



City of Prescott

City Council - Voting Meeting

September 10, 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 Dan Hurlbert with Prescott United Methodist**
4. **PLEDGE OF ALLEGIANCE - Mayor Pro Tem Cantelme**
5. **ROLL CALL**
6. **PROCLAMATIONS**

- A. Constitution Week - September 17-23
- B. International Day of Peace - September 21
- C. Prescott Highland Games & Celtic Faire - September 28-29

7. **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

8. **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 8.A. through 8.F.

- A. Approval of Meeting Minutes from the August 13, 2024 Executive Session, the August 13, 2024 Study Session, and the August 13, 2024 Voting Meeting.
- B. Approval of City Contract No. 2024-178C1, a Consent to Assignment of City Contract No. 2024-178 from Geophex, Ltd to Aeroquest Mapcon, Ltd.
- C. Adoption of Resolution 2024-1902 Approving City Contract No. 2025-071 an IGA with Central Arizona Fire & Medical Authority (CAFMA) for the Prescott Regional Emergency Services Cooperators for Mutual Aid & Various Cooperative Services.
- D. Approval of City Contract No. 2025-074 with Fire Aside Inc. for the Purchase of Defensible Space Inspection Software. Funding is Budgeted & Available in the Fire Department Fund.
- E. Adoption of Resolution No. 2024-1903 Approving the Transfer of Certain Fiscal Year 2024 Budget Appropriations.
- F. Approval of City Contract No. 2025-078 with Arizona Control Specialists Inc. for the Purchase & Installation of HVAC Controls for New City Hall (201 N. Montezuma) in the Amount of \$114,000.00. Funding is Budgeted & Available in the General Fund.

9. **LIQUOR LICENSE**

- A. Public Hearing and Consideration for an Owner Transfer Series 6 Bar Liquor License Application from Kevin Arnold Kramber, Applicant, for Fairweather Social Club. Location: 224 N Cortez Street.
Recommended Action: 1) MOVE to close the public hearing; and 2) MOVE to approve/deny/make no recommendation for Liquor License No. 300250 for an owner transfer Series 6 Bar liquor license application for Fairweather Social Club. Location: 224 N Cortez Street.
- B. Public Hearing and Consideration for a New Series 12 Restaurant Liquor License Application from Amy Nations, Applicant, for Barbudos Grill & Cantina. Location: 1042 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. 302981 for a new Series 12 Restaurant liquor license application for Barbudos Grill & Cantina. Location: 1042 Willow Creek Road

10. **REGULAR AGENDA**

- A. Adoption of Ordinance No. 2024-1872 Approving the Sale and Execution & Delivery of a Pledge Revenue Refunding Obligation, Series 2024, and Declaring an Emergency.
AN ORDINANCE OF THE MAYOR AND COUNCIL OF CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A SECOND PURCHASE AGREEMENT, A SECOND TRUST AGREEMENT, A CONTINUING DISCLOSURE UNDERTAKING, AN OBLIGATION

PURCHASE CONTRACT AND OTHER NECESSARY AGREEMENTS, INSTRUMENTS AND DOCUMENTS; APPROVING THE SALE AND EXECUTION AND DELIVERY OF PLEDGED REVENUE REFUNDING OBLIGATIONS, SERIES 2024, EVIDENCING A PROPORTIONATE INTEREST OF THE OWNERS THEREOF IN THE PURCHASE AGREEMENT; ADOPTING CONTINUING DISCLOSURE COMPLIANCE PROCEDURES IN CONNECTION WITH ISSUANCE OF OBLIGATIONS OF THE CITY; DELEGATING AUTHORITY TO THE MAYOR, THE MANAGER AND THE BUDGET AND FINANCE DIRECTOR OF THE CITY TO DETERMINE CERTAIN MATTERS AND TERMS WITH RESPECT TO THE FOREGOING; AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS ORDINANCE AND DECLARING AN EMERGENCY
Recommended Action: MOVE to adopt Ordinance No. 2024-1872

- B. Adoption of Ordinance No. 2024-1874 Amending Prescott City Code Title I, Chapter 1-1, Section 1-1-5 Definitions to Add a Definition for "Public Safety Services".

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AMENDING PRESCOTT CITY CODE TITLE I, CHAPTER 1-1, SECTION 1-1-5, DEFINITIONS TO ADD A DEFINITION FOR "PUBLIC SAFETY SERVICES"

Recommended Action: MOVE to adopt Ordinance No. 2024-1874

- C. Adoption of Resolution No. 2024-1905 Affirming Use of Funds Generated from Prop478 as a Dedicated Public Safety Privilege Tax.

Recommended Action: MOVE to adopt Resolution No. 2024-1905

- D. Presentation, Discussion & Possible Action Regarding Selection of a Location for a Permanent Sculpture Garden in the City of Prescott.

Recommended Action: MOVE to approve location of the City of Prescott Sculpture Garden at either: 1) Honor Island Park, 2) Peavine Trailhead Property, OR 3) Heritage Park /Willow Lake property.

- E. Approval of Acceptance of a \$3,100,000.00 Arizona Department of Transportation (ADOT) Grant E5S5A01L for Land Acquisition for Airport Protection at Prescott Regional Airport - Ernest A. Love Field.

Recommended Action: MOVE to accept Grant # E5S5A01L

- F. Approval of Acceptance of a \$243,000.00 Federal Aviation Administration (FAA) Grant 3-04-0030-055-2024 for On-going Planning Work at Prescott Regional Airport - Ernest A. Love Field.

Recommended Action: MOVE to accept grant 3-04-0030-055-2024

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 9/5/24 at 11:45 a.m. in accordance with the statement filed by the Prescott City Council with the City Clerk.



Sarah M. Siep, City Clerk