



# PRESCOTT CITY COUNCIL VOTING MEETING AGENDA

**PRESCOTT CITY COUNCIL  
PUBLIC MEETING  
SEPTEMBER 12, 2006  
3:00 P.M.**

**Council Chambers  
201 S. Cortez Street  
Prescott, AZ 86303  
(928) 777-1100**

The following Agenda will be considered by the Prescott City Council at its Regular Voting Meeting pursuant to the Prescott City Charter, Article II, Section 13. Notice of this meeting is given pursuant to Arizona Revised Statutes, Section 38-431.02.

CALL TO ORDER

INTRODUCTIONS AND PLEDGE OF ALLEGIANCE: Councilman Roecker

ROLL CALL:

MAYOR AND CITY COUNCIL:

Mayor Simmons  
Councilman Bell  
Councilman Blair  
Councilman Lamerson

Councilman Luzius  
Councilman Roecker  
Councilwoman Suttles

## SUMMARY OF CURRENT OR RECENT EVENTS

**NOTE: Anyone wishing to speak regarding an item on the agenda must address the Council using the microphone at the podium.**

THE CITY OF PRESCOTT ENDEAVORS TO MAKE ALL PUBLIC MEETINGS ACCESSIBLE TO PERSONS WITH DISABILITIES. WITH 48 HOURS ADVANCE NOTICE, SPECIAL ASSISTANCE CAN BE PROVIDED FOR SIGHT AND/OR HEARING IMPAIRED PERSONS AT PUBLIC MEETINGS. PLEASE CALL 777-1272 OR 777-1100 (TDD) TO REQUEST AN ACCOMMODATION TO PARTICIPATE IN THIS MEETING.

**I. PUBLIC COMMENTS: (Please limit comments to five minutes)**

- A. Mary Young re Festival of Trees.
- B. Presentation by 4H Club to City of Prescott K9 Unit.

**II. PROCLAMATIONS:**

- A. *National Alcohol and Drug Addiction Recovery Month – September 2006*
- B. *Constitution Week – September 17 – 23, 2006*

**III. CONSENT AGENDA**

**CONSENT ITEMS A THROUGH R LISTED BELOW MAY BE ENACTED BY ONE MOTION. ANY ITEM MAY BE REMOVED AND DISCUSSED IF A COUNCILMEMBER SO REQUESTS.**

- A. Adopt Resolution No. 3773 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona accepting a grant from the Arizona Division of Emergency Management, Homeland Security Grant Program, for funding for the Regional Communications Center emergency equipment communication upgrades and authorizing the execution of any and all documents to implement same.
- B. Approve contract/agreement with the Omega Group for the purchase of CrimeView upgrade software, installation and training services in the amount of \$25,185.00.
- C. Adopt Resolution No. 3774 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona authorizing the City of Prescott to enter into an Intergovernmental Agreement with the Yavapai County Library District to participate in resource sharing and cooperative funding to the benefit of the City of Prescott Public Library, and authorizing the Mayor and staff to take any and all steps necessary to accomplish the above.
- D. Authorize purchase turf mower, turf aerifier, and turf top dresser from Simpson Norton in the amount of \$72,118.18 for the City of Prescott Parks, Recreation and Library Department.
- E. Adopt Resolution No. 3775 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona amending Contract #140-05 to provide for extension of the use of CDBG grant funding for contracting for and constructing homes in conjunction with Habitat for Humanity.

- F. Approve purchase of wireless mobile column lifts from Gray Professional Service Equipment, a sole source provider, in the amount of \$116,598.24, which includes freight and all applicable sales tax.
- G. Approve purchase orders to Sanderson Ford, Nelson Ford, Five Star Ford, Galpin Ford, and Mel Clayton Ford in the amount of \$70,461.50, \$97,206.69, \$53,941.98, \$288,311.50 and not to exceed \$108,000.00, respectively, for the purchase of light duty vehicles.
- H. Water Meters:
  - (1) Award contract to Mountain States Pipe and Supply Company for the purchase of water meters in the total amount of \$734,011.07 utilizing the competitively bid contract of the City of Flagstaff.
  - (2) Award contract to Metering Services, Inc., for the installation of water meters on Route No. 4 in the amount of \$111,870.00.
- I. Adopt Ordinance No. 4553 – An ordinance of the Mayor and Council of the City of Prescott, Yavapai County, Arizona abandoning a portion of unused and unimproved right-of-way at the end of Second Street, north of Merritt Street.
- J. Approve Special Use Permit for a Telecommunications Site for Cingular Wireless, including the replacement of an APS Power Pole at Twin Lakes Market, 3122 N. Highway 89 (SUP06-002).
- K. Victory Hills:
  - (1) Approve Preliminary Plat for Victory Hills, a mixed single-family and townhouse subdivision containing 30 lots on 4.81 acres, located at the intersection of Wagon Trail and Pike Place, being generally west of Gail Gardner Way, zoned Multi Family – Medium (Manufactured Home) subject to the Department comments included in the Council Agenda Memo dated August 30, 2006.
  - (2) Approve Water Service Agreement with Joseph M. Vincent for 10.50 acre feet for Victory Hills (SP06-001).
- L. Approve Final Plat for Estancia Estates comprising 5 lots on 4.98 acres, located on Brillante Lane near E. Soaring Way, zoned SF-35 (FP06-015).
- M. Adopt Resolution No. 3776 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, authorizing the City of Prescott to apply for Local Transportation Assistance Grant funds and authorizing

the Mayor and staff to take any and all steps necessary to accomplish the above.

- N. Adopt Ordinance No. 4554 – An ordinance of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, extending and increasing the corporate limits of the City of Prescott by annexing properties generally located east of Highway 89 in the vicinity of the Phippen Museum, for the Centerpointe South Development, and assigning a zoning classification thereto.
- O. Award contract to Action Container Solutions for 85 front loading containers in the amount of \$59,182.18.
- P. Approve cooperative purchasing agreement with Toter Carts to purchase 840 64-gallon Green EVR II Nestable Universal Containers in an amount not to exceed \$75,000.00.
- Q. Adopt Resolution No. 3777 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona amending Resolution No. 3453 by rescinding Section 5, Exhibit D, contained therein, authorizing the City of Prescott to enter into an Intergovernmental Agreement with the Central Yavapai Fire District for Joint Operational Training, and authorizing the Mayor and staff to take any and all steps necessary to accomplish the above.
- R. Approve Minutes of the Prescott City Council Regular Meeting of August 29, 2006, and the Prescott City Council Joint Study Session/ Special Meeting of September 5, 2006.

#### **IV. REGULAR AGENDA**

- A. Approval of completion of the application process to the Arizona Office of Homeland Security for grant funds totaling \$143,966.00.
- B. Recess into Executive Session.

#### **V. EXECUTIVE SESSION:**

- A. Discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation. Pursuant to A.R.S. 38-431.03(A)(4)
  - 1. Sullivan v. City of Prescott (Yavapai County Superior Court Case Number CV2004-431)

2. Ouellette v. City of Prescott (Yavapai County Superior Court Case Number CV2005-1039)

**VI. POST EXECUTIVE SESSION:**

- A. Approval of Settlement in Sullivan v. City of Prescott (Yavapai County Superior Court Case Number CV2004-431) in the amount of \$45,000.00.
- B. Approval of Settlement in Ouellette v. City of Prescott (Yavapai County Superior Court Case Number CV2005-1039) in the amount of \$20,000.00.

**VII. ADJOURNMENT**

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the foregoing notice was duly posted at Prescott City Hall on \_\_\_\_\_, at \_\_\_\_\_ a.m. in accordance with the statement filed by the Prescott City Council with the City Clerk.

\_\_\_\_\_  
Elizabeth A. Burke, MMC, City Clerk