



City of Prescott

City Council - Voting Meeting

June 27, 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 3:00 p.m.

2. INTRODUCTIONS / ANNOUNCEMENTS

Mayor Pro Tem Montoya stated that Stage 1 Fire Restrictions are in effect as of today. He reminded everyone of the upcoming Granite Mountain Hotshots Events that will take place this week to remember the 19 firefighters who lost their lives 10 years ago. Wednesday begins the World's Oldest Rodeo and associated events as well, information is available online.

3. INVOCATION - Bruce Kneeland with the Church of Jesus Christ of Latter-day Saints Granite Dells Ward

4. PLEDGE OF ALLEGIANCE – Councilman Moore

5. ROLL CALL

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

6. PROCLAMATIONS

- A. 10th Anniversary of the Granite Mountain Hotshots Tragedy
Mayor Goode presented the Proclamation.

7. PRESENTATIONS

- A. Dolly Parton Imagination Library of the Prescott Area
City Manager Katie Gregory introduced representatives of the Dolly Parton Imagination Library of Prescott Area.

Imagination Library Board Members Mardi Read and Noel DeSousa provided a presentation Council regarding the non-profit organization that provides free books to children ages 0-5 on a monthly basis. Literacy includes speaking and listening so this time in a child's life is so important. Program is modeled after the

Verde Valley Imagination Library and began in September 2019 to serve children in the City of Prescott.

Mr. DeSousa discussed how the program has evolved since it began. In May 2023 delivered 1,651 books to children in all Yavapai County (excluding Verde Valley and Bagdad who have their own programs) zip codes at a cost of \$3,600 per month.

Mayor Pro Tem Montoya commented that he was able to have two years of this program for his son, it is a wonderful program for our community.

Ms. Read said that funding is available through the end of 2023 and would eventually need assistance from the city.

8. OPEN CALL TO THE PUBLIC

The City of Prescott welcomes public engagement and residents may comment & address Council regarding matters NOT included on the posted 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 with the following stipulations:

- Citizens will be limited to addressing Council on the same topic only four (4) times in total
- If a topic has been addressed more than five times by different speakers, the Mayor may limit future discussion on this topic
- Topics of a primarily national concern may be limited at the discretion of the Mayor

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. Larry Nelson addressed the Council and thanked Parks & Recreation Department staff for their assistance in cleaning up the Granite Creek Corridor since he last spoke to the Council.

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.

MOTION BY MAYOR PRO TEM MONTOYA TO APPROVE CONSENT AGENDA ITEMS 9.A. THROUGH 9.G.; SECONDED BY COUNCILMAN TENNEY: PASSED (6 - 0)

- A. Approval of Meeting Minutes from the June 13, 2023 Executive Session, the June 13, 2023 Study Session and the June 13, 2023 Voting Meeting.
- B. Approval of Fiscal Year 2024 Contracts for the City Attorney and City Clerk.
- C. Approval of RVP23-004, a Revision of Plat to Combine APN 111-01-017A and 111-01-017B into One (1) Lot by Removing a Portion of Lot 7 from Country Club Park Unit Nine to Create a New Single Lot. Site Zoning: SF-9 (Single Family). Location: 1807 Thumb Butte Road.

- D. Approval of Grant Acceptance for Agreement Between the Arizona Department of Forestry and the City of Prescott to Support Fire Management Agreement No. HFI 22-325 of the Healthy Forest Initiative Grant Program.
- E. Approval of City Contract No. 2023-230 with SanTan Ford for the Purchase of One (1) Police Vehicle Using State of Arizona Contract CTR059323 Pricing in the Amount of \$48,546.42. Funding is Available in the General Fund.
- F. Approval of Acceptance of a \$750,000 Federal Aviation Administration (FAA) Grant #3-04-0030-054-2023 for On-going Planning Work at Prescott Regional Airport - Ernest A. Love Field.
- G. Approval of Proposed Rates and Fees at the Prescott Regional Airport - Ernest A. Love Field.

10. LIQUOR LICENSE

- A. Public Hearing and Consideration for an Owner Transfer Series 7 Beer & Wine Bar Liquor License Application from Zachary John Stanford, Applicant, for Soul Ride. Location: 230 S Montezuma Street.
Applicant Sarah Stanford was present and addressed Council regarding the new ownership at Soul Ride.

**MOTION BY COUNCILMAN SISCHKA TO CLOSE THE PUBLIC HEARING;
SECONDED BY COUNCILMAN MOORE: PASSED (6 - 0)
MOTION BY COUNCILMAN SISCHKA TO APPROVE ITEM 10.A.; SECONDED
BY MAYOR PRO TEM MONTOYA: PASSED (6 - 0)**

11. REGULAR AGENDA

- A. Presentation and Discussion Regarding the 2023 Legislative Session with Barry Aarons.
City Manager Katie Gregory introduced Lobbyist Barry Aarons to provide the presentation regarding the ongoing legislative session.

Mr. Aarons addressed Council and began by thanking staff and Council for their contributions and input during the legislative session. He discussed the session and the ongoing issues that are still being reviewed and specifically discussed the food tax and residential rental matters. Affordable housing and taxes will be a subject that will continue to come up at the legislature over the next few years.

Councilman Tenney thanked Mr. Aarons for his work on the city's behalf. He commented that at least there are 18 months to plan for the residential rental cuts, but that still makes him nervous.

Councilwoman Cantelme asked if additional funding would be provided if the five-minute response time requirement goes through fully.

Mr. Aaronson said that he discussed that in his testimony, the legislature can not expect unfunded requirements to update services, but overall he doesn't see the bill coming back.

This item was for discussion only. No formal action was taken.

- B. Discussion and Possible Action Regarding Disbursement of Opioid Funds.
City Manager Katie Gregory introduced the Item and Finance Director Mark Woodfill and Police Chief Amy Bonney who will be discussing disbursement of the funds from opioid litigation.

Mayor Goode commented on the extreme impact on the City of Prescott from the sober living homes. He was in agreement with the city taking the full disbursement of the funds and then determining how those funds should be distributed to mediate those impacts.

Mr. Woodfill addressed the Council and discussed the distributions the city has received thus far and what is still to come.

Chief Bonney stated that the Police Department has looked at the best ways in which to use these funds in the community. All jurisdictions who have received distributions have committed to contributing to PANT in order to better help the region as a whole.

Councilman Moore asked who is making the recommendation to provide this money to PANT.

Ms. Gregory responded that this is a staff recommendation based on communication from the Police Chief. There is specific use of the funds and it is important to insure that it is used appropriately.

Chief Bonney confirmed and said she is comfortable with this disbursement, the group needs the support for the important work they do in our community.

Councilman Tenney stated that this has been discussed previously and when the City Manager and Police Chief make a recommendation it means a lot to him.

MOTION BY COUNCILMAN TENNEY TO APPROVE ITEM 11.B.; SECONDED BY COUNCILMAN MOORE: PASSED (6 - 0)

- C. Adoption of Ordinance No. 2023-1833 and Resolution No. 2023-1852 Related to the November 7, 2023 General Election.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, PRESENTING TO THE VOTERS OF PRESCOTT PROPOSED CHARTER AMENDMENTS AT THE NOVEMBER 7, 2023 GENERAL ELECTION

City Clerk Sarah Siep introduced the Item and addressed Council regarding the final step in approving the thirteen (13) proposed Charter Amendments that have been presented to them over the course of two Study Sessions. The Mayor's Charter Review Commission convened following the June 13, 2023 Study Session and made the requested revisions to the Sections addressing Lease with Option to Purchase as well as Qualifications for Citizens to run for Council.

Adopting the Ordinance & Resolution will allow the City Clerk's office to move forward with putting everything together for the November 7th General Election and will approve placing the proposed amendments on the ballot.

Mayor Pro Tem asked about the amendment that addressed Petitions from the public (Prop 462) and stated that Council has received two petitions since that time. He asked if the need to get back within 30 days provided an undue burden on staff related to those.

City Attorney Joseph Young said that in the case of these two petitions it was not an issue, but others may present a problem.

Ms. Siep concurred and added that depending upon the context of the petition, staff may need additional time to bring the matter forward within the required amount of time.

Mayor Goode commented that if a member of Council is on vacation and something is brought forward and the Council member returns/hasn't had time to review it there should be more time. The Council should respect public concerns but also allow staff and the Council to have a reasonable amount of time to review the information submitted.

Councilman Moore commented that changing the policy allows staff/Council up to 60 days to address the petition, but it doesn't require that it takes that amount of time.

City Manager Katie Gregory also pointed out that from a practical standpoint, depending on how the Council meeting dates align from the time the petition is submitted it wouldn't necessarily allow 30 days and not having to call a special meeting.

Mayor Pro Tem Montoya thanked staff for their comments and stated that he understands and withdraws his objections.

Council discussion regarding whether or not to pull each of the proposed amendments individually to discuss them.

Councilman Tenney pointed out that these have been discussed in detail at two Study Sessions and staff has stated that the most recent revisions requested were made so he is comfortable voting based on staff's recommendation.

Council consensus.

MOTION BY COUNCILMAN SISCHKA TO ADOPT ORDINANCE NO. 2023-1833; SECONDED BY COUNCILMAN TENNEY: PASSED (6 - 0)

MOTION BY COUNCILMAN SISCHKA TO ADOPT RESOLUTION NO. 2023-1852; SECONDED BY COUNCILMAN TENNEY: PASSED (6 - 0)

- D. Statutory Public Hearing for JDWR North Annexation (ANX23-003). Public Hearing for a Proposed Annexation of 603.2 Acres Generally Located East of SR 89 and North of the Airport.

City Manager Katie Gregory introduced the Item which is a procedural step with regard to the JDWR Annexation. She introduced Planning Manager George Worley to provide a presentation.

Mr. Worley addressed the Council and walked them through the proposed annexation and timeline process. This is for slightly over 600 acres with residential zoning in the County (RCU-2A). The proposal will move density north of the Airport.

Timeline:

- * Blank Petition Filed - June 1
- * Public Hearing - today
- * Signed Petition, Rezoning, Master Plan Applications - After June 30th
- * Planning & Zoning Commission Review of Rezoning and Master Plan - Future Date
- * 60-day Public Review & Comment Period - Future Date
- * Council Vote on Annexation, Rezoning & Master Plan - Future Date

City Attorney Joseph Young commented that the city identified a need to further protect the Airport beyond what was currently in place, and the Airport proposed a possible solution that would include relocation of density to the annexed area. This annexation is only for public comment at this point and there is no further recommendation from staff or action by Council at this time.

Councilman Moore commented that moving development further north is a good idea but asked if the parallel runway would still present an issue with relocation to this area.

Airport Director Robin Sobotta responded that the noise contours were superimposed over the area and that it is only the 55 DNL and it is outside of the impact zones. It is a much more favorable location. It is still within the Airport Influence Area which requires avigation easements.

Councilman Sischa reiterated that there are no additional houses being allowed through this proposed annexation.

Mr. Young confirmed it is a transfer of location not additional density.

JDWR Attorney Stephen Polk addressed the Council regarding the ongoing work on protecting the Airport by the city and developers. The idea of this annexation came from Dr. Sobotta and it is a good part of the solution for Airport protection and preserving the Master Plan which anticipates ensuring that residents have avigation easements and notifications. He reiterated that there are no additional houses that will be added with this annexation, the maximum number of homes is still 10,500 and the water rights already exist, so there is no increased burden there either. Prohibiting housing in this area would kill the proposed YRMC campus in this area, and this annexation is a key part of not only protecting the airport but that project as well. They are in support of the annexation.

Dignity Health YRMC Attorney Jonathan Millet addressed Council regarding the

importance of this proposed annexation for the hospital project. They are in support of the proposed annexation and continue to be opposed to the proposed AVO and its impact on the proposed hospital location.

Member of the public Dave Humphrey addressed the Council regarding the competing interests that come with annexations. Residential areas should be away from the airport, but it should never have expanded the way it did in the first place. He added that he is concerned about where the water will come from.

**MOTION BY COUNCILMAN SISCHKA TO CLOSE THE PUBLIC HEARING;
SECONDED BY COUNCILMAN MOORE: PASSED (6 - 0)**

- E. Approval of City Contract No. 2023-221 with Fann Contracting, Inc., for the Pulliam Douglas Roadway Reconstruction Project in the Amount of \$1,571,677.75. Funding is Available in the Streets Fund.
City Manager Katie Gregory introduced the Item and Capital Program Manager Tim Sherwood to provide a presentation.

Mr. Sherwood addressed Council regarding the proposed project which includes pavement improvements, curb/gutter replacement in the area. He added that a public meeting was held in December 2022 to review the project with the neighborhood.

Councilman Moore asked about sidewalks and if that would be included in the project.

Mr. Sherwood responded that the right-of-way in this area is very difficult and there just isn't enough room to do so in that area, unfortunately.

Mayor Pro Tem commented that he is happy this project is finally getting done, this road is in terrible condition.

Councilman Tenney concurred, he is excited to see it getting done.

**MOTION BY COUNCILMAN SISCHKA TO APPROVE ITEM 11.E.; SECONDED
BY MAYOR PRO TEM MONTOYA: PASSED (6 - 0)**

- F. Approval of City Contract No. 2023-205 Between the City of Prescott and Lifeline Ambulance Services, Inc. for Ambulance Transportation Services.
City Manager Katie Gregory introduced the Item and Fire Chief Holger Durre to provide a presentation.

Chief Durre reviewed the background of contracts with Lifeline Ambulance.

Background:

- * Initial 2021 contract with Lifeline was established to improve the coordination of EMS response in the city and to support continuous improvement
- * New contract ensures continued focus on patient outcomes and customer service
- * Contract only applies within city limits, responses outside city limits are solely

governed by the Certificate of Need (CON) stipulations

Highlights of Changes:

- * Three 1-year terms with annual continuance option 30 days before each renewal
- * Clarified AVL requirements for better unit tracking and closest unit dispatch
- * Increased number of ALS ambulance by 1 in the City and limited their use on interfacility transfers
- * Clarifies the option of using Lifeline to exchange medical supplies, to save money and simplify supply management for Prescott personnel
- * More robust fee schedule and streamlined billing for Lifelines use of Prescott Fire paramedic ride-ins
- * Exit clauses for lack of improvement in staffing and response performance

Next Steps:

- * Implementation of new contract initiatives
- * Continued focus on EMS performance across the system
- * Expanded use of Emergency Medical Dispatch to prioritize system resources

Mayor Pro Tem asked if there is any chance that DHS would not approve the agreement.

Chief Durre responded that it is not anticipated there would be any issues.

Lifeline Regional Director John Valentine concurred and addressed Council regarding the courtesy review they conducted, he added that some of the wording and items the bureau would look at can change so that would be the only potential issue but they don't foresee anything. If there are issues it would simply come back before Council.

Mayor Goode commented that a five minute response time requirement seems to be difficult, and asked how they are performing now.

Mr. Valentine responded that they are working diligently with the Department to solve any issues. This is a difficult town to get around, but they are in compliance with their contractual requirements.

MOTION BY MAYOR PRO TEM MONTOYA TO APPROVE ITEM 11.F.;
SECONDED BY COUNCILMAN TENNEY: PASSED (6 - 0)

- G. Public Hearing for the FY2024 Budget, Expenditure Limitation, and Tax Levy; and At a Special Meeting, Adoption of Resolution No. 2023-1856 Approving the Final FY2024 Budget, Expenditure Limitation, Approved Expenditure List, and Adopting the City Job Roster.
- City Manager Katie Gregory introduced the Item and Finance Director Mark Woodfill to provide the presentation.

Mr. Woodfill addressed Council and provided a review of the budget process thus far. FY24 Budget is set at \$258,135,559. This will be the public hearing for the Budget, Alternative Expenditure Limit, and Property Tax Levy.

Councilman Moore commented on the grant that was received by public works and asked if this will preclude Council for accepting additional grants this fiscal year.

Mr. Woodfill responded that there is a contingency for additional grants. The one received by Public Works is a different type of grant and fund, so that won't be an issue.

Mayor Goode commented that it seems clear the loss of residential rental tax will be coming, and the small property tax increase will make a small impact on that loss.

Mr. Woodfill responded that the estimated loss is from the General Fund and Streets fund in the amount of nearly \$1 million each. The FY24 budget will not be impacted and the FY25 will be partially impacted. As we review the FY25 budget, staff will bring forward additional solutions to address those losses.

Mayor Pro Tem Montoya commented that he shares the concerns regarding the tax that will impact streets and public safety. He doesn't like the idea of raising taxes but Council has to be responsible about how we move forward and ensure that essential services continue in this community.

Councilman Tenney echoed Mayor Pro Tem Montoya's comments, things just cost more now and with the legislature taking away so a minimal increase in taxes can help address these issues.

Mr. Woodfill reviewed the graph regarding the Property Tax Levy and discussed the approximately \$13 additional dollars per year for a \$400,000 home with this increase. He added that property tax in the County and surrounding communities is higher than in the city.

Mr. Woodfill reviewed the full cash value versus the assessed value of a home. He added that there is an overall limit to increases on an annual basis.

Councilwoman Cantelme echoed member comments regarding not wanting to increase taxes and asked for clarification on the loss from residential rentals.

Mr. Woodfill responded that it would be approximately \$900,000 from Streets and about the same from the General Fund.

Member of the public Leanna Corbett addressed Council regarding her property tax statement and the contribution to PUSD.

Mayor Goode cautioned Ms. Corbett to focus on the city's budget.

Member of the public David Humphrey submitted a card but was not present for comment.

Member of the public Tony Hamer addressed Council regarding increased taxes and issues of the past that are currently impacting the city. He stated that

continuing to kick the can down the road is a problem, and stated that he doesn't see a cost improvement project program across all city departments which he feels should be included.

**MOTION BY MAYOR GOODE TO CLOSE THE PUBLIC HEARING;
SECONDED BY COUNCILMAN SISCHKA: PASSED (6 - 0)**

**MOTION BY MAYOR GOODE TO APPROVE THE PROPERTY TAX LEVY;
SECONDED BY COUNCILMAN SISCHKA: ROLL CALL VOTE
AYES - MAYOR GOODE, MAYOR PRO TEM MONTOYA, COUNCILWOMAN
CANTELME, COUNCILMAN MOORE, COUNCILMAN SISCHKA,
COUNCILMAN TENNEY
NAYES - NONE
PASSED (6 - 0)**

***Mayor Goode recessed the Regular Meeting at 5:10 p.m. and Convened a
Special Meeting.***

ROLL CALL

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

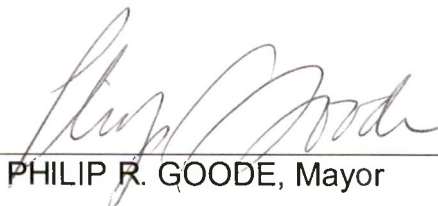
**MOTION BY MAYOR PRO TEM MONTOYA TO ADOPT RESOLUTION NO.
2023-1856; SECONDED BY COUNCILMAN SISCHKA: PASSED (6 - 0)**

***There being no further business to discuss, Mayor Goode adjourned the
Special Meeting at 5:12 p.m. and reconvened the Regular Meeting.***

12. ADJOURNMENT

Quote: "Life is a rodeo, all you have to do is stay in the saddle." - George Jung

There being no further business to discuss, Mayor Goode adjourned the meeting at 5:13 p.m.



PHILIP R. GOODE, Mayor

ATTEST:



SARAH M. SLEP, 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 June 27, 2023. I further certify the meeting was duly called and held and that a quorum was present.



Sarah M. Siep, City Clerk

