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

MINUTES

1. **CALL TO ORDER**
Mayor Goode called the meeting to order at 3:15 p.m.

2. **INTRODUCTIONS / ANNOUNCEMENTS**
Mayor Pro Tem Cantelme commented that Territorial Holdings will be hosting a public open house Thursday, April 25 to unveil the proposed mixed-use development on the site of the old Prescott City Hall. The project, titled "The Assembly at Old City Hall", is scheduled for review by the Prescott Preservation Commission on Friday, May 10 and for more information or to comment about the proposed project, visit participateprescott.com

She added that the city's free brush and vegetation debris drop-off event for residential trash customers will continue through May 4 at the City of Prescott Transfer Station. Finally, she reminded everyone of the upcoming 19th Annual Whiskey Off Road bike race taking place this coming weekend.\\experienceprescott.com\

3. **INVOCATION - Rich Stoffan with Pinerock**

4. **PLEDGE OF ALLEGIANCE - Mayor Pro Tem Cantelme**

5. **ROLL CALL**
Phil Goode - Mayor
Connie Cantelme - Mayor Pro Tem
Lois Fruhwirth - Councilwoman
Ted Gambogi - Councilman
Brandon Montoya - Councilman
Eric Moore - Councilman
Cathey Rusing - Councilmember

6. **PRESENTATIONS**

A. Presentation & Update from Judge Mitch Padilla

Judge Mitch Padilla provided a presentation and update regarding the Court in the city. He wanted to address some things that have taken place over the last 16 months since he took office. They have received funding for rehabilitation to the building, which is much overdue. He is looking forward to the updates. Finally, he commented on the Veterans Program that has been established at the court that began in November. May 15 2 pm will be the next hearing date for this program.

7. PROCLAMATIONS

A. Kiwanis 100-Year Anniversary

Councilwoman Fruhwirth presented the Proclamation.

8. OPEN CALL TO THE PUBLIC

None.

9. CONSENT AGENDA

MOTION BY COUNCILMAN MOORE TO APPROVE CONSENT AGENDA ITEMS 9.A. THROUGH 9.L., EXCLUDING ITEMS 9.D. THROUGH 9.G.; SECONDED BY COUNCILMAN MONTOYA: PASSED (7 - 0)

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.

Councilwoman Fruhwirth pulled this and Item 9.E. for further discussion. Fourth of July is a big deal in this community and she felt it was important to discuss the plans and how this new vendor will enhance the event.

Deputy Recreation Services Director Tim Legler addressed the Council regarding this being a total reset to start fresh and do this significant event even better. The barge has been expanded and improved with the intent of shooting the fireworks off the water and will be shooting off 100 shells off the barge. Have worked with the pyrotechnics specialist for three years and he is a great partner. There were two responses to the RFP for the event itself.

Councilman Moore asked if there have been any studies on the fallout into the lake from this event.

Recreation Services Director Joe Baynes responded that this has been researched and much of the issue lies in materials being in the water for extended periods of time. For this reason, staff goes out and cleans it all out first thing in the morning to alleviate any serious problems. He added that staff is motivated to reset and make this event family-friendly and free.

Consultant JARD representatives addressed the Council regarding their desire to help get this event back to 'its roots. There will be free general admission and parking with an elevated VIP experience, minimum of 12 activities for children, designated food truck area and more. They plan to split off areas for pre-reserved and open spots, and also have a flyover.

Mayor Goode stated that he is happy the event will be taking place on July 4th again this year.

MOTION BY MAYOR PRO TEM CANTELME TO APPROVE CONSENT AGENDA ITEMS 9.D. AND 9.E.; SECONDED BY COUNCILWOMAN FRUHWIRTH: PASSED (7 – 0)

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.

This item was approved in discussion with Item 9.D. as stated above.

MOTION BY MAYOR PRO TEM CANTELME TO APPROVE CONSENT AGENDA ITEMS 9.D. AND 9.E.; SECONDED BY COUNCILWOMAN FRUHWIRTH: PASSED (7 - 0)

F. Adoption of Resolution No. 2024-1882 Authorizing City Staff to Apply for Grant Funding for a Programmatic Speed Feedback Sign Project.

Councilmember Rusing pulled Item F and G for further discussion and wanted to speak to the improvements in traffic flow and safety with these grants.

City Engineer Randy Perham addressed the Council regarding the proposed Resolutions which would allow the staff to apply for two different grants through HSIP Programs. He reviewed the program opportunities through a multi-year statewide coordinated plan that provides a framework for reducing safety issues. Staff has been working with CYMPO to look at local projects that will qualify and be competitive for these funding opportunities and will be pursuing these two grants. The first is for $3.2 million for programmatic speed feedback signs throughout the city, the second is for $2.5 million for intersection signing, marking, and traffic-calming. He also reviewed the major intersections and arterials for these projects which were identified in the speed and traffic study.

Councilman Moore commented that he is in favor of this. However, he added that he thinks the city is lacking adequate sidewalks for public safety and hopes there are future grant opportunities for that.

Councilman Gambogi asked for data that shows the impact of these signs.

Mr. Perham responded that speed impact signs are identified as impactful through various studies, they do accomplish slower speeds but can become less effective over time. However, blue and red flashing lights can be added to enhance. He added that intersection improvement funding may provide opportunities for enhancements for sidewalks or pedestrian safety.

Councilmember Rusing asked how long this will take.

Mr. Perham said 2-3 years for funding to be awarded and projects to be completed.

Mayor Pro Tem Cantelme asked if this list will be posted on the city website.

Mr. Parham confirmed it can be added.

Councilwoman Fruhwirth commented that this is important information to get out to the public, this is exactly the kind of thing that the public has been asking for particularly with the death of Mr. Claussen recently it is good that staff is going for these grants. The Council takes these issues seriously.

MOTION BY COUNCILWOMAN FRUHWIRTH TO ADOPT CONSENT AGENDA ITEMS 9.F. AND 9.G.; SECONDED BY COUNCILMEMBER RUSING: PASSED (7 - 0)

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.

This Item was discussed and approved with Item 9.F. as stated above.

MOTION BY COUNCILWOMAN FRUHWIRTH TO ADOPT CONSENT AGENDA ITEMS 9.F. AND 9.G.; SECONDED BY COUNCILMEMBER RUSING: PASSED (7 - 0)

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.
MOTION BY COUNCILMEMBER RUSING TO CLOSE THE PUBLIC HEARING; SECONDED BY COUNCILWOMAN FRUHWIRTH: PASSED (7 - 0)

MOTION BY COUNCILMEMBER RUSING TO APPROVE ITEM 10.A.; SECONDED BY COUNCILWOMAN FRUHWIRTH: PASSED (7 - 0)

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.

Councilmember Rusing asked about the location of the business in relation to a school or church.

City Clerk Sarah Siep addressed those concerns, and stated that the application has been reviewed and approved administratively and meets all criteria.

Councilman Moore asked about whether the business already has a license.

Ms. Siep discussed the ability for certain businesses to "stack" and have multiple liquor license types which applies in this case.

MOTION BY COUNCILWOMAN FRUHWIRTH TO CLOSE THE PUBLIC HEARING; SECONDED BY MAYOR PRO TEM CANTELME: PASSED (7 - 0)

MOTION BY COUNCILWOMAN FRUHWIRTH TO APPROVE ITEM 10.B.; SECONDED BY MAYOR PRO TEM CANTELME: PASSED (7 - 0)

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.

Deputy Public Works Director Janet Ramsay and Solid Waste Superintendent Brady Higgs addressed the Council and provided a presentation regarding the IGA. This agreement is a renewal for a regular annual contract.

Mr. Higgs stated that this will allow the City of Phoenix to accept and process the 6,000 tons of recycling sent to them annually, as well as providing an additional disposal option should it ever be needed.

Mayor Goode asked if this agreement is in addition to the services we utilize at Gray Wolf.

Mr. Higgs stated that this goes to the material recovery center off of I-17. Waste is sent to Gray Wolf, not recyclable materials.

MOTION BY MAYOR PRO TEM CANTELME TO ADOPT RESOLUTION NO. 2024-1881; SECONDED BY COUNCILMEMBER RUSING: PASSED (7 - 0)

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.

Capital Program Manager Tim Sherwood provided a presentation regarding the project with Project Manager Greg Patrick.

Mr. Patrick stated this is part of the Pavement Management Program that will address failing pavement along Iron Springs and Gail Gardener Way with milling and repaving. Gail Gardner will be closed with posted detour signs and there will be night work associated as well. Staff will work with a PR firm to notify surrounding residents and businesses regarding this project that will enhance roadway infrastructure in the area.

Mayor Goode asked when the project will begin.

Mr. Patrick responded likely June 9th.

Mr. Sherwood added that Willow Creek Road project will also be concluded by that time.

Councilmember Rusing commented that she was happy to see striping for lanes and bike lanes was included in the project costs.

Councilman Moore stated that this is over $100,000 per foot and asked if that is standard.

Mr. Sherwood responded that it is and added that this area is also wider than a typical roadway which provides additional costs. Asphalt costs have increased significantly over the last several years as well.

Councilwoman Fruhwirth stated that she is excited about this project, and asked if this section has water planning problems.

Mr. Sherwood stated he is not aware of any section of Iron Springs with that issue but staff can look into it.

MOTION BY MAYOR PRO TEM CANTELME TO APPROVE CITY CONTRACT NO. 2023-211A2; SECONDED BY COUNCILMEMBER RUSING: PASSED (7 - 0)

MOTION BY MAYOR PRO TEAM CANTELME TO APPROVE NIGHT WORK; SECONDED BY COUNCILMEMBER RUSING: PASSED (7 - 0)

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.

Capital Program Manager Tim Sherwood provided a presentation to the Council regarding the project, and stated that night work will be limited to the Lee Boulevard portion of the project.

Project Manager Greg Patrick added that the project will enhance roadway structure with asphalt overlay on Lee, 69 to Touchmark, Green Lane (Willow), West Merrit and Oregon Avenue, with milling and replacement. He reiterated that night work will take place on North Lee Boulevard to limit impact on traffic and businesses and staff will work with PR firm on this project as well. Will also perform micro sealing and fog sealing in these areas as well.

Mayor Pro Tem Cantelme asked if these locations come from the software.

Mr. Sherwood responded they have been in the program for some time and will be ramping up to drive all streets again and update the data. Some projects were previously postponed which they are trying to address now as well to start with a fresh slate in FY25.

Councilman Gambogi asked how the cost of this project compares to the previous project.

Mr. Sherwood responded that this project has multiple different components so the projects are truly two different animals.

Councilwoman Fruhwirth stated that these streets do need the improvements badly, but she expressed her concerns with communicating effectively with the residents on Oregon and how they'll be impacted during that time.

Mr. Patrick responded that there will be a PR firm that will assist with that, and added that this is also just a fog seal in that area which will have minimal impact.

MOTION BY MAYOR PRO TEM CANTELME TO APPROVE CITY CONTRACT NO. 2024-023; SECONDED BY COUNCILMEMBER RUSING: PASSED (7 - 0)

MOTION BY MAYOR PRO TEM CANTELME TO APPROVE NIGHT WORK; SECONDED BY COUNCILMEMBER RUSING: PASSED (7 - 0)

12. ADJOURNMENT

Quote: "Patience and perseverance have a magical effect before which difficulties disappear and obstacles vanish." - John Quincy Adams

There being no further business to discuss, Mayor Goode adjourned the meeting at 4:30 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 23, 2024. I further certify the meeting was duly called and held and that a quorum was present.

Sarah M. Siep, City Clerk

CITY OF PRESCOTT
REGNAT POPULUS
INCORPORATED FEBRUARY 2?, 1883
YAVAPAI COUNTY, TERRITORY OF ARIZONA