



CITY COUNCIL VOTING MEETING MEETING

VOTING MEETING AGENDA

TUESDAY, FEBRUARY 8, 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 - Pastor Dennis Baker with Mt. Vernon Church of Christ**
- 4. PLEDGE OF ALLEGIANCE - Councilman Moore**
- 5. ROLL CALL**
- 6. 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*

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.D.

- A. Approval of Minutes from the January 25, 2022 Executive Session, the January 25, 2022 Study Session and the January 25, 2022 Voting Meeting.
- B. Adoption of Resolution No. 2022-1807 Approving City Contract No. 2022-148, an Intergovernmental Agreement (IGA) with the Yavapai County Board of Supervisors & the Yavapai County Recorder for Ongoing Election Services.
A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH YAVAPAI COUNTY FOR ELECTION SERVICES
- C. Adoption of Resolution No. 2022-1805 Approving City Contract No. 2017-224A1, an Amendment to City Contract No. 2017-224, an Intergovernmental Agreement with the Yavapai-Prescott Indian Tribe for the Purpose of Providing All-Risk Emergency Response and Fire Prevention Activities by the Prescott Fire Department.
A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, APPROVING AN AMENDMENT NUMBER ONE EXTENDING THE TERM OF AN INTERGOVERNMENTAL AGREEMENT WITH THE YAVAPAI-PRESCOTT INDIAN TRIBE FOR FIRE SUPPRESSION AND EMERGENCY MEDICAL SERVICES
- D. Approval of Acker Trust Board Recommended Expenditures for FY2022.

8. LIQUOR LICENSES

- A. Public Hearing and Consideration for a New Series 12 Restaurant Liquor License Application from Amy S Nations, Applicant, for Barbudos. Location: 1042 Willow Creek Rd #107.

Recommended Action: 1) MOVE to close the public hearing; and 2) MOVE to approve/deny/make no recommendation for Liquor License No. 175019 for a new Series 12 Restaurant liquor license for Barbudos. Location: 1042 Willow Creek Rd #107

- B. Public Hearing and Consideration for a New Series 10 Beer and Wine Store Liquor License Application from Akansha Ashwin Chowdhury, Applicant, for Prescott ARCO. Location: 286 Walker Road.

Recommended Action: 1) MOVE to close the public hearing; and 2) MOVE to approve/deny/make no recommendation for Liquor License No. 176503 for a new Series 10 Beer and Wine Store liquor license for Prescott ARCO. Location: 286 Walker Road

- C. Public Hearing and Consideration for a New Series 12 Restaurant Liquor License Application from Barry Lee Barbe, Applicant, for Torme. Location: 802 Valley Street.

Recommended Action: 1) MOVE to close the public hearing; and 2) MOVE to approve/deny/make no recommendation for Liquor License No. 176655 for a new Series 12 Restaurant liquor license for Torme. Location: 802 Valley Street

9. REGULAR AGENDA

- A. Legislative Update.

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

- B. Adoption of Resolution No. 2022-1808 Designating the Standard Allowance for Revenue Loss to be Used to Fund Government Services.

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, DESIGNATING THE STANDARD ALLOWANCE FOR REVENUE LOSS TO BE USED TO FUND GOVERNMENT SERVICES

Recommended Action: MOVE to adopt Resolution No. 2022-1808

- C. Presentation & Discussion Regarding Staff Recommended Projects Related to Coronavirus State and Local Fiscal Recovery Funds .

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

- D. Approval of City Contract No. 2022-149 for the Purchase of Three (3) 2023 Peterbilt Collection Vehicles from Rush Truck Center Using HGAC Contract No. HT06-20 Pricing in the Total Amount of \$1,091,208.11. Funding is Available in the Solid Waste Fund.

Recommended Action: MOVE to approve City Contract No. 2022-149

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

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