



CITY COUNCIL VOTING MEETING MEETING

VOTING MEETING AGENDA

TUESDAY, JANUARY 26, 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

Billie Orr, Councilwoman

Cathey Rusing, Councilmember

Steve Sischa, 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 and Facebook Live as well as on the City's website: [City Council Live Meeting Videos](#)

Or via Zoom by registering in advance at: [Zoom Registration Link](#)

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

- 1. CALL TO ORDER**
- 2. INTRODUCTIONS / ANNOUNCEMENTS**
- 3. INVOCATION**

Reverend Dale Skurla with Lutheran Transitional Ministry Association

- 4. PLEDGE OF ALLEGIANCE**

Mayor Pro Tem Scholl

- 5. ROLL CALL**
- 6. PROCLAMATIONS**

A. Downwinders Day of Remembrance

B. 100th Anniversary Bucky O'Neill Post 541

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.E.

- A. Approval of Minutes from the January 12, 2021 Executive Session, and the January 12, 2021 Voting Meeting.
- B. Approval of City Contract No. 2021-099 with ePlus Technology Incorporated for Fortinet Annual Support and Maintenance in an Amount not to Exceed \$38,512.10 using National Cooperative Purchasing Alliance (NCPA) Contract 01-97 Pricing. Funding is Available in the General Fund.
- C. Approval of City Contract No. 2021-098 to Dukes Root Control, Inc., for Application of Root Control Herbicide in City Sewer Mains, in an Amount not to Exceed \$140,000.00 Annually, for up to Three Years. Funding is Available in the Wastewater Fund.
- D. Approval of City Contract No. 2021-104, a Professional Services Agreement with Streetlight Data Inc. in the Amount of \$30,000 for Collection and Processing of Digital Traffic Data. Funding is Available in the FY21 Street Fund.
- E. Approval of CSP20-005, a Comprehensive Sign Plan Amendment at the Depot Marketplace Shopping Center to Add a Center Pylon Sign at the Intersection of Sheldon Street and Montezuma Street. Location: 303 N Montezuma Street (APN 113-18-005); Property Owner: Zemplen Joy De Personal Trust; Applicant: Bootz & Duke Sign Company.

8. CONSENT ORDINANCE

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

- A. Adoption of Ordinance No. 2021-1740 Authorizing the Acceptance of a Water Line Easement, from Embry-Riddle Aeronautical University, Inc.
AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE ACCEPTANCE OF A WATER LINE EASEMENT, FROM EMBRY-RIDDLE AERONAUTICAL UNIVERSITY, INC., AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID ACCEPTANCE.

- B. Adoption of Ordinance No. 2021-1744 Replacing Prescott City Code Chapter 1-20.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AMENDING TITLE I, CHAPTER 1-20 (CITY PERSONNEL), SECTION 1-20-1 THROUGH 1-20-25, BY DELETING CHAPTER 1-20, SECTIONS 1-20-1 THROUGH 1-20-25 IN THEIR ENTIRETY AND ADDING A NEW TITLE I, CHAPTER 1-20 , SECTIONS 1-20-1 THROUGH 1-20-7; AND RENAMING THIS NEW CHAPTER 1-20 “HUMAN RESOURCES”

9. LIQUOR LICENSES

- A. Public Hearing and Consideration for a New Series 3 In State Microbrewery Liquor License Application from Drew William Pool, Applicant, for Wren House Brewing Co. Location: 6396 Lear Lane.

Recommended Action: 1) MOVE to close the public hearing; and 2) MOVE to approve/deny/make no recommendation for Liquor License No. 129870 for a new Series 3 In State Microbrewery liquor license for Wren House Brewing Co. Location: 6396 Lear Lane.

10. REGULAR AGENDA

- A. Adoption of Resolution No. 2021-1767 Approving City Contract No. 93-116A2 an Amendment to City Contract No. 93-116 to the Intergovernmental Agreement for Sewage Treatment Service Between the Iron Springs Sanitary District and the City of Prescott.

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE CITY OF PRESCOTT TO ENTER INTO AMENDMENT NUMBER 2 TO THE INTERGOVERNMENTAL AGREEMENT FOR SEWAGE TREATMENT SERVICE BETWEEN THE IRON SPRINGS SANITARY DISTRICT AND THE CITY OF PRESCOTT FOR THE DISTRICT’S TRANSFER OF ITS ASSETS (CASH AND INFRASTRUCTURE) TO THE CITY AND FOR THE CITY’S CORRESPONDING COMMITMENT TO CONTINUE TO RECEIVE THE DISTRICT’S EFFLUENT AND MAINTAIN THE SYSTEM ON AN ONGOING BASIS, AND AUTHORIZING THE MAYOR AND CITY STAFF TO TAKE ANY AND ALL STEPS NECESSARY TO ACCOMPLISH THE ABOVE.

Recommended Action: MOVE to adopt Resolution No. 2021-1767.

- B. Adoption of Ordinance No. 2021-1743 Amending City Code, Title XVII General Engineering Standards, Chapter 4, Section 4.7.2 Water Main Pipes and Materials; Amending Quad City Standard Detail 100Q and Deleting COP Standard Detail 200P-2 to Prohibit the Use of Polyvinyl Chloride (PVC) Pipe for New Water Main Installations.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AMENDING TITLE XVII, GENERAL ENGINEERING STANDARDS, ARTICLE 4 - WATER, SECTION 4.7.2 WATER MAIN PIPES AND MATERIALS; AMENDING QUAD CITY STANDARD DETAIL 100Q; DELETING COP CITY STANDARD DETAIL 200P-2; AND, ADDING SEVERANCE AND PENALTY PROVISIONS.

Recommended Action: MOVE to adopt Ordinance No. 2021-1743.

- C. Approval of City Contract No. 2021-105 with Kimley-Horn for Engineering and Design Services for the Granite Creek Corridor in the Amount of \$179,178.00. Funding is Available in Both the General Fund and from Public Works.

Recommended Action: MOVE to approve City Contract No. 2021-105.

- D. Legislative Update

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

11. 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