



City of Prescott

City Council - Voting Meeting

April 11, 2023 | 3:00 PM
201 N Montezuma Street
City Council Chambers, 3rd Floor
Prescott, AZ 86301

AGENDA

This Agenda was Amended on Monday April 10, 2023 at 11:00 a.m. to Add Item 9.E.

The following Agenda will be considered by the **Prescott City Council** 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: [City of Prescott Public Portal](#)

Public comments for Council may be submitted through the City website: [Public Comment Form](#)

1. **CALL TO ORDER**
2. **INTRODUCTIONS / ANNOUNCEMENTS**
3. **INVOCATION - Rabbi Julie Kozlow with The Community**
4. **PLEDGE OF ALLEGIANCE - Councilman Tenney**
5. **ROLL CALL**
6. **PRESENTATIONS**
 - A. Introduction & Welcome - Judge Mitch Padilla.
 - B. Commendation for City of Prescott Police Officers Involved in Fugitive Apprehension.
7. **PROCLAMATIONS**
 - A. Earth Week - April 22-28
 - B. Comfort Bears in a Catastrophe
8. **OPEN CALL TO THE PUBLIC**

The City of Prescott welcomes public engagement and residents may comment & address the 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

9. 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: 9.A. through 9.E.

- A. Approval of Meeting Minutes from the March 28, 2023 Executive Session, the March 28, 2023 Study Session, the March 28, 2023 Voting Meeting and the March 31, 2023 Special Executive Session.
- B. Approval of City Contract No. 2023-060A1, an Amendment to City Contract No. 2023-060 with Maxwell Asphalt, for Pavement Rehabilitation of the Bottleneck Hangar Ramp Area in an Amount not to Exceed \$227,589.00. Funding is Available in the Airport Fund.
- C. Approval of City Contract No. 2022-149A2, an Amendment to City Contract No. 2022-149 with Rush Truck Center, for the Purchase of Three (3) 2024 Peterbilt Collection Vehicles, in the Amount of \$104,049.05. Funding is Available in the Solid Waste Fund.
- D. Approval of City Contract No. 2023-180 with Arizona Public Service, Inc. (APS), for an Electrical Service Extension Associated with the Taxiway C Relocation Project at Prescott Regional Airport - Ernest A. Love Field in the Amount of \$57,733.00. Funding is Available in the Airport Fund.
- E. Approval of City Contract No. 2023-192 with Katie Gregory for the City Manager Employment Contract.

10. CONSENT ORDINANCE

- A. Adoption of Ordinance No. 2023-1826 Authorizing the Purchase and Acceptance of Various Easements & Real Property for the City's Pulliam/Douglas Reconstruction Project.
AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE PURCHASE OF REAL PROPERTY AND EASEMENTS FROM THE CHURCH OF THE NAZARENE, THE DENNIS J FEARNO REVOCABLE TRUST, ADAM AND AMBER PFLEGER, MONBERG REAL ESTATE HOLDINGS LLC, AND THE ALYNN PROPERTIES LLC FOR THE PULLIAM / DOUGLAS RECONSTRUCTION PROJECT AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID PURCHASES AND EASEMENTS

Recommended Action: Move to adopt Ordinance No. 2023-1826

11. LIQUOR LICENSE

- A. Public Hearing and Consideration for a New Series 06 Bar Liquor License Application from Andrea Dahlman Lewkowitz, Applicant, for The Edison Market. Location: 447 S. Montezuma Street.
Recommended Action: 1) MOVE to close the public hearing; and 2) MOVE to approve/deny/make no recommendation for Liquor License No. 231625 for a new Series 06 Bar liquor license application for The Edison Market. Location: 447 S. Montezuma Street.

- B. Public Hearing and Consideration for a New Series 10 Beer & Wine Store Liquor License Application from Andrea Dahlman Lewkowitz, Applicant, for The Edison Market. Location: 447 S. Montezuma Street.
Recommended Action: 1) MOVE to close the public hearing; and 2) MOVE to approve/deny/make no recommendation for Liquor License No. 229973 for a new Series 10 Beer & Wine Store liquor license application for The Edison Market. Location: 447 S. Montezuma Street.

12. REGULAR AGENDA

- A. Legislative Update.
Recommended Action: This item is for discussion only. No formal action will be taken.
- B. Approval of City Contract No. 2023-168 with Baker Tilly US, LLP for the Independent Financial Statement Audit and Other Required Financial Reports for Fiscal Years 2023, 2024, and 2025, in an Amount not to Exceed \$155,080.00 Over the Three-Year Period. Funding is Available in the Finance Department Budget.
Recommended Action: MOVE to approve City Contract No. 2023-168
- C. Approval of City Contract No. 2023-188, an Art Donation for a Mural in the Granite Creek Corridor.
Recommended Action: MOVE to approve City Contract No. 2023-188
- D. Approval of City Contract No. 2023-189, an Art Donation for a Mural at Granite Creek Park.
Recommended Action: MOVE to City Contract No. 2023-189
- E. Approval of City Contract No. 2023-187, an Art Donation for a Mural at 117 W. Goodwin Street (Chamber of Commerce Building) Commemorating Granite Mountain Hotshots.
Recommended Action: MOVE to approve City Contract No. 2023-187
- F. Approval of City Contract No. 2023-182 for the Purchase of One (1) Fire Engine Truck from Rosenbauer Minnesota, LLC, Using Sourcewell Contract No. 113021-RSD in the Amount of \$942,363.25. Funding is Available in the Fire Department Budget.
Recommended Action: MOVE to approve City Contract No. 2023-182
- G. Approval of City Contract No. 2023-176 for the Purchase of Six (6) 2024 Peterbilt Collection Vehicles from Rush Truck Center using HGAC Contract No. HT06-20, in the Amount of \$2,494,920.36. Funding is Available in the Solid Waste Fund.
Recommended Action: MOVE to approve City Contract No. 2023-176

13. ADJOURNMENT

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)).

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the foregoing notice was duly posted at Prescott City Hall on 4/10/2023 at 11:30 a.m. in accordance with the statement filed by the Prescott City Council with the City Clerk.

Sarah M. Siep

Sarah M. Siep, City Clerk