.***

- A. Adoption of Ordinance No. 2021-1756 Authorizing the Purchase and Acceptance of Various Easements and Real Property for the City's Sundog Trunk Main Phase C2 Capital Improvement Project.  
**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE PURCHASE OF REAL PROPERTY AND EASEMENTS FROM B.E.C. LANDHOLDINGS LLC, COALITION FOR COMPASSION AND JUSTICE INC, MILLER VALLEY REALTY LLC, PIZANO CENTER LLC, THE SALVATION ARMY, SUNGLASS EMPORIUM LLC, AND C & G VELASQUEZ FAMILY TRUST – DENNIS R. SCIOTTO AND CAROL ANN SCIOTTO COMMUNITY TRUST – COLSON FAMILY TRUST FOR**

**THE SUND OG TRUNK MAIN PHASE C2 PROJECT AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID PURCHASES AND EASEMENTS**

- B. Adoption of Ordinance No. 2021-1758 Authorizing the Purchase and Acceptance of Real Property for the City's Sundog Ranch Road Lift Station.

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE PURCHASE OF REAL PROPERTY FROM STORM RANCH CO., LLC FOR THE SUND OG RANCH ROAD SEWER LIFT STATION AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID PURCHASE**

**9. REGULAR AGENDA**

- A. Approval of City Contract No. 2021-166 with Earth Resources, LLC for the Streets Division Snow Equipment Facility Grading Project in the Amount of \$530,830. Funding is Available in the Streets Fund.

***Recommended Action: MOVE to approve City Contract No. 2021-166.***

- B. Public Hearing Regarding the City of Prescott Draft 2021 CDBG Annual Action Plan to 1) Accept CDBG Entitlement Funds from the US Department of Housing & Urban Development (HUD) in the Amount of \$248,199; and 2) Hold the First of Two Public Hearings.

***Recommended Action: 1) MOVE to accept CDBG Entitlement Funds in the Amount of \$248,199 from HUD; and 2) MOVE to close the Public Hearing.***

- C. Legislative Update.

***Recommended Action: This item is for discussion only, no formal action will be taken.***

**10. 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



Sarah M. Siep, City Clerk