



City of Prescott

City Council - Voting Meeting

August 13, 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 - Pastor Scott Savage with Prescott Cornerstone Church**
4. **PLEDGE OF ALLEGIANCE - Mayor Goode**
5. **ROLL CALL**
6. **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

7. **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 7.A. through 7.J.

- A. Approval of Meeting Minutes from the July 9, 2024 Executive Session, the July 9, 2024 Study Session, and the July 9, 2024 Voting Meeting.
- B. Approval of Recommendation Against Opting Out of Class Action Settlement Agreement with Tyco and BASF Related to PFAS/PFOS Chemical Manufacturer Litigation.
- C. Adoption of Multiple Resolutions Related to School Resource Officer (SRO) Services IGAs as Follows: 1) Adoption of Resolution No. 2024-1899 Approving City Contract No. 2025-058 with Prescott Unified School District (PUSD) for SRO Services at Mile High Middle School; and 2) Adoption of Resolution No. 2024-1898 Approving City Contract No. 2025-057 with PUSD for SRO Services at Prescott High School. Funding is Budgeted & Available in the General Fund with a 75% Contribution from PUSD.
- D. Approval of the United States Army Corps of Engineers (USACE) Flood Plain Management Services Special Studies Project Management Plan P2 Project No. 516447.
- E. Approval of City Contract No. 2011-003AS02, Consent to Assignment of Lease from Hangar 3, LLC to Leighnor Aircraft LLC for Property at Prescott Regional Airport - Ernest A. Love Field.
- F. FNP24-002 - A Final Plat of Ponderosa Meadows Townhomes, a 20-Unit Subdivision on an Approximate 2.62 Acre Parcel Generally Located on Sally Lane South off of Bertrand Avenue. Zoning: MF-M (Multi-Family; Medium Density). Property Owner: Ponderosa DEVCO LLC. Applicant: Don Allison
- G. Approval of City Contract No. 2025-061 with the Prescott Chamber of Commerce Foundation to Administer the CDBG-CV Funded Prescott Cares Program.
- H. Adoption of Resolution No. 2024-1900, Approving City Contract No. 2025-063, an Intergovernmental Agreement (IGA) with Yavapai County for Reimbursement of Construction Costs Related to Stormwater Improvements Constructed with the Juniper and Karen Drive Water Main Replacement Project.
- I. Adoption of Resolution No. 2024-1901 Approving City Contract No. 2025-065 an IGA with the Arizona Department of Transportation (ADOT) Accepting a Transportation Alternatives Program (TA) Grant in the Amount of \$209,318.00 for Design of a New Multi-Use Pathway on SR89 and Rescinding Resolution No. 2024-1895.
- J. Approval of City Contract No. 2024-174A1, an Amendment to City Contract No. 2024-174 for the Purchase and Installation of HVAC Units from HACI Services LLC Using IGA #22-14PV-02 in an Amount not to Exceed \$350,000.00. Funding is Budgeted & Available in the Facilities Fund.

8. CONSENT ORDINANCE

Recommended Action: MOVE to adopt Consent Ordinance Items 8.A. through 8.D.

- A. Adoption of Ordinance No. 2024-1869 Establishing the Prescott City Court Warrant Fee.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF

PRESCOTT, YAVAPAI COUNTY, ARIZONA, AMENDING PRESCOTT CITY CODE TITLE II, CHAPTER 2-1, SECTION 2-7-4, ESTABLISHING THE PRESCOTT CITY COURT WARRANT FEE

- B. Adoption of Ordinance No. 2024-1864 Accepting an Easement from the Arizona State Land Department for Installation of a New 12-Inch Waterline.
AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT ("CITY"), YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE ACCEPTANCE OF A PUBLIC UTILITY EASEMENT FROM THE ARIZONA STATE LAND DEPARTMENT ("STATE"), AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID ACCEPTANCE
- C. Adoption of Ordinance No. 2024-1865 Approving the Abandonment of an Unused Utility Easement.
AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT ("CITY"), YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE ABANDONMENT OF AN UNUSED UTILITY EASEMENT CURRENTLY HELD BY THE CITY OF PRESCOTT, AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID ABANDONMENT
- D. Adoption of Ordinance No. 2024-1868 Accepting an Emergency Vehicle Access Easement.
AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT ("CITY"), YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE ACCEPTANCE OF AN EMERGENCY VEHICLE ACCESS EASEMENT ON PARCEL 106-49-093, COMMONLY KNOWN AS 680 DRIFTWOOD COURT, PRESCOTT, AZ, AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID EASEMENT

9. LIQUOR LICENSE

- A. Public Hearing and Consideration for a New Series 12 Restaurant Liquor License Application from Francisco Garcia, Applicant, for Franks Restaurant. Location: 410 W. Goodwin Street.
Recommended Action: 1) MOVE to close the public hearing; and 2) MOVE to approve/deny/make no recommendation for Liquor License No. 299876 for a new Series 12 Restaurant liquor license application for Franks Restaurant. Location: 410 W. Goodwin Street

10. REGULAR AGENDA

- A. Public Hearing Regarding Proposed Increases to City of Prescott Development Impact Fees Pursuant to A.R.S 9-463.05.
Recommended Action: MOVE to close the public hearing
- B. Discussion, Consideration & Possible Action Relating to and Clarifying the Roles of the Water Issues Subcommittee and the Newly Created Water Policy Review Committee.
Recommended Action: Following discussion possible action regarding the roles of the Water Issues Subcommittee and Water Policy Review & Monitoring Committee
- C. Presentation, Discussion & Possible Action Regarding Sculpture Art Donation and Site Location.

Recommended Action: 1) MOVE to approve or deny sculpture art donation; and 2) MOVE to approve or deny current site location or request further location study

11. COUNCIL LIAISON BCC UPDATES

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 8/8/24 at 11:00 a.m. in accordance with the statement filed by the Prescott City Council with the City Clerk.

Sarah M. Siep

Sarah M. Siep, City Clerk