



City of Prescott

City Council - Voting Meeting

September 26, 2023 | 3:00 PM
201 N Montezuma Street
City Council Chambers, 3rd Floor
Prescott, AZ 86301

AGENDA

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 - Pastor Dan Hurlbert with Prescott United Methodist**
4. **PLEDGE OF ALLEGIANCE - Councilman Moore**
5. **ROLL CALL**
6. **PRESENTATIONS**
 - A. Presentation for Friends of Jersey Lilly Saloon for the Annual Courthouse Lighting Fundraiser

7. **PROCLAMATIONS**
 - A. Celebration of Lt. Alton Cheney's 103rd Birthday
 - B. Adult Education & Literacy Week - September 18-23

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

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.I.

- A. Approval of Meeting Minutes from the September 12, 2023 Executive Session, the September 12, 2023 Study Session and the September 12, 2023 Voting Meeting.
- B. Approval of Acceptance of Three (3) Arizona Governor's Office of Highway Safety Grants for Federal Fiscal Year 2024 as Follows: 1) 2024-AI-017 in the Amount of \$60,471 for Accident Investigation Materials and Supplies; 2) 2024-405d-034 in the Amount of \$37,500 for DUI Enforcement Overtime, Materials, and Supplies; and 3) 2024-PTS-050 in the Amount of \$39,500 for Speed and Aggressive Driver Enforcement Overtime, Materials, and Supplies. All Grants are Fully Funded by the Arizona Governor's Office of Highway Safety.
- C. Approval of Acceptance of a Federal Emergency Management Agency (FEMA) Assistance to Firefighters Grant (AFG) Number EMW-2022-FG-03913 in an Amount not to Exceed \$25,485.00. (\$23,168.18 Federal Share, \$2,316.82 City Share) for the Purchase of One (1) Complete Lucas Chest Compression System. Funding is Available in the Fire Department Budget (Grant and General Fund).
- D. Adoption of Resolution No. 2023-1866, Approving City Contract No. 2024-071, an Intergovernmental Agreement Between the City of Prescott and the Town of Prescott Valley for Repair and Maintenance Services of Prescott Valley Police Motorcycles.
- E. Approval of City Contract No. 2024-081 to Welborn Investments, LLC dba Vicente Landscaping, for Landscaping Services for the Annual Estimated Amount of \$42,324.00. Funding is Budgeted and Available in the Facilities Budget.
- F. Approval of City Contract 2024-082 with Empire Power Systems for the Purchase of a Backup Generator for City Hall (201 N. Montezuma) in the Amount of \$233,604.00. Funding is Budgeted and Available in the General Fund.
- G. Approval of City Contract 2024-089 for the Purchase of a Grounds Master 4500 Mower from Simpson Norton in the Amount of \$89,220.02 Using Mohave Contract No. 20E-SNC-0825. Funding is Budgeted and Available in the Recreation Services Fund.
- H. Approval of City Contract No. 2024-088 with Ferguson Waterworks for the Automated Meter Reading Infrastructure (AMI) and Meter Replacement Program in the Amount of \$1.5 Million This Fiscal Year for a Total of \$12.5 Million in Fiscal Years 24-29. Funding for This Project is Available Through Accepted WIFA Grant Funding in the Amount of \$3 Million with the Balance Budgeted and Available in the Water Fund.

- I. Approval of City Contract No. 2024-080 with Paradigm Software, L.L.C., to Provide Software and Support for a New Solid Waste Scale Management System for the Sundog Transfer Station, Utilizing City of Phoenix Contract No. 150634 in the Amount of \$67,920.45. Funding is Budgeted and Available in the Solid Waste Fund.

10. LIQUOR LICENSE

- A. Public Hearing and Consideration for a New Series 6 Bar Liquor License Application from Leonel Joseph Gallegos, Applicant, for The Senator. Location: 114 S. Montezuma Street Suite B.
Recommended Action: 1) MOVE to close the public hearing; and 2) MOVE to approve/deny/make no recommendation for Liquor License No. 254674 for a new Series 6 Bar liquor license application for The Senator. Location: 114 S. Montezuma Street Suite B
- B. Public Hearing and Consideration for a New Series 12 Restaurant Liquor License Application from Jerry Craig Miller, Applicant, for The Dinner Bell & Casa Alvarez. Location: 321 W. Gurley Street.
Recommended Action: 1) MOVE to close the public hearing; and 2) MOVE to approve/deny/make no recommendation for Liquor License No. 254991 for a new Series 12 Restaurant liquor license application for The Dinner Bell and Casa Alvarez. Location: 321 W. Gurley Street

11. REGULAR AGENDA

- A. Adoption of Ordinance No. 2023-1840 Amending Chapter 1-14 ("Code Enforcement") of the Prescott City Code.
AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AMENDING TITLE I, CHAPTER 1-14 (CODE ENFORCEMENT), SECTIONS 1-14-3 (CODE ENFORCEMENT OFFICER), 1-14-5 (CITATIONS- AUTHORITY OF CODE ENFORCEMENT OFFICERS), 1-14-8 (APPEARANCE; PAYMENT BY MAIL), AND 1-14-9 (DEFAULT JUDGMENT; COLLECTION OF JUDGMENTS); AND ADDING A SEVERANCE PROVISION
Recommended Action: MOVE to adopt Ordinance No. 2023-1840
- B. Approval of Multiple Contracts Related to the Installation of City Basketball Courts at Willow Creek Park as Follows: 1) City Contract No. 2024-084 with General Acrylics in the Amount of \$256,733.47 Using Mohave Contract No. 20N-GAI3-0202 For Construction; and 2) City Contract No. 2024-083 with Musco Sports Lighting LLC in the Amount of \$119,967.00 Using Sourcewell Purchase Contract No. 071619-MSL for Lighting. Funding is Available in the Recreation Services Capital Improvement Fund.
Recommended Action: 1) MOVE to approve City Contract No. 2024-084; and 2) MOVE to approve City Contract No. 2024-083

12. 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 9/21/23 at 11:00 a.m. in accordance with the statement filed by the Prescott City Council with the City Clerk.



Sarah M. Siep, City Clerk