



City of Prescott

City Council - Voting Meeting

April 23, 2024 | 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 Live Meetings](#)

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

1. **CALL TO ORDER**
2. **INTRODUCTIONS / ANNOUNCEMENTS**
3. **INVOCATION - Rich Stoffan with Pinerock**
4. **PLEDGE OF ALLEGIANCE - Mayor Pro Tem Cantelme**
5. **ROLL CALL**
6. **PRESENTATIONS**

A. Presentation & Update from Judge Mitch Padilla

7. **PROCLAMATIONS**

A. Kiwanis 100-Year Anniversary

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.L.

- A. Approval of Meeting Minutes from the April 2, 2024 Special Study Session, the April 9, 2024 Executive Session, and the April 9, 2024 Voting Meeting.
- B. Approval of City Contract No. 2024-206 with Asphalt Paving & Supply to Rehabilitate Terminal One Ramp at Prescott Regional Airport - Ernest A. Love Field in an Amount not to Exceed \$186,608.00. Funding is Budgeted & Available in the Airport Fund.
- C. Approval of City Contract No. 2023-208A2, an Amendment to City Contract No. 2023-208 with Cactus Asphalt to Provide Seal Coating & Pavement Patching Between D5 and D7 on Taxiway D at Prescott Regional Airport - Ernest A. Love Field in an Amount not to Exceed \$233,258.55. Funding is Budgeted and Available in the Airport Fund.
- D. Approval of City Contract No. 2024-201 with Dan Nelson of Southwest Fireworks for Pyrotechnics for the 4th of July Fireworks in the Amount of \$70,000 Two-Years and \$35,000 for an Optional Third Year. Funding is Available Through the Transient Occupancy (Bed) Tax.
- E. Approval City Contract No. 2024-207 with JARD, LLC for Annual Prescott 4th of July Event Coordination & Implementation in the Amount of \$125,000. Funding is Budgeted & Available Through Transient Occupancy (Bed) Tax Funds and in the Recreation Services Fund.
- F. Adoption of Resolution No. 2024-1882 Authorizing City Staff to Apply for Grant Funding for a Programmatic Speed Feedback Sign Project.
- G. Adoption of Resolution No. 2024-1883 Authorizing City Staff to Apply for Grant Funding for a Programmatic Intersection Signing, Marking, and Traffic Calming Improvement Project.
- H. Approval of City Contract No. 2023-210A3, an Amendment to City Contract No. 2023-210 with Fann Contracting for the SR89 Effluent Pipeline Repairs Contract Ratification in the Amount of \$169,421.67. Funding is Budgeted & Available in the Wastewater Fund.
- I. RVP24-001: Approval of a Revision of Plat for the Prescott Luxury Garages, a 59-Unit Subdivision on an Approximate 2.84 Acre Parcel. Zoning: BG (Business General). Property Owner: Garage City LLC. Applicant: Prescor Builders LLC. Location: APNs 106-16-003D, 106-16-004C and 106-16-012E, 2100 Willow Creek Road.
- J. PLN24-001: Approval of a Preliminary Plat for Ponderosa Meadows Townhomes, a 20-Unit Subdivision on an Approximate 2.62 Acre Parcel. Location: Sally Lane South off of Bertrand Avenue. Zoning: MF-M (Multi-Family Medium Density). Property Owner: Ponderosa DEVCO LLC. Applicant: Don Allison.

- K. Approval for the Application of a 36-Month No Match Federal Emergency Management Administration (FEMA) Staffing for Adequate Fire Response (SAFER) Grant for the Prescott Fire Department.
- L. Approval of City Contract No. 2024-211 with Step CG LLC for Network Training in an Amount not to Exceed \$97,650 Using NASPO Contract #AR1430. Funding is Budgeted & Available in the IT Budget.

10. LIQUOR LICENSE

- A. Public Hearing and Consideration for a New Series 6 Bar Liquor License Application from Amy Nations, Applicant, for BRIXX. Location: 130 W. Gurley Street, Suite B16.
Recommended Action: 1) MOVE to close the public hearing; and 2) MOVE to approve/deny/make no recommendation for Liquor License No. 282367 for a new Series 6 Bar liquor license application for BRIXX. Location: 130 W Gurley Street Suite B16
- B. Public Hearing and Consideration for a New Series 9 Liquor Store Liquor License Application from Lauren Kay Merrett, Applicant, for Maverik. Location: 650 Whipple Street.
Recommended Action: 1) MOVE to close the public hearing; and 2) MOVE to approve/deny/make no recommendation for Liquor License No. 280156 for a new Series 9 Liquor Store liquor license application for Maverik. Location: 650 Whipple Street

11. REGULAR AGENDA

- A. Adoption of Resolution No. 2024-1881, Approving City Contract No. 2024-204, An Intergovernmental Agreement Between The City of Prescott and The City of Phoenix to Receive and Process Recyclable Materials. Funding is Available in the Solid Waste Fund.
Recommended Action: MOVE to adopt Resolution No. 2024-1881
- B. Approval of City Contract No. 2023-211A2, an Amendment to City Contract No. 2023-211 with J. Banicki Construction for the Iron Springs Road Pavement Repair Project in an Amount not to Exceed \$565,783.33 Utilizing the City's Job Order Contract; and Approval of Night Work for the Project. Funding is Budgeted & Available in the Streets Fund.
Recommended Action: 1) MOVE to approve City Contract No. 2023-211A2; and 2) MOVE to approve night work
- C. Approval of City Contract No. 2024-203 with Cactus Asphalt for the FY24 Pavement Preservation Pavement Overlay Project in an Amount not to Exceed \$1,611,897.59 Using a Competitively Bid Cooperative Contract with Pinal County; and Approval of Night Work for the Project. Funding is Budgeted & Available in the Streets Fund.
Recommended Action: 1) MOVE to approve City Contract No. 2024-203; and 2) MOVE to approve night work

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 4/18/24 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