

PRESCOTT CITY COUNCIL
REGULAR COUNCIL MEETING
PRESCOTT, ARIZONA
NOVEMBER 27, 2007

A REGULAR VOTING MEETING OF THE PRESCOTT CITY COUNCIL WAS HELD ON TUESDAY, NOVEMBER 27, 2007, in the Prescott Municipal Building, 201 S. Cortez Street, Prescott, Arizona.

CALL TO ORDER

Mayor Simmons called the meeting to order at 3:02 p.m.

INTRODUCTIONS AND PLEDGE OF ALLEGIANCE: Mayor Simmons led the Council and audience in the Pledge of Allegiance.

ROLL CALL:

PRESENT:

Mayor Simmons
Councilman Bell
Councilman Blair
Councilman Lamerson
Councilman Luzius
Councilman Roecker
Councilwoman Suttles

ABSENT:

SUMMARY OF CURRENT OR RECENT EVENTS

Mr. Norwood reported that the Elks Opera House Second Lobby Restoration has been completed, and the sound system will be completed later this week.

Councilman Luzius reported that this week, November 26-30, 2007, is Methamphetamine Awareness Week, and as the City's member of the MAT Force he wanted to let everyone know that meth is here, it is real, and it is a terrible, and they need to be aware of what is going on.

I. PRESENTATION

A. Introduction of New Businesses.

Dave Maurer, Executive Director of the Prescott Chamber of Commerce, introduced new businesses for the month, and each gave a brief recap of their business:

Jerry Shelberg – New Allstate Insurance Agent

Cheryl Strong – Firehouse Kitchen

Jim Mitkiff – Sunsplash Pools and Spas

B. Presentation by Enrique Melendez, Honorary Consul for El Salvador.

Mr. Melendez, said that today he is representing the President of El Salvador, the Foreign Minister, the Mayor and City Council of Prescott's Sister City, Suchitoto.

Mr. Melendez said that his presentation is in two parts—first, formal and protocol; and the second—from his heart. He then read a letter from the President of El Salvador.

“Dear Mayor Simmons, It was with great sadness that I learned of the election results and that you will be leaving public office after six years of dedicated service to the residents of the City of Prescott. If you recall during our meeting at the Presidential Palace this past April, I offered to campaign on your behalf as it is one of my favorite challenges in a political structure. I want to take this opportunity on behalf of our government, the Mayor of your Sister City of Suchitoto and its people, to thank you for your leadership, dedication and the true heart and friendship you and the City of Prescott have demonstrated to El Salvador.

I wish you many years of positive health and happiness together with your family and continued success in your business endeavors.

Sincerely, Elias Antonio Saca”

Mr. Melendez said that the President also asked him to extend congratulations to the Mayor-Elect, as he also congratulates, and the new Councilmember, extending their hands of friendships and their time in the government sector. At the same time, they want to welcome them to come and visit one of the most beautiful countries in the world.

Mr. Melendez then said that the protocol is over, and what he was saying now is from his heart. He said that part of the presentation is to honor Mayor Simmons, but before that he thanked Councilmember Steve Blair for the support, respect and friendship he gave him during his term in office.

Mr. Melendez then gave a recap of the delegation led by Mayor Simmons, City Manager Steve Norwood and Councilman Bob Roecker. He said that

having served on the City Council in Fountain Hills, he wanted it to be known that not one cent of City funds was spent on their trip. All of the transportation was taken care of by the delegates and the hotels and meals were picked up by the Foreign Ministry.

Mayor Simmons said that when they met with the President of El Salvador they expected to have a five-minute meeting, and almost forty-five minutes later they were still talking. He thanked Mr. Melendez very much for the gift and presentations.

C. Presentation on Focused Future II.

Economic Development Director Jane Bristol said that before they launched into their presentation, they wanted to thank the many volunteers that have worked on the project for over a year. The Mayor's Advisory Committee on Economic Development as the steering committee, as well as the Focused Future Action Team who have been meeting monthly, and sometimes twice a month in an effort to set a new course for Prescott's economic development efforts. At this time the committee members were asked to come forward and a small token of appreciation was presented to each.

Peggy Fiandaca, with Partners for Strategic Action, then gave a brief overview of the Focused Future document and gave the following PowerPoint Presentation.

Focused Future Process

- 1 Economic Development Update
- 2 Community Assessment
- 3 Issue Analysis/Trends
- 4 Future Search Conf
- 5 Best Practices

Ms. Fiandaca said that the framework for the strategic plan is based around focus areas, which are those areas that the action team felt really needed to have attention over the next five years.

Focus Area – Business Attraction, Retention & Expansion

- Biomedical and Biosciences
- Medical Services
- Aviation-related Businesses
- Advanced Technology & Manufacturing

Focus Area – Downtown Business Development

Focus Area – Community Image and Quality of Life

Focus Area - Regional Hub

Focus Area - Educational Excellence

Community Indicators - Nine

Sally O'Dette, ED Senior Consultant Statewide with APS, addressed the Council and reviewed the implementation of the plan.

Next Steps

- Have Plan accepted by the Council and all organizations
- Monitoring of Community Indicators on an annual basis
- Annual Review – Economic Summit
- Community Roll-out Event

Councilman Blair asked Ms. O'Dette, being a professional in economic development with APS, what she considered to be a sustainable percentage of growth. Ms. O'Dette said that it varies from community to community; some have a high rate, others struggle. It is APS's thought to stay involved in a community, to make sure they're on the right track in moving forward.

II. **CONSENT AGENDA**

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

COUNCILMAN ROECKER MOVED TO ADOPT CONSENT AGENDA ITEMS II-A THROUGH II-F; SECONDED BY COUNCILMAN BELL; PASSED UNANIMOUSLY.

- A. Approve application to the National Tactical Officers Association for grant funds in the amount of \$16,660 for the purchase of Special Weapons and Tactics Team (SWAT) equipment.
- B. Adopt Resolution No. 3868-0836 - 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 State of Arizona for inspection of bridges within the City limits conducted by the Department of Transportation and authorizing the Mayor and Staff to take any and all steps necessary to accomplish the above.

- C. Approve Supplemental Agreement One to Contract 07-261 with Thomas Reilly & Associates Architects, LLC for architectural design services to remodel the Engineering Services Building (formerly Central Garage & Streets) in the total amount of \$63,140.00.
- D. Approve maintenance billing from SirsiDynix for the Yavapai Library Network's shared automation system in the amount of \$79,413.48.
- E. Approve purchase 41 new computers for the Prescott Public Library from Gateway, Inc. in the amount of \$51,594.11.
- F. Approve the Minutes of the Prescott City Council Special Meeting of October 23, 2007, and the Prescott City Council Regular Meeting held October 23.

III. REGULAR AGENDA

A. Idylwild Tract:

Mr. Guice said that this was a two-part item. The first part is consideration of approval of the second replat as requested by John (Doug) and Ruth Blocker of the Idylwild Subdivision, and a resolution to repeal Res. 3224 adopted in January of 2000 regarding the development agreement for the property.

In response to discussion held at last week's meeting, staff provided a copy of the staff report that went with the development agreement and annexation in December of 2000. They did meet with the Blockers yesterday and at that meeting they requested to have an opportunity to address Council and explain the rationale and reasoning behind their request.

Councilman Blair asked what the zoning was when the property came in from the county. Mr. Guice said that it was large lot residential – 35,000 sq. ft., approximately one-acre lots, equating to the RA9-35 zone district.

Ruth Blocker then addressed the Council and thanked them for the ability to address the Council because last week they were unprepared for the negative feedback presented. Her husband did go to the neighbors that were directly affected by the change and after addressing them, they were not aware of any negative feedback; nothing was brought to his attention when he met with them.

She is making a request to the change that she and her husband did make to the Council and Mayor Sam Steiger in 1999. The agreement came about as a condition for their request to be annexed into the City. It

was and is an agreement between them and the City. They feel that the agreement was not, and is not, between the City, themselves and their neighbors. They feel that their new request is a revision to the Blocker Development Agreement, which was made between the City and themselves. It is not a line item on their neighbor's annexation petitions and that is the agreement they signed.

Ms. Blocker said that the revision is reasonable and fair to all parties that are involved. It is not their neighbors that have the right to manage their personal property; however, they feel that some history and explanation on how the agreement came about will shed some light.

She said that when she and her husband purchased the land, they had already been living 19 years right across the street on Ponderosa Lane and were within the City limits at that time and had enjoyed all of the benefits that living within the City boundaries provided. They wanted to continue and therefore asked to be annexed in. The services that they felt they were enjoying were City police and fire protection, trash removal, water, building codes and right to vote on City issues. All of these items they were granted when the annexation was approved, not only to them, but to the other property owners that came in with them in the annexation.

Ms. Blocker said that they had to go before the City for the annexation and they were told that to annex into the City it would leave three homes isolated in an island environment and they wanted to bring in a complete piece of property and, therefore, the City contacted the neighbors, soliciting them to come in with the Blockers.

Shortly after that time, Mr. and Mrs. Pettus contacted her and her husband, inviting them to their home to discuss the agreement. They told them that the Blockers had an easement through their property in order to bring in utilities. They said that their only requirement at that time, and their main concern, was of the easement and they asked the Blockers to sign over the annulment of that easement so they would annex in. Her husband explained to them that there was a lot of property and therefore, did not feel a need to come across his property with any kind of utility easement, and they agreed to sign off on the easement. The Blockers feel that the Mr. Pettus did receive some gain by moving into the annexation by getting that easement removed.

Also at that time, she said, the Blockers had to meet with the City officials and they were told that they did not have water rights on all of the acres on the ten-acre piece. They were told that they had one water right for each acre that was on the Thumb Butte Roadway. They were also told that they were not allowed to move water rights across the front acres to

the back acres and that if they wanted water rights, they had to utilize only the three acres that fit into the boundary.

Ms. Blocker said that she has now been told that what they were told before regarding the water rights is not correct information and that they, under the Idylwild Tract, had water rights to every acre on that piece of property. She and her husband feel that they were misled on that issue. They were then told that if they negotiated, the City would give the Blockers two full water rights and they could put that on any place on their property; therefore, they did not want to put the building on the three lots right on the roadway. They negotiated with the City to be able to put their house further back from the road in the middle. This was a benefit to them, to have a buffer between them and their neighbors, and also a benefit to their neighbors.

Ms. Blocker said that if they have made a mistake at all it was that they did not seek counsel because they believe they were misrepresented by the City Council and were led to believe their limitations were for three allotments only. When they negotiated, they thought they were trading one allotment for two, which they now learn is not correct. The Idylwild Tract protected them and they really had ten allotments of City water. When they negotiated, they thought they were trading two for three, when in reality they were trading two for eight.

She said that at the time they signed the agreement, everyone was happy. They were happy because they could now build where they wanted. The neighbors were happy because they were protected with the large boundary around their houses, and those that went in received the benefits of the City. The City was happy because they were getting more water allotments.

In referring back to the map, she indicated that when they divided their property into two, they were made to take a section and give to the lots behind, because they were told that they must have property on Thumb Butte in order to have water rights. As time went on they noticed that no one else in their area was following the same regulations forced on them. Mr. Phillips bought three pieces of property behind them and got three water allotments. He had no property on Thumb Butte Road. Her husband went and asked how that was possible, and was told it was none of his business.

Ms. Blocker said that they don't necessarily want to dissolve the agreement, they just want to change it from two lots to four. They have not asked to have a development there. They merely ask to have the ability to divide their property.

Councilman Blair asked if the rules and regulations she referred to were from the county. Mr. Guice said that the Code, regarding provision of water to parcels outside of the City, has changed over the years. They have researched this some since last week's discussion, and the ordinance in effect at that time states that for properties located outside of the City, water service was not allowed. There is an exclusion that states that a "city main fronting onto a residential property desiring to be served within 100 feet of that main." So, Mrs. Blocker is correct regarding water service being available to properties located on the main. That was with the property being in the County. Under the code at the time, they could not transfer that water right to a property not within 100 feet of the main. For the Blockers to be able to build their home on a property other than those three, it was necessary for them to annex.

Councilman Blair asked if it wasn't correct that they couldn't go any higher than four lots, or it would become a subdivision. Mr. Guice said that it is a subdivision now, and that is why it is being processed as a second replat to the Idylwild Tract.

Councilman Blair asked if the Idylwild Tract had water associated to each one of the lots. Mr. Guice said that there is some uncertainty about that.

Councilman Blair asked how Carollo interpreted it. Mr. Guice said that would be a good question for Connie Tucker and she was present to address that. He said that the Idylwild Tract is listed as 66 lots in the Pre-1998 groundwater. He believes that they would probably not be looking at an actual allocation of water in the event there was an increase from two to four.

Ms. Tucker said that in 1998 with the designation of groundwater mining, the City counted 66 lots inside the City limits of Idylwild Tract as Pre-1998 water. None of the lots outside city limits were considered, and these were not in the city at that time. That would have been the reason that this parcel could only have three water allocations, because they had to front an existing water main.

Councilman Blair asked, as things have changed, if there is anything wrong in amending a development agreement for four lots instead of two. Ms. Tucker said that is a Council decision. She said that the wrong information given to the Blockers is that every lot in the Idylwild Tract had a water allocation to it. It was only for those that were inside the city limits.

Councilman Blair said that they have two allotments now, and they are asking for four. Ms. Tucker said that was correct. Councilman Blair said that all of those lots in the area are one-acre lots with houses on them.

This is a ten-acre piece where they want to have four houses and they're beating it to death.

Mr. Pettus said that Ms. Blocker presented an excellent presentation. He is not sure who wrote it; possibly the City Attorney. He has had approximately five to ten individuals surrounding Mr. Blocker's property call him and express interest in the property not being developed as a subdivision. By their own admission a few minutes ago, four lots give the owner enough property to make a complete subdivision out of the ten acres. He also understands that Mr. Blocker has purchased property on the west side of his property, and he has no idea of what he intends to do with it. He and his neighbors are concerned with the possibility of Mr. Blocker making a subdivision.

Councilman Roecker asked Mr. Pettus if it created a specific concern if they went from two to four lots. Mr. Pettus said that it did because there will be a right-of-way coming right behind his property. He has a beautiful view and Mr. Blocker said that he would never interrupt his utopia. He had six deer in the yard this morning. He admits that most of it is on Mr. Blocker's land and if he opens up that subdivision and gets approval, anyone moving in will disrupt that.

Councilman Roecker asked if it would be possible for Mr. Pettus to sit down with the Blockers and look at where the houses would be, so that they could come to an agreement. Mr. Pettus said that is a possibility.

Ms. Pettus said that they have secured an attorney and he has advised them that it might be beneficial for all of them to sit down together, and postpone any action on this for a week.

Mr. Blocker said that he is the owner of the property. It is amazing to him that so many people can have their fingers in his business. He is not saying that he won't meet, but the neighbors did have the opportunity to say something to him when he sat down with them at their homes. They are making all kinds of assumptions. The other property he has supposedly purchased has nothing to do with Mr. Pettus at all. He bought it to preserve the looks of his property. What was there was garbage. They tore it down and made it nice. He has no agenda to be developing. He wants everyone to leave him alone and let him enjoy his ten acres.

The two acres that he is splitting are being given to his children. He will meet with the neighbors, but as far as he is concerned they should not have a say in any of it. He has not put up a fence, he has not restricted the animals, he has let everyone have free reign on his property for seven years and he gets no credit for that.

COUNCILMAN MOVED TO TABLE THIS ITEM FOR ONE WEEK AND ASK THE CITY TO PROVIDE A MEETING SPACE; SECONDED BY COUNCILMAN BELL.

Councilman Lamerson said that it appears to him that what Mr. Roecker is asking for is prudent because it looks like somewhere along the line too much government got in the way of common sense.

MOTION PASSED UNANIMOUS.

1. Approve second replat of Lots 155-18, 181-184 and portions of Lots 154, 159 and 180 of the Idylwild Tract.
2. Adopt Resolution No. 3869-0837 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona repealing Resolution 3224 adopted by the Prescott City Council on January 11, 2000, which approved a Development Agreement with John & Ruth Blocker.

Mr. Gene Schmidt said that he is a homeowner to the south. He had one additional point to make, referring to the document leading up to the annexation, on the 16, 17 or 18th document, there was an initialed document that was two pages. It states that the reason for the restriction is offered in the middle of the second paragraph of the Current Zoning Infrastructure section, where it states “to ensure that a maximum of two new residences is ultimately built, Mr. Blocker has agreed to state this in a development agreement. This reduction in possible future residences also converts to a reduction and committed demand for Prescott AMA groundwater. The development agreement, which is still being drafted, will be presented at the Council’s Public Hearing.” Mr. Schmidt said that this memo was leading up to the annexation that the Rudolphs and Pettuses signed, so he would like to have that issue researched further.

B. Granite Dells Estates I & II

COUNCILMAN LUZIUS MOVED TO DELAY THIS FOR ONE WEEK FOR REASONS DISCUSSED, TO CLARIFY THE DRAFTS SEEN. Mr. Norwood said that the City has been back and forth up until this morning getting final agreements and corrections and staff is supportive of something of this magnitude being postponed for a week so they can get a final, clean version to the Council on Friday with significant time to review. He also suggested that they get both attorneys in the room along with Mr. Fann and Mr. Gisi, and himself, to verbally get this settled. **COUNCILMAN ROECKER SECONDED THE MOTION.**

Councilman Blair asked Mr. Fann if he was okay with that. Mr. Fann said that he was not. He found out about this about ten minutes before the meeting. He has

shared with the Council what a week means to him. He said that Councilman Luzius called him about three weeks ago and asked him to hold off for about three weeks so they could vote on it on the 27th, and he thought that was his promise. The attorneys can get together over and over. They have been working on the remedies issue for over a year. The agreement now shifted all of the responsibility to him for building a \$11 million traffic interchange and \$3 million worth of water improvements to him, time specific, with remedies for the City if he fails to perform because they have promises for the other 75% of the people using those improvements. In looking at the Carollo Engineers studies and the Lima & Associates studies, the water improvements and the TI will be used about 25% by the 1,100 acres; about 75% future usage of the traffic interchange and the water improvements are for other users.

He is building all of those improvements, fronting all of the money and they have shifted all of the risks to him. He was told that if he shifted those risks over, there is not a problem with the remedies section. He is at a loss that all of a sudden they want to renegotiate the deal again. The deal is a very good deal right now, better for the City than for him. He is willing to go with the deal they have today. If they want to take another week, if he is presented with a better deal to make up the money losing after another week, he'll look at it, but it has to be a better deal next week at this point. He is out of time.

Councilman Luzius said that he did not mean to misrepresent Mr. Fann. He talked with Jason Gisi before the meeting, and he understood that Mr. Norwood and also spoken with Jason and he indicated it was alright. They have not addressed the issue that he spoke of. The problem is that when he sat down with Mr. Kidd this afternoon before the meeting for clarification, they were working off of a different agreement. His question is how they could vote on any agreement if they don't all have the same agreement in hand. That is the only reason he asked for it to be postponed for a week.

Mr. Fann said that the agreement that was in the Council packet this morning, other than minor changes this morning by public works, is the agreement they are working with today.

Councilman Luzius said that the agreement he has is what he received on Wednesday.

Councilwoman Suttles said that she sat with Mr. Kidd this morning, and asked him one more time if they were not still cleaning it up. What they had last Tuesday is not what came back to them on Friday, and it has changed again. She said that if Mr. Fann cannot wait another week, he has to do what he has to do, but it has to be a clean copy that they are voting on.

**MOTION PASSED 6 -1, WITH COUNCILMAN BLAIR CASTING THE
DISSENTING VOTE.**

1. Reconsider Adoption of Resolution No. 3864-0832 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, authorizing the City of Prescott to enter into a Pre-Annexation Development Agreement with Granite Dells Estates Properties, Inc. and Granite Dells Estates Properties II, Inc. and authorizing the Mayor and staff to take any and all steps necessary to accomplish the above.

MOTION: MOVE to adopt Resolution No. 3864-0832.

2. Reconsider Adoption of Ordinance No. 4632-0834 – 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 1,142 acres of land located south of Highway 89A and bounded on the West by the Peavine Trail, on the East by the Prescott/Prescott Valley IGA line and Granite Dells to the South and also a 16.6 acre parcel west of the Peavine Trail, which is owned by Granite Dells Estates Properties, Inc. and Granite Dells Estates Properties II, Inc., Mike Fann, and assigning zoning classifications thereto.

MOTION: MOVE to adopt Ordinance No. 4632-0834.

3. Approval of Water Service Agreement with Granite Dells Estates Properties, Inc. and Granite Dells Estates Properties II, Inc.

MOTION: MOVE to approve the Water Service Agreement with Granite Dells Estates Properties, Inc. and Granite Dells Estates Properties II, Inc.

C. Rescheduling of Meetings:

1. Cancel 12/25/07 Meeting – Holiday - Combine with 12/18/2007

**COUNCILWOMAN SUTTLES MOVED TO CANCEL THE 12/25/07
MEETING AND HOLD A JOINT STUDY SESSION/REGULAR
MEETING ON 12/18/2007; SECONDED BY COUNCILMAN
LAMERSON; PASSED UNANIMOUSLY.**

2. Cancel 01/01/08 Meeting – Holiday – Combine with 01/08/2008

COUNCILMAN LAMERSON MOVED TO CANCEL THE 01/01/08 MEETING AND HOLD A JOINT STUDY SESSION/REGULAR MEETING ON 01/08/08; SECONDED BY COUNCILWOMAN SUTTLES; PASSED UNANIMOUSLY.

- D.* Appointment of Representative to the Upper Verde River Watershed Protection Coalition.**

COUNCILMAN LUZIUS MOVED TO APPOINT JACK D. WILSON AS THE CITY OF PRESCOTT REPRESENTATIVE TO THE UPPER VERDE RIVER WATERSHED PROTECTION COALITION; SECONDED BY COUNCILMAN ROECKER; PASSED UNANIMOUSLY.

- E.* Consideration and possible adoption of Resolution No. 3870-0838 renaming a City facility as directed by the City Council.**

Mayor Simmons withdrew himself from this item due to a conflict of interest.

Councilman Lamerson read Resolution No. 3870-0838, renaming the new Adult Center on Rosser Street the Rowle P. Simmons Community Center.

COUNCILMAN LAMERSON MOVED TO ADOPT RESOLUTION NO. 3870-0838; SECONDED BY COUNCILMAN BELL; PASSED 6 – 0 WITH MAYOR SIMMONS ABSTAINING.

IV. INSTALLATION OF NEW OFFICERS

- A. STATEMENT by outgoing Council Member Steve Blair.**

Councilman Blair said that dealing with people on the Council is difficult at best at times, but warming. He was part of the drafting resolution for the open space ordinance that passed. It seems to go unnoticed most of the time. He has heard say that Steve Blair doesn't care about open space, which is not the truth by any means; he just believes that the maintenance needs to be taken care of.

Also, he is proud to say in the time he was there that along with Rob Behnke and Bob Roecker, they created, with staff's assistance, the first Long-term and Short-term Water Policy. They didn't know what the State meant by what they had to achieve, but by doing their best and the guidance of staff he thinks they have been pretty successful with their water policy. One year in the past eight years they have overspent their

water budget. They have maintained a very steady water budget and he calls that careful growth.

Councilman Blair said that there are things they have not achieved, affordable housing is one, but that is on the boards right now. He has a gentleman that is bringing that forward. Opportunities are out there and as one door closes, two or three others open. He said that he has been requested to be a volunteer at church, the Rodeo has offered him a job as a volunteer, as well as the Boys and Girls Club, and a couple of opportunities down at the State. It is hard to say what he will be doing, but in the years to come the picture will look different with him sitting next to Howard Mechanic, going to the podium and asking hard questions. He said that he loves Prescott and he cares.

B. STATEMENT by outgoing Mayor Rowle P. Simmons.

Mayor Simmons said that he has had the most fantastic three terms anyone could imagine, and the most wonderful support in the community. He can say from a firsthand basis that the staffing of the City of Prescott, at all levels, is phenomenal. This City, mostly thanks to Mr. Norwood, is better equipped, better-run and better-managed than he has ever seen. There is not one single void anywhere and he is proud that the community has been so supportive. They cannot make everyone happy all of the time, but he has had the most fantastic support from the community. The Council has worked together very well and achieved a lot. He will be passing off some very positive things for Mr. Wilson to be carrying on as far as the financial viability of the community, as well as a number of other things going. He thanked everyone for their support. He appreciates his fellow Council and thanked everyone.

C. PRESENTATION and Resolution of Commendation to Councilman Steve Blair.

Mr. Norwood presented a gift basket to Councilman Blair, noting that he loves Prescott. He said that he will always have a soft spot for him because he voted to hire him. On behalf of the City and City staff, he said thank you and that he would be missed.

Mayor Pro Tem Lamerson read a Resolution of Commendation to Councilman Steve Blair.

D. PRESENTATION and Resolution of Commendation to Mayor Rowle P. Simmons.

Councilman Blair recognized past City Council members sitting the audience—Mr. Wilhelm, Jerry Smith, Lee Nidess, Lucy Mason, etc. and asked that they all stand.

Mayor Pro Tem Lamerson then read a Resolution of Commendation to Mayor Rowle P. Simmons. Mr. Norwood then presented a gift basket to Mayor Simmons.

Ken Bennett addressed the Council stating that he had attended the event at the Community Center the previous night, and probably should have had this prepared for last night, but as he listened to the comments made, he began writing a song. He then played a song on his guitar and sang to Mayor Simmons.

E. ADMINISTER OATH OF OFFICE to:

1. Councilwoman-Elect Mary Ann Suttles by City Clerk Elizabeth Burke.

Ms. Burke administered the Oath of Office to Councilwoman Mary Ann Suttles.

2. Councilman-Elect Jim Lamerson by State Representative Lucy Mason.

State Representative Lucy Mason administered the Oath of Office to Councilman Lamerson.

3. Councilwoman-Elect Lora Lopas by Jon Lopas.

Jon Lopas administered the Oath of Office to his wife, Lora Lopas.

4. Mayor-Elect Jack D. Wilson by City Clerk Elizabeth Burke.

Ms. Burke administered the Oath of Office to Mayor Jack D. Wilson.

F. SEATING of new Council Members.

The new Council members were then seated.

G. ROLL CALL of New Mayor and Council.

PRESENT:

ABSENT:

Mayor Wilson
Councilman Bell
Councilman Lamerson
Councilwoman Lopas
Councilman Luzius
Councilman Roecker
Councilwoman Suttles

None.

H. CONSIDER APPOINTMENT of Mayor Pro Tempore.

Mayor Wilson said that the Charter of the City calls for the appointment of a Mayor Pro Tempore if the Mayor is absent from a meeting or disabled and he would like to have some discussion on qualifications.

Councilman Lamerson said that he would like to recommend that Councilwoman Suttles be the next Mayor Pro Tempore based on the fact that in the last two election cycles she has garnered more votes than any other councilman sitting and she has been elected in both primaries. He thinks it is time that she sits in the capacity of Mayor Pro Tempore.

Mayor Wilson said that the Mayor Pro Tempore has to fill in at all ceremonial functions in addition to sitting in the Mayor's place at meetings.

COUNCILMAN LAMERSON MOVED TO APPOINT COUNCILWOMAN MARY ANN SUTTLES AS THE NEXT MAYOR PRO TEMPORE FOR A PERIOD OF ONE YEAR; SECONDED BY COUNCILMAN BELL; MOTION PASSED 6 – 1 WITH COUNCILMAN LUZIUS CASTING THE DISSENTING VOTE.

Councilwoman Suttles thanked everyone for their vote of confidence, and she welcomed Mayor Wilson on board.

V. **ADJOURNMENT**

The Regular Voting Meeting of the Prescott City Council held November 27, 2007, adjourned at 5:02 p.m.

JACK D. WILSON, Mayor

ATTEST:

ELIZABETH A. BURKE, City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Voting Meeting of the City Council of the City of Prescott, Arizona held on the 27th day of November, 2007. I further certify the meeting was duly called and held and that a quorum was present.

Dated this ____ day of _____, 2008.

AFFIX
CITY SEAL

ELIZABETH A. BURKE, City Clerk