



City of Prescott

City Council - Voting Meeting

February 11, 2025 | 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 3:01 p.m.

2. INTRODUCTIONS / ANNOUNCEMENTS

Mayor Pro Tem Cantelme announced that the City of Prescott will hold their Household Hazardous Waste Collection for residential trash customers beginning March 3, 2025 and going through March 28, 2025. This is a contracted curbside pick-up event which will allow residential trash customers the opportunity to safely dispose of unwanted household hazardous waste. Pre-registration is required. Commercial accounts, or communities on dumpsters are not eligible for this event. Please visit www.prescottrecycles.com for more information.

3. INVOCATION - Pastor Jon Wolfinger with Union Church

4. PLEDGE OF ALLEGIANCE - Councilman Gambogi

5. ROLL CALL

Phil Goode - Mayor
Connie Cantelme - Mayor Pro Tem
Lois Fruhwirth - Councilwoman
Ted Gambogi - Councilman
Brandon Montoya - Councilman (Absent)
Eric Moore - Councilman
Cathey Rusing - Councilmember

6. OPEN CALL TO THE PUBLIC

A. Lewis Rowe addressed the Council regarding neuro-weapons and a recent article in the Tampa Bay Times related to this subject. These are used on the public as weaponry in medical devices and stated that communities need cybersecurity protections.

B. Jay Ruby addressed the Council regarding the West Granite Creek Park riparian area. He bikes and walks through that area at least 3-5 times a week and is opposed to a paved parking lot there. The splash pad is popular because it is the only free public place for kids to be near water for free in the summer, there should be a community outdoor swimming pool at the Rodeo Grounds.

C. Kenneth Fidyk addressed the Council regarding walking at the Courthouse and increased homelessness in the mornings in that area, he feels that the Council needs

to look into this. Also, he commented on affordable and workforce housing which is inefficient and ineffective. Public Safety employees need more pay or more benefits in order to be competitive with surrounding areas.

D. Jim Schweisthel addressed the Council regarding his concerns related to trash in Prescott. Just last week 60 bags of trash were removed along Hwy89A, he provided a proposal regarding addressing these issues. One issue is the builders and a lack of code enforcement on cleanup as well. He will send follow up information to the Council.

7. CONSENT AGENDA

MOTION BY COUNCILMEMBER RUSING TO APPROVE CONSENT AGENDA ITEMS 7.A. THROUGH 7.C.; SECONDED BY COUNCILWOMAN FRUHWIRTH: PASSED (6 - 0)

- A. Approval of Meeting Minutes from the January 28, 2025 Study Session and the January 28, 2025 Voting Meeting.
- B. **RVP24-004:** A Revision of Plat to Combine Lots and Add Un-Subdivided Land into the Gardenland Tract Plat. Location: APNs 113-06-054, 111-11-116A and 111-11-116B. Site Zoning: Business General (BG).
- C. Approval of City Contract No. 2025-134 with All Clean Services Prescott for Janitorial Services in the Amount of \$146,812.68 Annually for a Term of One-Year with the Ability to Extend Annually for a Total of Five Years. Funding is Budgeted & Available in the Facilities Maintenance Fund.

8. CONSENT ORDINANCE

MOTION BY MAYOR PRO TEM CANTELME TO ADOPT CONSENT ORDINANCE ITEMS 8.A. AND 8.B.; SECONDED BY COUNCILMEMBER RUSING: PASSED (6 - 0)

- A. Adoption of Ordinance 2025-1884 Approving City Contract No. 2025-136, A Memorandum of Understanding Between the City of Prescott and the Town of Chino Valley.
- B. Adoption of Ordinance No. 2025-1890 Approving LDC24-003 a Proposed Amendment to the Land Development Code for Compliance with State Law regarding Application Completeness.

9. REGULAR AGENDA

- A. Presentation, Discussion & Possible Direction Regarding Adding a City of Prescott Proclamation Policy to the Council Rules of Procedure.
City Clerk Sarah Siep provided a brief presentation to the Council regarding the process for Proclamation presentations to this point and requested direction from the Council on a policy they would like to consider and have it added into the Council Rules of Procedure.

Councilmember Rusing stated that she feels there needs to be a discussion regarding Mayoral Proclamations, should clarify the rules and guidelines so there isn't controversy. In her research she looked at other communities which have Mayoral Proclamation policies that included guidelines like the right to revise the language, must be local, no matters of political controversy or ideological beliefs, etc.

Councilman Moore asked how the language is determined. He likes the current procedure where the Mayor or two members of the Council can add a Proclamation to the agenda, and he does feel there is something that is positive about organizations having the opportunity to be recognized through Proclamations.

Ms. Siep stated that it depends on the situation, could be from the organization, could be a combination from the staff/organization, staff has also put them together through research.

Mayor Goode commented on a number of issues he had with a recent proclamation and the fact that there was nothing in the rules of procedure that states they can do that.

Councilwoman Fruhwirth stated that the city should have the right to revise the language or deny a request. She researched a number of other communities like Peoria and Chandler's process, having the organization give some language. Only from city of Prescott residents and relevant to the city (milestone, noteworthy event, etc). She is open to if there isn't a direct correlation to Prescott it can be denied.

Councilman Gambogi commented that he is okay having a request having to be from Prescott but keeping the process as it is now.

Councilmember Rusing added that a Mayoral Proclamation comes from the Mayor and should be edited at their discretion, she also commented that two Councilmembers could present a Certificate of Recognition to honor people or events. Have a disclaimer on the application with rules and regulations.

Mayor Pro Tem Cantelme stated that she also looked into other communities, she would be in favor of it being solely with the Mayor's discretion and would like to see them continue to be presented at meetings. Should be relevant to the city of Prescott.

Mayor Goode agreed, groups with a local tie or advocate from the city of Prescott should be a requirement to submit a request. Giving the Mayor the right to alter the language should also be included. Anything of a national or outside of Arizona shouldn't be entertained.

City Attorney Joseph Young said that the direction from Council is clear and staff can revise/create the policy. Council does seem split on how the item comes to the Council.

Councilwoman Fruhwirth agreed that Proclamations should be from the Mayor with two councilmembers doing a Certificate of Recognition.

Councilmember Rusing suggested bringing this back after a 60-day public comment period.

Councilman Moore agreed with Mayoral Proclamation with his discretion and a Certificate of Recognition.

Ms. Siep stated that the policy and information can be placed on the city website, and submission of the requests can be done through online form if the Council would like it handled that way.

Mayor Pro Tem agreed with City Clerk.

Councilwoman Fruhwirth added that she feels a requirement for requests to be submitted with 21-30 days advanced lead time would be appropriate.

No formal action was taken, staff received direction for a policy to bring back to Council for a future vote.

- B. **CONTINUED:** Adoption of Ordinance No. 2025-1881 Approving LDC24-001 a Proposed Amendment to the Land Development Code Affecting Accessory Dwelling Units.

Community Development Director Chelsea Walton provided a presentation to Council in follow up to the January 28 meeting specific to direction regarding submetering.

ADU Regulation Presented by State Statute:

- * May not - prohibit long term leasing, require additional parking, or require street improvements

Highlights of Council Discussion January 28:

- * Would like to address issues such as parking in code but cannot due to statute
- * Statute impacting ADUs will likely be updated this legislative session to allow more controls
- * Desire to require submetering for ADUs now

Recommendations:

- * Definition for ADUs
- * Submetering requirement
- * Referencing code utility section

Available Options:

- * Update code sections today and consider further amendments again after legislative session
- * Update holistically after the legislative session
- * Do nothing now and wait

Mayor Pro Tem Cantelme commented that parking will be determined at the

legislature, but she did ask about definitions as it relates to undeveloped alleys.

Ms. Walton responded that we do not have an answer from the legislature on that, when they do staff would recommend adopting something similar to what they deem to be the definition. Residences that are attached could be submetered, isn't distinguished in the code so detached or attached would have to have a submeter.

Councilmember Rusing commented that submetering has been researched as a conservation technique that isn't expensive, this would be in-step with the rest of the city's water policy. Feels it should be added today.

Councilwoman Fruhwirth stated that she is good with updating the sections that the Council can today, she commented on some of the issues with ADUs versus "guest quarters" as defined by the state. She hopes they are able to successfully address these issues, so there is local control.

Councilman Gambogi commented that the Council should wait until the state addresses these issues so they can amend everything at once.

Councilman Moore asked how this will affect existing ADUs.

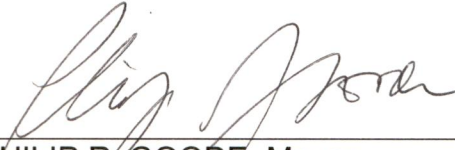
Ms. Walton stated that if existing ADUs change or adjust after adoption they would be required to submeter, but as they exist now they would not. Multi-family is submetered as required by code now but they do not receive a separate bill.

**MOTION BY COUNCILMEMBER RUSING TO ADOPT ORDINANCE NO. 2025-1881; SECONDED BY MAYOR PRO TEM CANTELME: PASSED (5 - 1)
COUNCILMAN GAMBOGI DISSENTING**

10. ADJOURNMENT

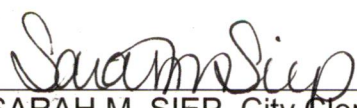
Quote: "Oppressors can tyrannize only when they achieve a standing army, an enslaved press, and a disarmed populace." - James Madison

There being no further business to discuss, Mayor Goode, adjourned the meeting at 3:58 p.m.



PHILIP R. GOODE, Mayor

ATTEST:

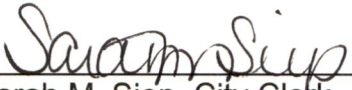


SARAH M. SIEP, City Clerk



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 February 11, 2025. I further certify the meeting was duly called and held and that a quorum was present.



Sarah M. Siep, City Clerk