



CITY COUNCIL VOTING MEETING

VOTING MEETING MINUTES

TUESDAY, FEBRUARY 28, 2023, 3:00 PM

201 S. Cortez Street
Prescott, AZ 86303
City Council Chambers

Phil Goode, Mayor

Brandon Montoya, Mayor Pro Tem

Cathey Rusing, Councilmember

Eric Moore, Councilman

Connie Cantelme, Councilwoman

Steve Sischka, Councilman

Clark Tenney, Councilman

MINUTES OF THE VOTING MEETING OF THE PRESCOTT CITY COUNCIL VOTING MEETING HELD ON FEBRUARY 28, 2023, IN THE 201 S. CORTEZ STREET PRESCOTT, AZ 86303 CITY COUNCIL CHAMBERS.

1. CALL TO ORDER

Mayor Goode called the meeting to order at 3:00 p.m.

2. INTRODUCTIONS / ANNOUNCEMENTS

Mayor Pro Tem Montoya commented that we are under a winter storm warning beginning tomorrow and advised citizens not to travel unless necessary, and if they do to please do so safely. He added that citizens can still sign up for Hazardous Waste pickup through the City's Solid Waste Department if they are interested in utilizing that service.

3. INVOCATION – Pastor Matt Kottman with Solid Rock Christian Fellowship

4. PLEDGE OF ALLEGIANCE - Councilman Moore

5. ROLL CALL

Phil Goode	Mayor
Brandon Montoya	Mayor Pro Tem
Connie Cantelme	Councilwoman
Eric Moore	Councilman
Cathey Rusing	Councilmember
Steve Sischka	Councilman
Clark Tenney	Councilman

6. OPEN CALL TO THE PUBLIC

A. Member of the public Gerard Sidlovsky addressed Council regarding March for Life and the new direction of Pro-Life and the ability to put “personhood” in a city charter.

7. CONSENT AGENDA

MOTION BY MAYOR PRO TEM MONTOYA MOVED TO APPROVE CONSENT AGENDA ITEMS 7.A. THROUGH 7.C.; SECONDED BY COUNCILMAN SISCHKA: PASSED [7 – 0].

- A. Approval of Minutes from the February 14, 2023 Executive Session, the February 14, 2023 Study Session, the February 14, 2023 Voting Meeting and the February 21, 2023 Executive Session.
- B. Approval of City Contract No. 2023-156 with CentralSquare Technologies for PSJ Enterprise Public Safety Software Maintenance and Support Using TIPS Contract No. 220105 Pricing in an Amount Not to Exceed \$165,307.09 to be Equally Divided Between City of Prescott Fire & Police and all Non-City of Prescott Regional Communication Center Partners. The City of Prescott Portion, Estimated to be Approximately \$82,653, Funding is Available in the Fire and Police Funds.
- C. Approval of HFI 22-314, for the Acceptance of Funding Through the Healthy Forest Initiative Grant Program for the Kiwanis Camp & Trail Project from the Arizona Department of Forestry and Fire Management in the Amount of \$173,400.00 with 20% City Matching Funds in the Form of In-Kind Services.
- D. Approval of HFI 22-315, for the Acceptance of Funding Through the Healthy Forest Initiative Grant Program for the Constellation Hazardous Fuel & Watershed Project from the Arizona Department of Forestry and Fire Management in the Amount of \$303,260.00 with 30% City Matching Funds in the Form of In-Kind Services.

Councilman Moore pulled this Item from the Consent Agenda for further discussion, expressing his concerns regarding overly thinning the area and asked about the bark beetle referenced in the item. He asked what kind of mitigation would be done in that area as he would hate to see it done heavily.

Fire Operations Chief Ralph Lucas responded that the removal of the old growth trees is not of concern to the Department, and in fact this will give it a more park like appearance in that area. They will work closely with Parks & Recreation on that to ensure everything is done appropriately.

Councilmember Rusing asked for confirmation that it is ladder fuels being discussed.

Mr. Lucas confirmed.

MOTION BY COUNCILMAN MOORE TO APPROVE CONSENT AGENDA ITEM 7.D.; SECONDED BY COUNCILMEMBER RUSING: PASSED [7 – 0].

8. REGULAR AGENDA

A. Legislative Update.

Interim City Manager Tyler Goodman provided a presentation to Council regarding the ongoing legislative session.

Bills Being Tracked:

* HB2518 Appropriation for Glassford Dells Regional Park has passed out of the Appropriations Committee and is waiting to be heard on the floor. This bill will likely be folded into the budget process.

Mayor Goode commented that he has been working on the project with other partners on properly naming the regional park proposal and felt that, in the long run in order to attract ecotourism and visitors from elsewhere, having a connection to Granite Dells would be helpful.

* HB2003 Corporate Income Tax Reduction – if adopted at full implementation would be a \$1 million dollar hit to shared revenues

* HB2061 Food Tax – there are three identical bills on this item, still alive and moving through the process however they have not passed out of original chambers

* SB1184 Residential Tax Exemption on Residential Rentals – vetoed by the Governor late last week

* HB2284 Homelessness (Housing and Facilities) – concern is that political subdivisions are prohibited from adopting policies that discourage or prohibit the enforcement of any order or ordinance that prohibits public camping or sleeping or obstructing a city right of way

* HB2418 Police Response Times – died in Committee, has been redrafted for a study committee in the summer and passed out of the house

* HB2536 Administrative Review & Approval of Developments

* SB1103 Administrative Review & Approval of Developments – neither would force the city to do approvals administratively

* SB1117 Municipal Platting – would upend zoning and staff is hearing that there is likely not the votes for this to get out of the Senate, but it is being tracked closely

* SB1011 Municipalities & Partisan Elections

* SB1012 Inspections on Sober Living Homes

* SB1025 Political Signs in Tourism Zones – would change the current sign free zones

* SCR1023 Charter Cities Repeal – even if this were to get on the ballot and passed it would be future cities not allowed to form as a charter and would not require a revocation of the City of Prescott city charter

Councilman Sischka commented that his understanding was the reason for this is because the legislature didn't like how Tucson handled their election and asked, since Tucson is a charter city, what would be the point.

Mr. Goodman responded that it was probably the intent, but the question is whether state voters can supersede local voters.

This item was for discussion only, no formal action was taken.

B. Update Regarding the Mayor's Charter Review Commission.

City Clerk Sarah Siep provided a brief update to Council regarding the ongoing meetings of the Commission and reminded them that at the April 11th Study Session they will receive a presentation

with proposed ballot language and will seek direction on the amendments that the Council would like to see on the General Election Ballots.

This item was for discussion only, no formal action was taken.

- C. Adoption of Ordinance No. 2023-1824, Approving City Contract No. 2023-159 a Sales Agreement for the Sale & Redevelopment of 201 S Cortez Street.

Interim City Manager Tyler Goodman provided a presentation to Council regarding the proposed sale of 201 S. Cortez Street. Since Council's approval staff has been working with the group to negotiate the terms of the sale and once this is approved, they will begin negotiations related to the Development Agreement (DA) and begin the process of review by the Water Issues Subcommittee, Prescott Preservation Commission and Planning & Zoning Commission before returning to Council. The property is selling for \$2.5 million, and non-refundable deposits have been established (\$50k attached to water approval and \$50k attached to height approval).

Tentative Timeline:

- * Water Issues Subcommittee – March 7
- * City Council Approval of Water – March 28
- * Application to Prescott Preservation Commission - May 19
- * Preservation Commission – June 2 and July 7 (possible recommendation)
- * Planning & Zoning Commission - July & August
- * City Council Consideration of DA & Recommendations from Prescott Preservation Commission and Planning & Zoning Commission - September

Buyer and City have agreed that the process of approvals will be complete by May 31, 2024 so things can begin moving forward.

Mayor Goode commented that this is just a sales agreement and not a DA, that and terms of the public processes are still to come. He added that the contact address in the agreement should be updated to the new location.

MOTION BY COUNCILMAN SISCHKA TO ADOPT ITEM 8.C.; SECONDED BY COUNCILMEMBER RUSING: PASSED [7 – 0].

- D. Approval of City Contract No. 2023-160, a Professional Services Agreement with Kimley-Horn and Associates for the Planning, Design and Construction Documents for the Granite Dells Gateway Park in the Total Amount of \$360,160.00. Funding is Available in the General Fund.

Recreation Services Director Joe Baynes provided a presentation to Council regarding the proposed project.

Background:

- * Since the late 1990s the City of Prescott has been acquiring properties in the Dells including Watson & Willow Lakes, Point of Rocks, Easter Peak, Peavine Trail and more

- * In total the city controls approximately 2,600 acres in the Dells
- * In November 2022 the city, Prescott Valley and Yavapai County entered into a 10-year Intergovernmental Agreement (IGA) with intent of cooperatively purchasing approximately 3200 acres contiguous the city property in the Dells

There was a conceptual idea put together as part of the city's open space plan which Mr. Baynes reviewed. This concept will be enhanced and refined should this contract be approved. This will be the West Gate to the park and a jumping off point for trail connections as well.

Gateway Park Features:

- * Natural play features
- * 3+/- acre fishing lake
- * Trail system
- * Trail connections
- * Public inclusion in design
- * Light hand on the land
- * Planning will make project "shovel ready"
- * State and federal grant funding
- * Planning will include possible phasing

Mr. Baynes commented that he is excited for this project, believes there is ample grant funding available for such a unique opportunity for our area.

Councilman Moore expressed his support for the project and commented that he is concerned regarding access off Highway 89 because there are no lights in that area and asked if there are they any future plans for traffic signals for such a large recreation area.

Mr. Baynes responded that there is a roundabout contemplated in the Public Works five-year plan and a traffic analysis will be done in the area as well as part of the process.

Councilwoman Cantelme asked if there is any control the city would have over climbing on stacked rocks.

Mr. Baynes responded that the rocks have been there for thousands of years, there is recreational immunity as protection and people are told to stick to the designated trail and climbing areas.

Councilman Tenney stated that the city has been working toward this for decades and thanked staff for their hard work on this. He asked for confirmation that the rock formations are not even part of what will be the gateway park.

Mr. Baynes confirmed, they are just part of the preserve.

Mayor Goode commented that the scope of services included in this proposal includes a great deal of expertise to examine these areas. He also asked about the old bridge and if that would be part of this.

Mr. Baynes responded that structural analysis will be done, he has also spoken with Arizona Eco Development (AED) regarding this and there will likely be an approximate cost of \$10,000 associated with that.

Councilmember Rusing emphasized that this park will be ADA accessible to all and feels this will be a wonderful project for the city with many benefits for years to come.

Mr. Baynes added that the lake will have a flat quarter mile trail around it which will be very user friendly, and the one that accesses the Peavine will be low grade as well.

Member of the public Dottie Morris addressed Council as VP of Granite Dells Preservation Foundation stating that they are working to educate the public on this fantastic project and are very in favor of this.

MOTION BY COUNCILMEMBER RUSING TO APPROVE ITEM 8.D.; SECONDED BY COUNICLMAN TENNEY: PASSED [7 – 0].

- E. Approval of City Contract No. 2023-158 for an Airport Ground Lease with Embry-Riddle Aeronautical University at Prescott Regional Airport - Ernest A. Love Field.

Airport Director Robin Sobotta provided a presentation to Council regarding the proposed ground lease and a recap of the history of development at the airport. In 1928 the city received a land donation for the airport, in 1978 Embry Riddle Aeronautical University (ERAU) made Prescott the western headquarters for their school and in 2021 the new Airport Passenger Terminal was completed. Current ERAU area is approximately 14 acres in total at three locations on the airfield. This proposed ground lease will be for a new Strategic Academic Flight Education Complex totaling approximately 547,690 square feet of development. Phase I will be the new multi-use facility, parking, and retention facility and will be completed in the first five years of the agreement. City commitments to the project are included in the FY23 budget and staff will collaborate on a State Grant allocated through Arizona Department of Transportation (ADOT) for the project. Annual revenue from this project will be \$206,000 per year and then \$225,000 per year after Phase II is completed over the 45-year life.

ERAU Representatives Tim Holt and Parker Northrup were also present, and Dr. Holt addressed Council regarding the 50-year history between ERAU and the city, he looks forward to working together on this project as well.

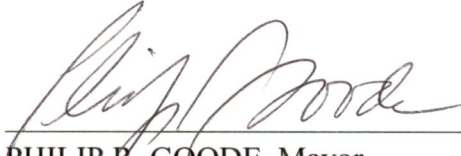
Mayor Goode and Councilmember Rusing thanked Dr. Holt for their investment in our community.

MOTION BY COUNCILMEMBER RUSING TO APPROVE ITEM 8.E.; SECONDED BY COUNCILMAN SISCHKA: PASSED [7 – 0].

9. ADJOURNMENT

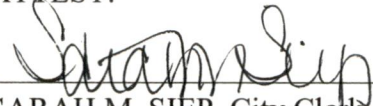
Quote: "Far more can be accomplished by the simple prayers of good people than by all the statesmen and armies in the world." - Ronald Reagan

There being no further business to discuss, Mayor Goode adjourned the meeting at 4:09 p.m.



PHILIP R. GOODE, Mayor

ATTEST:



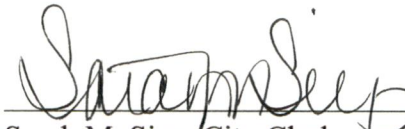
SARAH M. SIEP, City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Voting Meeting of the City Council Voting Meeting of the City of Prescott, Arizona held on February 28, 2023. I further certify the meeting was duly called and held and that a quorum was present.

Dated this 16 day of March, 2023.





Sarah M. Siep, City Clerk