



City of Prescott

City Council - Voting Meeting

May 14, 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 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 - Michael Cannon with Mount Zion Tabernacle Church**
4. **PLEDGE OF ALLEGIANCE - Councilwoman Fruhwirth**
5. **ROLL CALL**
6. **PRESENTATIONS**
 - A. Recognition of Public Works Week 2024 (May 20-24) and Presentation of a Proclamation.
 - B. Presentation Regarding Regional Cooperation During Recent Fire Events

7. **PROCLAMATIONS**

- A. Falun Dafa Day - May 13

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.G.

- A. Approval of Meeting Minutes from the April 23, 2024 Executive Session, the April 23, 2024 Study Session, the April 23, 2024 Voting Meeting, and the April 30, 2024 Special Study Session.
- B. Approval of Application for Various Fiscal Year 2025 Grant Funding Opportunities for the Prescott Fire Department.
- C. Approval of City Contract No. 2024-212 with NAZCARE, Inc. to Expend Community Development Block Grant Funding in the Amount of \$90,855.00 for the Rehabilitation of Their New Hope Wellness Center. Funding is Available Through CDBG Funds.
- D. Approval of City Contract No. 2024-215 a Memorandum of Understanding Between the Prescott Police Department and the Arizona Rangers Granite Mountain Company to Provide the Prescott Police Department with Auxiliary Volunteer Law Enforcement Services from the Arizona Rangers.
- E. Approval of Night Work on Willow Creek Road North of Pioneer Parkway & South of James Lane.
- F. Approval of City Contract No. 2024-219, an Art Donation for a Bust Sculpture Honoring "Wish Man" Frank Shankwitz.
- G. Approval of City Contract 2024-205 with Prescott Frontier Days for the World's Oldest Rodeo Annual Marketing Contribution in the Amount of \$40,000. Funding is Budgeted & Available Through Transient Occupancy (Bed) Tax Funds.

10. CONSENT ORDINANCE

Recommended Action: MOVE to adopt Consent Ordinance Items 10.A. through 10.C.

- A. Adoption of Ordinance No. 2024-1858 Placing the Question of Adopting a Dedicated Transaction Privilege Tax on the November 5, 2024 Election Ballot.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, PLACING ON THE NOVEMBER 5, 2024, ELECTION BALLOT THE QUESTION OF ADOPTING A DEDICATED TRANSACTION PRIVILEGE TAX OF NINETY-FIVE HUNDREDTHS OF ONE PERCENT (0.95%), FOR PURPOSES OF PUBLIC SAFETY WITHIN THE CITY, TAKING EFFECT ON APRIL 1, 2025, AND THEN REDUCING TO SEVENTY-FIVE HUNDREDTHS OF ONE PERCENT (0.75%) BY DECEMBER 31, 2035

- B. Adoption of Ordinance No. 2024-1857 Authorizing Amendment No. 3 to Lease Agreement Between the City of Prescott and Zion's Bank Corporation, DBA National Bank of Arizona.

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF
PRESCOTT YAVAPAI COUNTY, ARIZONA, AUTHORIZING AMENDMENT
NO. 3 TO LEASE AGREEMENT BETWEEN THE CITY OF PRESCOTT AND
ZION'S BANK CORPORATION, DBA NATIONAL BANK OF ARIZONA**

- C. Adoption of Ordinance No. 2024-1856 Amending Title I, Chapter 1-14 Code Enforcement, Section 1-14-8, by Revising Subsection 1-14-8(D) and Adding a New Subsection 1-14-8(E), and Adding a Severance Provision.

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF
PRESCOTT, YAVAPAI COUNTY, ARIZONA, AMENDING TITLE I, CHAPTER
1-14 (CODE ENFORCEMENT), SECTION 1-14-8 ("APPEARANCE; PAYMENT
BY MAIL"), BY REVISING SUBSECTION 1-14-8(D) AND ADDING A NEW
SUBSECTION 1-14-8(E); AND ADDING A SEVERANCE PROVISION**

11. LIQUOR LICENSE

- A. Public Hearing and Consideration for a New Series 12 Restaurant Liquor License Application from Lorie Ann Kapaun, Applicant, for Willow Tree Tapas and Wine LLC. Location: 2889 Willow Creek Road.
Recommended Action: 1) MOVE to close the public hearing; and 2) MOVE to approve/deny/make no recommendation for Liquor License No. 279193 for a new Series 12 Restaurant liquor license application for Willow Tree Tapas and Wine LLC. Location: 2889 Willow Creek Road.

12. REGULAR AGENDA

- A. Approval of City Contract No. 2024-217 with Civic Solutions for the Economic Development Strategic Plan for the City of Prescott in the Amount of \$70,000 Plus Expenses in the Amount of Approximately \$6,000. Funding is Budgeted & Available in the General Fund.
Recommended Action: MOVE to approve City Contract No. 2024-217
- B. Approval of City Contract No. 2023-209A2, an Amendment to City Contract No. 2023-209 with Combs Construction Company Inc. for the Prescott Public Library Parking Lot Improvements in an Amount not to Exceed \$421,424.89, Utilizing the City's Job Order Contract. Funding is Budgeted & Available in the Facilities Fund.
Recommended Action: MOVE to approve City Contract No. 2023-209A2

13. COUNCIL LIAISON BCC UPDATES

14. 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 5/9/24 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