



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

MINUTES

1. CALL TO ORDER

Mayor Goode called the meeting to order at 3:03 p.m.

2. INTRODUCTIONS / ANNOUNCEMENTS

Mayor Pro Tem Montoya welcomed City Judge Mitch Padilla to the meeting. He also announced that the City has launched its new water conservation website which has a wealth of information regarding water conservation in the City of Prescott. April is water Awareness month and there are a number of upcoming events throughout the community, for more information please contact the City Public Works Department. The City will also be participating in Earth Day events on Saturday, April 22 from 9:00 am - 2:00 pm in front of the Courthouse Plaza.

3. INVOCATION - Rabbi Julie Kozlow with The Community

4. PLEDGE OF ALLEGIANCE - Councilman Tenney

5. ROLL CALL

Phil Goode - Mayor
Brandon Montoya - Mayor Pro Tem
Connie Cantelme - Councilwoman
Eric Moore - Councilman
Cathey Rusing - Councilmember
Steve Sischka - Councilman
Clark Tenney - Councilman

6. PRESENTATIONS

A. Introduction & Welcome - Judge Mitch Padilla.

Judge Padilla introduced himself to the Council and thanked them for the opportunity to serve the City of Prescott. This is his hometown too and he takes pride in delivering a good outcome for the city from the bench. He provided information regarding the Court which is on the first floor at the courthouse. He recognized his Court Administrator, Denise Vosberg and the city/county staff who work there. Staff is very busy and currently working on various improvements to customer service, fee collection, technology in the courtroom etc. One of his goals is to bring a Veterans Court to the City of Prescott.

Mayor Goode thanked Judge Padilla and commented that he looks forward to the innovations in the court and that he is in support of his plan for a Veterans Court.

- B. Commendation for City of Prescott Police Officers Involved in Fugitive Apprehension.
Mayor Goode asked all of the present officers to approach for a Letter of Commendation which he presented.

7. PROCLAMATIONS

- A. Earth Week - April 22-28
Councilmember Rusing presented the Proclamation.

Ellen Bashor thanked Council for the Proclamation and discussed upcoming events for stewardship projects involving young students in the area.

- B. Comfort Bears in a Catastrophe
Councilwoman Cantelme presented the Proclamation.

Director Mimi Hymel addressed Council regarding the Proclamation and how this program directly impacts children.

8. OPEN CALL TO THE PUBLIC

- A. Steven Sidlovsky addressed Council regarding his desire for a Personhood addition to the City Charter.

9. CONSENT AGENDA

MOTION BY COUNCILMAN TENNEY TO APPROVE CONSENT AGENDA ITEMS

9.A. THROUGH 9.D.; SECONDED BY MAYOR PRO TEM MONTOYA: PASSED (7 - 0)

- 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.

Mayor Pro Tem Montoya pulled this item for further discussion. He stated that this was a long process and thanked staff and Council for their participation in the search. He invited Ms. Gregory up to speak.

Ms. Gregory commented that she is thrilled to be working with the community and looks forward to getting started.

Mayor Goode thanked Ms. Gregory and stated that Council is looking forward to having her.

MOTION BY MAYOR PRO TEM MONTOYA TO APPROVE CITY CONTRACT NO. 2023-192; SECONDED BY COUNCILMEMBER RUSING: PASSED (7 - 0)

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.

Mayor Pro Tem Montoya recused himself from discussion due to a conflict of interest as part owner of Monberg.

MOTION BY COUNCILMAN TENNEY TO ADOPT ORDINANCE NO. 2023-1826; SECONDED BY COUNCILMEMBER RUSING: PASSED (6 - 0) MAYOR PRO TEM MONTOYA ABSTAINING

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.
Business owner Nick Medina addressed the Council regarding the new business and its contributions to the city of Prescott.

Mayor Goode thanked Nick for his investments in the city, and added that this section of Montezuma to White Spar is a gateway to the city for those traveling from other parts of the state and providing an upgraded experience will be very valuable.

Councilwoman Cantelme thanked Mr. Medina for putting his money and efforts into an area that is renovating and coming around.

MOTION BY COUNCILMEMBER RUSING TO CLOSE THE PUBLIC HEARING; SECONDED BY COUNCILMAN TENNEY: PASSED (7 - 0)
MOTION BY COUNCILMEMBER RUSING TO APPROVE ITEM 11.A.; SECONDED BY COUNCILMAN SISCHKA: PASSED (7 - 0)

- 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.

**MOTION BY COUNCILMEMBER RUSING TO CLOSE THE PUBLIC HEARING;
SECONDED BY COUNCILMAN MOORE: PASSED (7 - 0)**

**MOTION BY COUNCILMEMBER RUSING TO APPROVE ITEM 11.B.;
SECONDED BY COUNCILMAN SISCHKA: PASSED (7 - 0)**

12. REGULAR AGENDA

A. Legislative Update.

Interim City Manager Tyler Goodman provided an update to Council regarding the ongoing Legislative Session. The legislature is currently working on the budget and there has been movement in bills that will go in line with that.

Bills Being Tracked:

* HB2518 - Glassford Dells Regional Park

* HB2003 -Corporate Income Tax

* SB1131; HB2536; SB1161 - Housing Bills

* SCR1023 - Charter City Revocation: would bring to the voters an amendment to repeal charter cities, amendment in Committee for cities of 500,000 or more so Prescott wouldn't be impacted now but could be in the future. Pushing hard against this one

* SB1011 & SB1025 - Elections and political signs

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

Deputy Finance Director Lars Johnson provided a presentation to Council regarding the proposed contract for independent auditors. They will be responsible for reviewing and confirming that the city is following generally expected standards, reporting on internal controls and handing the opinion on the independent report, etc. A request for proposals was issued, and city staff has worked with the audit team in the past.

Mayor Goode asked for confirmation that auditors are rotated every three years and asked if there is a standard group of auditors that the city has to work with.

Mr. Johnson responded that an RFP is issued every time a change needs to be made, but this is a narrow pool and they can determine whether or not to respond.

Mayor Pro Tem Montoya asked how many bids were received for this project.

Mr. Johnson responded that the city received four proposals.

**MOTION BY COUNCILMEMBER RUSING TO APPROVE CITY CONTRACT
NO. 2023-168; SECONDED BY COUNCILMAN SISCHKA: PASSED (7 - 0)**

- C. Approval of City Contract No. 2023-188, an Art Donation for a Mural in the Granite Creek Corridor.

Recreation Services Director Joe Baynes provided a presentation to Council regarding the mural project which will be designed by artist Dana Cohen. The concrete wall is not on city property, however the owner has given permission to the city to place the mural. He added that the Art In Public Places Committee reviewed the request and recommended unanimously to approve.

Representative Barbara Nelson addressed the Council regarding this mural being the longest single continuous mural in the state of Arizona on the retaining wall facing the creek behind Chase Bank. The artist has created a number of murals in the area previously, and this bare concrete wall does nothing to enhance the investment the city has made so the project will enhance the area. It will be a natural woodland mural which will beautify and enhance the city's investment and provide an educational resource for the area containing nearly 20 panels that will seamlessly blend.

Councilmember Rusing commented that she has been proud to be the Council liaison for the Art in Public Places Committee and is impressed with Ms. Nelson's professional outreach in rallying the community behind this project. She added that she is excited about a trail walk for murals in the community.

Mayor Pro Tem Montoya commented that this is a great project and he is excited about it. He asked how the anti-graffiti coating works on these murals.

Larry Nelson responded that there are two types of coating that can be used. This one allows the mural to be hosed and pressure washed to remove graffiti, it is expensive but worth the cost for this because it is important to protect.

Councilman Sischka thanked Ms. Nelson for being on the radio to discuss this project and asked her to address how citizens can sponsor the mural.

Ms. Nelson responded that [Trail Murals.Org](https://www.trailmurals.org) contains lists of species and categories that people can select and sponsor. The group accepts checks and credit cards. She and Mr. Nelson advised that they also intend to put a plaque on one end of the mural so sponsors can be recognized.

Member of public Parker Anderson (Prescott Area Arts & Humanities Council) addressed Council regarding his support for the project.

MOTION BY COUNCILMAN TENNEY TO APPROVE CITY CONTRACT NO. 2023-188; SECONDED BY COUNCILMEMBER RUSING: PASSED (7 - 0)

- D. Approval of City Contract No. 2023-189, an Art Donation for a Mural at Granite Creek Park.

Recreation Services Director Joe Baynes provided a presentation to Council regarding the proposed mural under the LaGuardia Bridge. Friends of Granite Creek Park have been working on the project and will commission artist Joel S.

Griffin to paint the 80-foot nature themed mural which will be educational, light and bright. This mural will also use the anti-graffiti coating that was described in the last item.

Laurel Freeman with Friends of the Granite Creek Park addressed Council and commented on how much she enjoys this area and is looking forward to beautifying it further with this project.

Councilmember Rusing commented that this project has been planned for several years and thanked Ms. Freeman for her work on this.

Ms. Freeman added that the ceiling of the bridge will be painted to be transformative for the area.

Councilman Sischka asked Ms. Freeman to discuss the pillars and cottonwood trunks.

Ms. Freeman responded that along the trail the mural will be wildlife and shrubbery, transforming into the pillars that are holding up the bridge which will be made to look like cottonwood tree trunks with branches going into the ceiling/sky.

MOTION BY COUNCILMAN MOORE TO APPROVE CITY CONTRACT NO. 2023-189; SECONDED BY COUNCILMEMBER RUSING: PASSED (7 - 0)

- 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.

Community Outreach Manager John Heiney provided a presentation to Council regarding the proposed mural. This was brought to the Granite Mountain Interagency Hotshot Crew Learning & Tribute Center (Center) and then forwarded to the city. Phoenix based artist Katia Von Kral has offered to paint the mural and the Chamber of Commerce has offered to host the mural on their west wall. Ms. Von Kral has worked closely with family members to design the mural which will be placed on special panels that could be removed in the future if necessary. This proposal has been reviewed by the Prescott Preservation Commission and the Art in Public Places Committee who both recommended approval unanimously. The goal is to have this completed and presented in line with the 10-year anniversary this June.

Councilmember Rusing asked if there is a rendering of the artwork.

Mr. Heiney stated that they do have one but couldn't get it into the packet and showed the rendering to Council and the audience.

Ms. Von Kral addressed Council regarding her design. She said she went into the Center and spoke with many people, and that she has been working with the families in order to put this all together. The mural will highlight the tools the Hotshots worked with, the trail, the flag that hangs in the Center, portraits of all

the hotshots, a writing by Eric Marsh, the wall of gifts, etc.

Councilmember Rusing responded that this is an emotional topic for this community and added that a tribute is planned for the Courthouse Plaza on the anniversary. She is concerned regarding the timing of this and feels the Council needs more information. She made a motion to table this item.

Councilman Tenney commented that he respects Councilmember Rusing's position, but doesn't feel there has been any evidence that it would be an issue.

Councilman Moore echoed Councilman Tenney's comments, he supports this and feels this rendering is beautiful. Everything shown today could be removed or fixed if it was ever necessary.

Mayor Pro Tem Montoya commented that this is a beautiful proposal and having lived here when the event happened, it remains a raw and emotional event. It is his understanding that the expectation is it will be done by the anniversary date, but he doesn't see it as a drop dead date. Ms. Von Kral has a body of work that has gone through the process so far with approvals and the Chamber of Commerce CEO is here in support of this project as well.

Ms. Von Kral added that a family member is here and has been involved in reviewing the piece the Council could hear from as well.

Councilwoman Cantelme commented that she is the mother of a firefighter, and her biggest concern is the scale of the project. She doesn't want it to be a billboard and wants a rendering of the placement.

Ms. Von Kral responded that she works in lots of color and wants it to be seen well. It will be high but the rendering and other information provided in the packet regarding placement is to scale.

Mayor Goode asked how quickly Ms. Von Kral would anticipate the bright colors fading, he added that he is concerned with some of the events that take place on the open lot next to the building not paying the appropriate respect to a piece like this and asked when the contract related to that is up for renewal.

Ms. Von Kral responded that she uses the same paints as the other artist and plans to seal the mural with an exterior sealant and wouldn't anticipate any repainting needed for at least 10-15 years.

Recreation Services Director Joe Baynes added that there is no agreement regarding the vacant lot.

City Attorney Joseph Young cautioned Council that they were getting off topic from the Agenda Item.

Councilman Tenney commented that the mural is beautiful and stated that Ms. Von Kral does this for a living and doesn't need Council's advice on anything.

Councilman Sischka asked Chamber of Commerce Director Sheri Heiney to speak to the project.

Ms. Heiney addressed Council regarding the mural and the project, she stated that the Board is very supportive. Ms. Von Kral has worked with the family and is prepared for placement. She reiterated that the Prescott Preservation Commission and Art in Public Places Committee have reviewed the project and approved it, and asked for Council's support.

Councilmember Rusing thanked the presenters for providing the additional information, but added that she feels it is moving ahead too quickly.

Councilman Moore asked who owns the murals at the conclusion of this project.

Mr. Heiney responded that the city would own the murals, has been discussed that if and when the area is developed it would go to other city facilities.

MOTION BY COUNCILMEMBER RUSING TO TABLE ITEM 12.E.; SECONDED BY COUNCILWOMAN CANTELME: FAILED (2 - 5) MAYOR GOODE, MAYOR PRO TEM MONTOYA, COUNCILMAN MOORE, COUNCILMAN SISCHKA & COUNCILMAN TENNEY DISSENTING.

MOTION BY COUNCILMAN SISCHKA TO APPROVE CITY CONTRACT NO. 2023-187; SECONDED BY COUNCILMAN TENNEY: PASSED (6 - 1) COUNCILMEMBER RUSING DISSENTING.

- 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.

Fire Chief Holger Durre provided a presentation to Council regarding the fire truck purchase which is part of the Fleet Replacement Plan. This vehicle has a lead build time of approximately 24 months, so it will be replaced at that time. Prescott's topography lends to twisting in the apparatus, and this vehicle will be more resident to that. Mr. Durre emphasized the importance of moving toward low acuity calls to minimize the need for vehicle purchases at this price point and will extend the life of the city's fleet.

Councilman Tenney thanked Chief Durre for getting ahead of this and providing thorough information.

MOTION BY COUNCILMAN SISCHKA TO APPROVE CITY CONTRACT NO. 2023-182; SECONDED BY COUNCILMEMBER RUSING: PASSED (7 - 0)

- 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. Deputy Public Works Director Janet Ramsay provided a presentation to Council regarding the vehicle purchases with Solid Waste Superintendent Brady Higgs.

She stated that these trucks are for this fiscal year and five for FY2024 due to long lead times. Staff continues to proactively search for vehicles that the city will need.

Mr. Higgs continued regarding pre-purchase of collection vehicles. These were included in the rate and fee study that was previously presented. Identified to address constraints that the division is facing, including the current route deficit.

Councilman Tenney thanked staff, and stated that he appreciates them thinking of future city needs. This department handles a big service for the city.

Mayor Pro Tem Montoya echoed Councilman Tenney's comments and added that the city has a dedicated staff in Solid Waste and he is grateful for it. He also asked if trucks are being bolstered in anticipation of adding future staff.

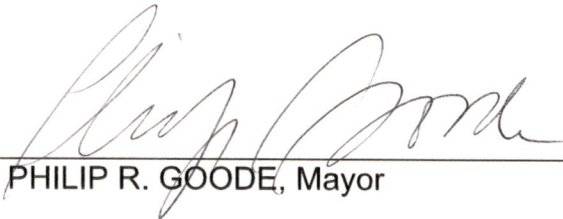
Ms. Ramsay responded that is correct, part of the rate study would add staff and will have more vehicles for that staff.

MOTION BY COUNCILMAN TENNEY TO APPROVE CITY CONTRACT NO. 2023-176; SECONDED BY COUNCILMEMBER RUSING: PASSED (7 - 0)

13. ADJOURNMENT

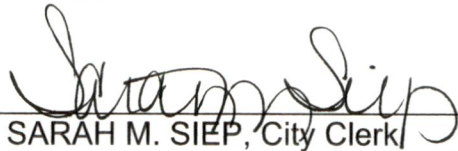
Quote: "Common sense told us that to preserve the peace, we'd have to become strong again after years of weakness and confusion. So, we rebuilt our defenses, and this New Year we toasted a new peacefulness around the globe." - Ronald Reagan

There being no further business to discuss, Mayor Goode adjourned the meeting at 5:12 p.m.



PHILIP R. GOODE, Mayor

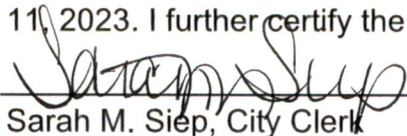
ATTEST:



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 April 11, 2023. I further certify the meeting was duly called and held and that a quorum was present.



Sarah M. Siep, City Clerk

