CITY OF PRESCOTT

CITY COUNCIL VOTING MEETING

VOTING MEETING MINUTES

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	Jessica Hall, Councilwoman
Brandon Montoya, Councilman	Steve Sischka, Councilman
Eric Moore, Councilman	Clark Tenney, Councilman

MINUTES OF THE VOTING MEETING OF THE PRESCOTT CITY COUNCIL VOTING MEETING HELD ON FEBRUARY 8, 2022, 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 Rusing advised that residents can begin registering online Monday, February 14th for the city's Household Hazardous Waste Collection program. Collection will begin March 7th. She added that the Fire Department recently implemented an alternate response unit to help provide better service to citizens, and stated that the Hilton Garden Inn was recently named as one of the top 4% in performance in North America.

3. INVOCATION - Pastor Dennis Baker with Mt. Vernon Church of Christ

4. PLEDGE OF ALLEGIANCE - Councilman Moore

5. ROLL CALL

Phil Goode	Mayor
Cathey Rusing	Mayor Pro Tem
Jessica Hall	Councilwoman
Brandon Montoya	Councilman
Eric Moore	Councilman
Steve Sischka	Councilman
Clark Tenney	Councilman

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

a. Nancy Bewley – Willow Creek Inn

Addressed Council regarding the Willow Creek Inn project, have made great strides in addressing the hurdles regarding their permit. Would like to submit to Comm Dev for a 99 or less calculation based on square footage and A2 Restaurant Status. They have sought legal counsel on this matter but would like to come to a peaceful agreement.

Mayor Goode clarified that organized groups that wish to address Council should have a designated speaker to bring their issues forward. Individuals or neighbors who wish to have dialogue with Council may do so.

7. CONSENT AGENDA

MOTION BY COUNCILMAN SISCHKA TO APPROVE CONSENT AGENDA ITEMS 7.A. THROUGH 7.D. EXCLUDING ITEM 7.B.; SECONDED BY COUNCILMAN TENNEY: PASSED [7 – 0].

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.

Mayor Goode pulled this Item from the Consent Agenda for further discussion regarding the options for discounted rates.

City Clerk Sarah Siep added that this is an ongoing agreement with the County to provide election services which the city has done for many years. There are no significant changes and the city has always opted to decline discounted rates due to our off-year election cycle and not wanting to provide additional services to the County during even-year election cycles. Elections currently cost approximately $2.25/registered voter, the discount would be in the amount of twenty-five cents.

MOTION BY MAYOR GOODE TO ADOPT ITEM 7.B. DECLINING DISCOUNTED RATES IN CITY CONTRACT NO. 2022-148; SECONDED BY COUNCILMAN MONTOYA: PASSED [7 – 0].

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.

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.

MOTION BY COUNCILMAN MONTOYA TO CLOSE THE PUBLIC HEARING; SECONDED BY COUNCILMAN SISCHKA: PASSED [7 – 0].

MOTION BY COUNCILMAN MONTOYA TO APPROVE ITEM 8.A.; SECONDED BY COUNCILMAN SISCHKA: PASSED [7 – 0].

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.

MOTION BY COUNCILMAN MONTOYA TO CLOSE THE PUBLIC HEARING; SECONDED BY COUNCILMAN SISCHKA: PASSED [7 – 0].

MOTION BY COUNCILMAN MONTOYA TO APPROVE ITEM 8.B.; SECONDED BY COUNCILMAN SISCHKA: PASSED [7 – 0].

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.

*****Councilwoman Hall recused herself from discussion on this Item*****

Applicant Barry Barbe addressed Council regarding the new restaurant which will be a contemporary Italian Bistro with outdoor/indoor dining as well as a grab and go concept with a deli in the back. They hope to open as soon as possible.

MOTION BY COUNCILMAN MONTOYA TO CLOSE THE PUBLIC HEARING; SECONDED BY COUNCILMAN SISCHKA: PASSED [6 – 0].

MOTION BY COUNCILMAN MONTOYA TO APPROVE ITEM 8.C.; SECONDED BY MAYOR PRO TEM RUSING: PASSED [6 – 0].

9. REGULAR AGENDA

A. Legislative Update.

Deputy City Manager Tyler Goodman provided a presentation to Council regarding the over 1400 bills introduced this session. Deadline to hear bills in house of origin is Feb. 18th.

Mr. Goodman reviewed concerning bill HB2674 related to Municipal Zoning and By Right Housing. The League is putting all of its resources into stopping this. Was stricken from the committee hearing this afternoon which is good news. Establishes by-right housing with zero obligation to make the units affordable. Multi-family developments could be approved administratively. Effectively eliminates single family zoning and impacts all municipalities in the state of AZ whether Charter City or not.

Mayor Goode commented that he has expressed his extreme concerns regarding this proposal, an example of legislative over-reach.

Councilman Montoya asked staff if there is a sense of whether this will get any traction.

Mr. Goodman responded that it does have bi-partisan report, there is more support than was expected but doesn't expect it to get pushed over the finish line.

Mayor Pro Tem Rusing asked who the sponsors and lobbyists are for this bill.

Mr. Goodman said the sponsors are Kaiser and Chavez but he is not sure on the specific groups who have acted as lobbyists for it.

Bills Being Tracked:
* SB1245 Tobacco
* HB2316 Guns in Public Buildings
* SB1275 and HB2226 Fireworks
* HB2375 Urban Revenue Sharing/Public Safety

Interim City Attorney Matt Podracky asked if our lobbyist has signed in any other oppositions.

Mr. Goodman said anything that fits the legislative agenda approved by Council.

Mayor Pro Tem Rusing commented that Mayor Goode went to the State Legislature and asked for an update.

Mayor Goode responded that he attended discussions regarding ambulance services in Yavapai County and how growth is impacting service and response times as well as the possibility of extending more than one Certificates of Necessity Agreement. There is a bill in the legislature to modify the policies surrounding this.

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

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

Finance Director Mark Woodfill provided a presentation to Council regarding the designation for full award to fund lost revenues which opens up the spending. Agreeing to have the funds included within the designation removing limitations on spending, gives Council more discretion.

MOTION BY COUNCILMAN MOORE TO ADOPT ITEM 9.B.; SECONDED BY COUNCILMAN TENNEY: PASSED [7 – 0].

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

Finance Director Mark Woodfill provided a presentation to Council regarding staff's recommendations related to spending options for the city. This year has been particularly hard on the General Fund, all available fund balance is spent or scheduled to be spent in this fiscal year which can be limiting and that has shaped staff's recommendations for spending. Can't fund all of these, decision can be put off until after the budget cycle takes place. Previous action removed all time constraints.

<u>Staff Recommended Projects:</u>
* Facility Improvements
  - TI at new city Hall – these are coming in higher than anticipated at approximately $4,000,000 estimated in total
  - Public Safety Drill Ground Improvements $1,500,000
* Public Safety Vehicles
  - Mobile Command Center - $400,000
  - Fire 75-foot Aerial Ladder Truck $1,500,000
* Recreation Improvements
  - Bill Valley Field concrete replacement $80,000
  - Ken Lindley tennis court project $300,000
* Granite Creek Corridor Revitalization - local costs $1,344,000

Councilman Moore asked for additional information regarding the Public Safety Drill Grounds.

Mr. Woodfill responded that this project has been on hold for several years, training operations at that location are an issue and there is paving and other improvements that need to be done out there.

Councilwoman Hall asked for clarification on estimates for improvements at City Hall. She added that she would like to have recreation improvements moved up given the lower cost and they are both projects that need to be done for our community.

Deputy Recreation Services Director Tim Legler responded that staff is using a a job order contract and this is just an estimate, should have the specific numbers back soon. The third floor includes Council Chambers as well, but overall costs have gone up and changed recently, but should have a better idea of actual cost in the future.

Mayor Goode said that Council can move some of these lower cost items up like the recreation improvements and purchase of the 75-foot aerial ladder truck. Bigger ones would be more appropriate for budget consideration.

Mr. Woodfill provided an overview of upcoming budget discussions and timelines. He added that if Council chooses to move forward on anything sooner staff can do that.

<u>Other Spending Opportunities:</u>
* Wastewater Projects Tied to Rates at approximately $7.5 million
* Stormwater Projects at approximately $1.9 million
* Open Space (300+/- acres) at approximately $6.6 million
* Adult Center Pavillion and Ramada project at approximately $1,500,000
* Airport Protection at an undetermined cost

Mayor Pro Tem Rusing reiterated that the city has a designated an income stream for City Hall improvements and upcoming property sales will help with that.

Mr. Woodfill confirmed that the internal loan will be paid off with property sales, but the numbers presented today are above and beyond that.

Councilman Montoya asked about the prioritization from staff on this list.

Mr. Woodfill responded that staff has prioritized all of these projects, the budget process is coming and there is limited funding for those items there. He feels the public safety vehicle needs would be more important.

Mr. Legler responded that the fire truck is a two-year build but the price has been confirmed.

Councilwoman Hall commented that the high need items should be agendized sooner rather than later.

Mr. Woodfill responded that staff could prepare bids as necessary and proceed with bringing these back as directed by Council.

Councilman Moore commented that he feels Council should prioritize the fire truck for an immediate Council action as soon as possible.

Mayor Pro Tem Rusing concurred.

Councilman Sischka asked about the Mobile Command Center.

Mr. Woodfill responded that the city currently doesn't have one; and City Manager Michael Lamar added that these are used during incidents when a command or emergency operations center at the Fire or Police Department wouldn't make sense. This creates a mobile Emergency Operations Center.

Council consensus to bring back the Fire Truck and public safety vehicle needs, Recreation Improvements as well at a future Council meeting prior to the budget meetings.

Mayor Pro Tem Rusing commented that she feels the Adult Center needs to be looked at. She added that the Adult Center Board has been working very hard and planning to expand services to the community as a whole not just adults and seniors.

Mr. Woodfill added that the funding for the Granite Creek Corridor Revitalization will need to align with grant funding which will not be until fall.

Mayor Goode added that the Adult Center ramada/pavilion project is critical to much of our community.

Councilman Montoya asked if a portion of funding can be given rather than all of it, for example Granite Creek Corridor etc.

Mr. Woodfill responded that it could be a possibility.

Adult Center Director Lucy Mason addressed Council regarding the projects at the Adult Center, they are not asking for $1.5 million but looking at a partnership with the city. Three phases to the Adult Center, the pavilion is the primary need other things will be fundraised for. Down to only 300 members because people are afraid to come inside. Need to get people exercising and socializing so the outdoor space is critical. Construction will be $850k.

Councilman Montoya asked who they see as the private partners that could come in for this.

Ms. Mason responded that she has spoken with a number of major businesses including APS, Sparklight, nonprofits, Meals on Wheels, Fann Construction, Findlay Toyota, etc. Doesn't want to limit what can be done but $500k-$800k would be an enormous help.

Mr. Woodfill commented they will proceed with safety vehicles, recreation improvements and will return to Council with recommendations. He added that Recreation Services Director Joe Baynes work with the Adult Center on funding for their needs.

Councilman Montoya asked if Council still wants to get public input.

Councilman Moore said that Granite Creek should be left out for now because of the timing on that.

Council consensus to wait on looking at funding for the Granite Creek Corridor Plan until the grant funding is known.

Councilman Tenney stated that he appreciates Council's comments so far and feels additional public input now that the list has been narrowed should be received. Asked if there a command center available from the County when the need arises and what would be the pros of purchasing one of our own. Would like more detail from PD on that item.

Mr. Woodfill responded that we do borrow the vehicles when we can, claim it will be used significantly for community outreach events, etc.

Mayor Goode commented that the Bill Valley recreational need is important but does not support the Ken Lindley Tennis/Pickleball Court projects.

Councilwoman Hall added that additional public comment when this has been discussed multiple times, and Council has received many comments already doesn't seem necessary. We already have a good needs list.

Mayor Goode commented that letting the public know that if they contact us and let us know what they think that will be taken into account when they vote on how to move these things forward, rather than extending this further.

Councilman Moore stated that today was the opportunity for them to come and comment and there is nobody here to do so.

Mr. Woodfill added that this is the third study session.

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

Public Works Director Craig Dotseth provided a presentation to Council regarding the purchase of Solid Waste Vehicles. This is preauthorization to purchase vehicles in FY23. Many challenges regarding timeframe and obtaining vehicles, these are planned and programmed for purchase in FY23. Looking at 465 days to get these vehicles, request is to pre-authorize the PO for the units in order to place the order now and get them in FY23.

Councilman Montoya commented that proactive measures are important to not have a need for emergency purchases of vehicles. Glad to see staff is being proactive.

MOTION BY COUNCILMAN MONTOYA TO APPROVE ITEM 9.D.; SECONDED BY MAYOR PRO TEM RUSING: PASSED [7 – 0].

10. ADJOURNMENT

Quote: "If we are to guard against ignorance and remain free it is the responsibility of every American to be informed." - Thomas Jefferson

There being no further business to discuss, Mayor Goode adjourned the meeting at 4:28 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 8, 2022. I further certify the meeting was duly called and held and that a quorum was present.

Dated this 25th day of February, 2022.

AFFIX
CITY
SEAL

Sarah M. Siep, City Clerk