



CITY COUNCIL VOTING MEETING MEETING

VOTING MEETING AGENDA

TUESDAY, JANUARY 12, 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 from the public may be submitted through the City website: [Speaker Request Form](#)

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

Father Ian Emile Dunn with All Saints Anglican Church

- 4. PLEDGE OF ALLEGIANCE**

Mayor Mengarelli

- 5. ROLL CALL**
- 6. 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 6.A. through 6.N.

- A. Approval of Minutes from the December 15, 2020 Executive Session, the December 15, 2020 Study Session and the December 15, 2020 Voting Meeting.
- B. Appointment of Jim Lamerson to the Board of Adjustment and Tim Holt to the Pedestrian Bicycle & Traffic Advisory Committee.
- C. Approval of Retention of Outside Legal Counsel for Airport and Aviation Law Matters.
- D. Sale of Real Property at Antelope Hills Golf Course
- E. Approval of Acceptance of Governor's Office of Youth, Faith and Family STOP Violence Against Women Grant Program Funds in the Amount of \$180,000 (RFGA No. ST-WSG-20-010121-00; Contract No. ST-WSG-20-010121-08) and Approval to Staff Two Grant Funded Detective Positions.
- F. Approval of RVP20-005, a Revision of Plat for Granite Dells Estates Phase 1D.
- G. Approval of FNP20-010, Final Plat for Granite Dells Estates Phase 3C.
- H. Approval of City Contract No. 2021-095 with Jack McClung for the Donation of "Raven" an Original Framed Photograph to the City of Prescott.
- I. Approval of CSP20-004 a Comprehensive Sign Plan for Dells View Apartments, 2051 Willow Lake Road (APN 106-13-031H). Property Owner: DV Phase 1; Applicant: Lafferty Development; Agent: Arcadia Signarama Sign Company.
- J. Approval of City Contract 2021-087, an Intergovernmental Agreement with Arizona Department of Transportation for Pavement Preservation Work at Prescott Regional Airport, to Include a 10% Payment in the Amount \$31,347. Funding is Available in the Airport Fund.
- K. Acceptance of Grant No. E1S1M01C from the Arizona Department of Transportation in the Amount of \$1,575,000 for a Perimeter Security Upgrade Project at Prescott Regional Airport.
- L. Approval of City Contract 2011-003AS01, Consent to Assignment of Lease from Guidance Helicopters, Inc to Hangar 3, LLC for Property at Prescott Regional Airport.
- M. Approval of City Contract 2005-251AS02, a Consent for Assignment of Lease from Prescott Hangars, LLC to Juliet Tango, LLC, for Property Located at Prescott Regional Airport.
- N. Approval of City Contract No. 2021-094 with Capital Improvements, LLC for the FY20

Miscellaneous Concrete Repairs & Demerse/Morell Storm Drain Project in the amount of \$169,000. Funding is Available in the Streets Fund.

7. CONSENT ORDINANCE

Recommended Action: MOVE to approve Consent Ordinance Items 7.A. through 7.C.

- A. Adoption of Ordinance No. 2021-1738 Authorizing Partial Abandonment of an Easement no Longer Needed by the City.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE ABANDONMENT OF A PORTION OF THAT CERTAIN PUBLIC UTILITY EASEMENT LOCATED OVER A PORTION OF LOT 72 AND LOT 73, AS SHOWN ON THE FINAL PLAT FOR THUMB BUTTE ESTATES II, AS RECORDED IN BOOK 21 OF MAPS, PAGE 38, RECORDS OF YAVAPAI COUNTY, ARIZONA AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID ABANDONMENT OF EASEMENT.

- B. Adoption of Ordinance No. 2021-1739 Authorizing the Acceptance of a Public Sewer Easement from Paul A. Ilacqua and Julie M. Bartz.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE ACCEPTANCE OF A PUBLIC SEWER EASEMENT AGREEMENT, FROM PAUL A. ILACQUA AND JULIE M. BARTZ, AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID ACCEPTANCE.

- C. Adoption of Ordinance No. 2021-1741 Repealing Prescott City Code Title IX, Chapter 9-1 (Prescott Traffic Code) Section 9-1-20 (Use of Electronic Devices).

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, REPEALING PRESCOTT CITY CODE TITLE IX, CHAPTER 9-1 (PRESCOTT TRAFFIC CODE) SECTION 9-1-20 (USE OF ELECTRONIC DEVICES).

8. REGULAR AGENDA

- A. Approval of New Plans Examiner/Building Inspector Position for Community Development.

Recommended Action: MOVE to approve new Plans Examiner/Building Inspector position for Community Development, with the duties and paygrade as shown in the established job description.

- B. Adoption of Ordinance No. 2021-1742, Amending City Code Title I (Administrative) Chapter 1-4 (Elections) by Adopting a New Section 1-4-4 Relating to the Number of Signatures Required on Nominating Petitions; Declaring an Emergency and Providing for a Severability Clause.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF PRESCOTT ARIZONA, AMENDING CITY CODE TITLE I (ADMINISTRATIVE) CHAPTER 1-4 (ELECTIONS) BY ADOPTING A NEW SECTION 1-4-4 RELATING TO NUMBER OF SIGNATURES REQUIRED ON NOMINATING PETITIONS; DECLARING AN EMERGENCY; AND PROVIDING FOR A SEVERABILITY CLAUSE.

Recommended Action: MOVE to adopt Ordinance No. 2021-1742

- C. Approval of City Implementation Strategy for Total Compensation Study and Approval of Revised City Code Chapter 1-20.

Recommended Action: 1) MOVE to approve city implementation strategy for total compensation study; and 2) MOVE to approve proposed City Code Chapter 1-20.

- D. Adoption of Resolution No. 2021-1766 Approving City Contract No. 2021-090 for an Intergovernmental Agreement Between the City of Prescott and the Stringfield Ranch Domestic Water Improvement District and City Contract No. 2021-091 Between the City of Prescott and Stringfield Ranch LLC

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE CITY OF PRESCOTT TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH STRINGFIELD RANCH DOMESTIC WATER IMPROVEMENT DISTRICT OF YAVAPAI COUNTY, ARIZONA AND A CONTRACT BETWEEN THE CITY OF PRESCOTT AND STRINGFIELD RANCH LLC TO PROVIDE WATER SERVICE AND SEWER TREATMENT TO THOSE PROPERTIES WITHIN THE DISTRICT AND NEAR TO THE CITY SYSTEM THAT THE DISTRICT CURRENTLY LACKS WATER AND SEWER INFRASTRUCTURE NECESSARY TO SERVE AND FOR THE DISTRICT AND DEVELOPER TO CONSTRUCT THE PUBLIC INFRASTRUCTURE, AND AUTHORIZING THE MAYOR AND STAFF TO TAKE ANY AND ALL STEPS NECESSARY TO ACCOMPLISH THE ABOVE.

Recommended Action: MOVE to adopt Resolution No. 2021-1766

- E. Approval of Process for Filling a City Council Vacancy.

Recommended Action: 1) MOVE to approve filling the vacancy by either: a. appointing for the unexpired term (through November 2023) or b. appointing until the November 2021 election for a "short term" special election; and 2) MOVE to approve the timeline presented by staff for the application filing period and interviews for filling the upcoming City Council Vacancy.

9. 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