PRESCOTT CITY COUNCIL
VOTING MEETING AGENDA
AMENDED*

PRESCOTT CITY COUNCIL
PUBLIC MEETING
TUESDAY, JANUARY 22, 2008
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

INVOCATION: Pastor Jesse Liles, Willow Hills Baptist Church

PLEDGE OF ALLEGIANCE: Councilman Roecker

ROLL CALL:

MAYOR AND CITY COUNCIL:

Mayor Wilson
Councilman Bell
Councilman Lamerson
Councilwoman Lopas
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.* ***PLEASE NOTE:*** *Comments from the public regarding any item on the agenda will be limited to five (5) minutes. Please refer to the Clerk's desk for the timing sequence of the lighting signals:* ***GREEN*** *at the beginning of comments,* ***YELLOW*** *with one minute remaining, and* ***RED*** *when time has ended.*

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 COMMENT *(Please limit your comments to five minutes)*

A. Tom Atkins re Safe Yield and Gallons Per Capita per Day (GPCD).

B.* This item has been removed.

II. PRESENTATION

A. Presentation by Dr. Charles Grantham on the Mayor's Advisory Committee on Economic Development.

B. Presentation by Central Yavapai Metropolitan Planning Organization (CYMPO) and Arizona Department of Transportation (ADOT) on regional transportation initiatives and projects.

III. 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.

A. Adopt Resolution No. 3877-0845 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, declaring, for purposes of Section 1.150-2 of the Federal Treasury Regulations, official intent to be reimbursed in connection with certain capital expenditures relating to the "Wastewater System Fund – Collection and Treatment System Program" and "Water System Fund – Production and Distribution System Program."

B. Adopt Resolution No. 3878-0846 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, adopting a Council policy approving specific guidelines to improve the Cost-Benefit review of proposed annexations and the creation of a Mayor's Ad hoc Advisory Annexation Financial Review Committee.

C. Award a contract to Heinfield, Meech & Co., PC in the amount of $91,321.00 ($86,523.00 for City of Prescott and $4,798.00 for The Hassayampa Community Facilities Districts) for auditing services for fiscal years 2008, 2009 and 2010.

D. Adopt Ordinance No. 4640-0842 – An ordinance of the Mayor and Council of the City of Prescott, Yavapai County, Arizona authorizing the granting of certain electrical utility easement rights to Arizona Public Service Company (APS) to furnish electricity to a new hangar development by Monarch Aviation at the Prescott Municipal Airport and authorizing the Mayor and staff to execute all necessary sale and conveyance documents.

E. Approve a professional services agreement with Dava & Associates, Inc., in an amount not to exceed $191,880.00 for design and associated engineering services for the Airport Zone North and South Loops Water Main Projects.

F. Approve the Minutes of the Prescott City Council Joint Study Session/Regular Voting Meeting of January 8, 2008, the Prescott City Council Retreat/Goal Setting Meeting of January 11-12, 2008 and the Prescott City Council Joint Study Session/Regular Voting Meeting of January 15, 2008.

IV. REGULAR AGENDA

A. Public Hearing and consideration of a liquor license application submitted by John Phillips, Agent for PPLD, LLC, for a Series 6, Bar, license for Park Plaza Liquor & Deli located at 402 West Goodwin Street.

B.* Discussion of an additional potential air service agreement from Ernest A. Love Field to Los Angeles International Airport.

C. Recess into Executive Session.

V. EXECUTIVE SESSION

A. Discussion or consultation for legal advice with the attorney or attorneys of the public body, pursuant to ARS Section 38-431.03(A)(3).

1. Intergovernmental Agreement with Chino Valley re Safeway Loop.

VI. POST EXECUTIVE SESSION

A. Adoption of Resolution No. 3879-0847 – 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 Town of Chino Valley, providing for a temporary license and interim transfer of responsibility to provide water service to the area commonly known as the Safeway Loop and further providing for conditional use permits, in accordance with the agreement, to allow the City of Prescott to provide for wellhead water treatment for wellsites located within the town of Chino Valley, and authorizing the Mayor and staff to take any and all steps necessary to accomplish the above.

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 _____ _____.m. in accordance with the statement filed by the Prescott City Council with the City Clerk.

_____
Elizabeth A. Burke, MMC, City Clerk

III-F

PRESCOTT CITY COUNCIL
GOAL-SETTING RETREAT
(SPECIAL MEETING)
PRESCOTT, ARIZONA
JANUARY 11-12, 2008

A GOAL-SETTING RETREAT (SPECIAL MEETING) OF THE PRESCOTT CITY COUNCIL WAS HELD ON FRIDAY AND SATURDAY, JANUARY 11 AND 12, 2008, at the Old Clubhouse at Antelope Hills Golf Course, 19 Clubhouse Drive, Prescott, Arizona for Goal Setting/Planning

Mayor Wilson opened the meeting at 8 20 a m

Present	Absent:
Mayor Wilson	None
Councilman Bell	
Councilman Lamerson	
Councilwoman Lopas	
Councilman Luzius	
Councilman Roecker	
Councilwoman Suttles	

The meeting began with a PowerPoint presentation by Mayor Wilson, attached hereto as Exhibit A.

Mr Sumek reviewed with the Council his *7 Keys to Success* and the *Winning Team Model* included in the Leaders Guide 2008 Working Document He then reviewed the agenda for the meeting and a break was held between 9.19 a m and 9.27 a.m.

Discussion then returned to the Working Document, Section 3, as the Council reviewed their achievements of 2007, and each department head gave a brief review of a few of their department's achievements

Mr Sumek said that the achievements they discussed lay a foundation for their future, and he would urge the Council to share these with the community Council discussed a few ways that more could be done to share achievements in the future

A break was held between 10·44 a m and 10 51 a.m

At this time, each Council member reviewed their individual vision/perspective—what they would like to see by 2023 as well as in the next year (Section 4 of Working Document). Each department head then reviewed two of their top goals for the upcoming year.

A lunch break was held between 12.06 p.m. and 12.52 p m. and Mr Sumek reviewed Section 7 and the Service Hierarchy and Section 5, Prescott's Vision 2023

Discussion then began on Section 6, Plan for 2008-2013 The goals were reviewed and prioritized by Council. Each goal was then reviewed, added to where needed, and top selections were made as a Council, as outlined in the Working Document Challenges and opportunities of each were discussed.

An afternoon break was taken from 2.26 p m. to 2.38 p m and discussion of the goals continued. A second break was taken from 3 57 p m to 4·11 p m at which time discussion turned to Section 9, Action Agenda 2008 where Top and High Priorities were selected by the Council and Action Outlines were established

A dinner break was taken between 5 52 p m and 6 50 p m and discussion then continued with Action Outlines being established The meeting adjourned at 7 46 p.m and reconvened on Saturday, January 12, 2008, at 8 57 a m

At this time, Mr Sumek handed out updates he prepared Friday evening based on their previous discussions, and discussion then focused on the Management Agenda

A morning break was taken between 10.22 a m. and 10·32 a m and discussion then turned to Section 10, Our Mayor-City Council Team in Action The "House" Rules were reviewed and after some discussion #3 was amended to remove "Riding the City's Brand." The Council then reviewed Mayor-Council Protocol and made some slight changes which will be included in the final document to be prepared by Mr Sumek and submitted to the Council

There being no further business to come before the Prescott City Council, Mayor Simmons ADJOURNED the meeting at 12:25 p m

JACK D. WILSON, Mayor

ATTEST.

ELIZABETH A. BURKE, City Clerk

PRESCOTT CITY COUNCIL
JOINT STUDY SESSION/
REGULAR COUNCIL MEETING
PRESCOTT, ARIZONA
JANUARY 15, 2008

A JOINT STUDY SESSION/REGULAR VOTING MEETING OF THE PRESCOTT CITY COUNCIL WAS HELD ON TUESDAY, JANUARY 15, 2008, in the Prescott Municipal Building, 201 S Cortez Street, Prescott, Arizona.

CALL TO ORDER

Mayor Wilson called the meeting to order at 3.01 p.m.

INTRODUCTIONS

INVOCATION: Pastor Warren Thompson, Prescott Community Church

Pastor Thompson gave the invocation

PLEDGE OF ALLEGIANCE: Councilman Luzius

Councilman Luzius led the Council and audience in the Pledge of Allegiance

ROLL CALL:

PRESENT:	ABSENT
Mayor Wilson	Councilman Roecker
Councilman Bell	
Councilman Lamerson	
Councilwoman Lopas	
Councilman Luzius	
Councilwoman Suttles	

SUMMARY OF CURRENT OR RECENT EVENTS

City Manager Steve Norwood reported that Governor Napolitano would be over at the Elks Opera House later in the afternoon

STUDY SESSION

I. PUBLIC COMMENT

A Letter to be read by representatives of the Chino Valley Irrigation District (CVID) re CVID Assets.

Norman Freeman, member of the CVIC Board of Directors, read a letter from CVID, attached hereto as Exhibit A

Councilwoman Suttles asked if it would be a problem to bring in the CVID when they are discussing anything Mr Kidd said that was not a problem, as long as it was not during Executive Session.

Mr Freeman said that they were not requesting to be in Executive Session. He said that they came before the Council some time back and nothing had occurred since then He appreciated the opportunity to come forward and they look forward to working with the Council.

Councilwoman Suttles said that sometimes they forget that the CVID is a player as well

II. DISCUSSION ITEMS

A *Adoption of Resolution No 3877-0845 – A resolution of the Mayor and* Council of the City of Prescott, Yavapai County, Arizona, declaring, for purposes of Section 1 150-2 of the Federal Treasury Regulations, official intent to be reimbursed in connection with certain capital expenditures relating to the "Wastewater System Fund – Collection and Treatment System Program" and "Water System Fund – Production and Distribution System Program."

Mr Woodfill explained that the Internal Revenue Service requires municipalities to declare their intent to reimburse themselves for capital expenditures through a debt issue prior to, or within, 60 days of the expenditure

B. Adoption of Resolution No. 3878-0846 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, adopting a Council policy approving specific guidelines to improve the Cost-Benefit review of proposed annexations and the creation of a Mayor's Ad hoc Advisory Annexation Financial Review Committee

Mr. Woodfill said that they recently went through the Fann annexation process and it became clear, even though they had a cost benefit

requirement since 1994, that there were no clear guidelines With the help of two volunteers, Dr Danforth and Dr Kindig, they put together some guidelines for the next annexation to give them some guidance to that process as well as a recommendation that came from the citizens to form a Mayor's Advisory Committee He then recognized Dr Danforth and Dr Kindog

Councilman Bell asked for clarification on the wording that said "250 acres or more, or smaller annexations determined to be significant " He asked who would determine if they are going to be significant

Mr Woodfill said that it would either be by the Mayor, Council, Finance or City Manager. He said that some annexations are a few acres just to square up a boundariy while others may be only 20 acres but they could be retail acreage and have some real issues that need to be addressed It just needs to be looked at on a case-by-case basis

Councilman Luzius congratulated the doctors on having a sensitivity analysis included because it is very important

Councilwoman Suttles asked about the set-up of the committee Mr Woodfill said that they are not set up at this point Should the Council adopt the resolution, they would work with the Clerk and the Mayor to get the committee established. Mayor Wilson said that it is an ad-hoc committee and would happen when an annexation occurs, it would not be a standing committee

Councilman Lamerson said that he thinks it is important that all annexations be looked at for the reason suggested. In addition to retail, they sometimes have residential areas that like to come into the City that do not meet City Codes Their streets, water lines, etc. don't meet the codes and without an analysis it is difficult to make decisions, similar to the Mullin Way, so he appreciated seeing that in the paperwork

Mayor Wilson said that he thinks this is a real accomplishment He saw in the Fann annexation how their cost benefit analysis was shredded by the two doctors, and once they were involved, it got turned around He said that he looked forward to opportunities to do that in the future, and he thanked the doctors for their assistance.

C Award of a contract to Heinfield, Meech & Co , PC in the amount of $91,321 00 ($86,523 00 for City of Prescott and $4,798.00 for The Hassayampa Community Facilities Districts) for auditing services for fiscal years 2008, 2009 and 2010

Mr Woodfill said that this is a contract for auditing services for a three-year period. He said that the City Charter requires that the auditor be changed every three years to keep an independence issue. They took proposals from auditing firms from around the state, receiving five, and Heinfield, Meech & Co was determined to be the most qualified He noted that Mr Kees is present if there are any questions.

Councilman Bell asked where they were from Mr Woodfill said that they have offices in Phoenix, Tucson and Flagstaff

Councilwoman Suttles asked if the company that did this before was part of the bidding process Mr Woodfill said that was Eille Bailey and they were not allowed to bid

D. Adoption of Ordinance No. 4640-0842 – An ordinance of the Mayor and Council of the City of Prescott, Yavapai County, Arizona authorizing the granting of certain electrical utility easement rights to Arizona Public Service Company (APS) to furnish electricity to a new hangar development by Monarch Aviation at the Prescott Municipal Airport and authorizing the Mayor and staff to execute all necessary sale and conveyance documents

Airport Manager Ben Vardiman said that this is a request for approval of an ordinance accepting the sale of easement rights to APS for the Monarch Hangar development along Melville Road It will be 8 feet wide by approximately 1,097 66 feet long, and compensation in the amount of $1 will be received by the City for the sale.

E. Approval of a professional services agreement with Dava & Associates, Inc , in an amount not to exceed $191,880.00 for design and associated engineering services for the Airport Zone North and South Loops Water Main Projects

Public Works Director Craig McConnell said that this is a professional services agreement with Dava & Associates for design and engineering for the Airport Zone North and South Loops water main project.

He said that these links will 1) upgrade service to existing airport water customers and 2) provide new capacity for additional development in the area. The commitment for these was made in a Development Agreement, approved in July 2007, for Executive Airpark In that agreement it provides

for completion of construction by July 2009 The design would be completed by July 2008 which would give the City a year for construction, which is more than adequate

Councilman Luzius asked Mr McConnell what the size of the line was that was feeding the two 12" lines Mr McConnell said that the Airport Zone is currently fed by an 8" line They have another project which will provide equipping of Well #2 to supply water directly from the airport area They will have an 18" line when that project is complete

F Notice of Public Hearing (January 22, 2008) of a liquor license application submitted by John Phillips, Agent for PPLD, LLC, for a Series 6, Bar, license for Park Plaza Liquor & Deli located at 402 West Goodwin Street.

Ms. Burke reviewed the application, noting that it was just notice for next week's public hearing. Councilman Luzius asked if a Series 6 would allow them to sell individual drinks Ms Burke explained that a Bar license allows individual drinks on site, or packaged goods for off-site consumption.

❖ *RECESS INTO SPECIAL MEETING* ❖

The Prescott City Council recessed into a Special Meeting at 3 18 p.m.

SPECIAL MEETING

1 Call to Order

Mayor Wilson called the Special Meeting to order at 3·18 p m

2 Recess into Executive Session

The Prescott City Council recessed into Executive Session at this time

3 EXECUTIVE SESSION

Discussion or consultation for legal advice with the attorney or attorneys of the public body, pursuant to ARS Section 38-431.03(A)(3).

a. Intergovernmental Agreement with Chino Valley re Safeway Loop

4 Adjourn Special Meeting.

The Special Meeting was adjourned at 4 28 p m

❖ *RECONVENE STUDY SESSION* ❖

The Prescott City Council reconvened into Study Session at 4 29 p m

G Adoption of Resolution No 3879-0847 – 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 Town of Chino Valley, providing for a temporary license and interim transfer of responsibility to provide water service to the area commonly known as the Safeway Loop and further providing for conditional use permits, in accordance with the agreement, to allow the City of Prescott to provide for wellhead water treatment for wellsites located within the town of Chino Valley, and authorizing the Mayor and staff to take any and all steps necessary to accomplish the above

Mr. Kidd said that Item G is a proposed resolution adopting an IGA dealing with 1) an interim proposed license agreement with the Town of Chino Valley for a portion of the City's water system known as the Safeway Loop, and 2) Conditional Use Permits that the City is seeking in the Town for well sites. They started out with a draft IGA, and this is the second iteration that has a number of additional comments from the City's technical staff.

Mr Kidd said that the Town of Chino Valley had indicated to him through their counsel that they are faced with some form of a claim dealing with Safeway and water issues They indicated that they would, if sued, possibly bring the City of Prescott back into that law suit Rather than get involved in a lawsuit situation, they are trying to work out a mutual agreement.

Mr Kidd said that what is before the Council today is a redraft with the City's technical comments There will probably be some minor changes in the verbiage to make it read better At this point in time, staff is presenting it to the Council for their information He said that it is scheduled next week for voting They anticipate in the meantime having the City's technical people meet with Chino Valley's technical staff to work through any details He will also be in touch with their legal counsel to discuss any technical/legal issues and hopefully bring some agreeable form back to the Council for consideration.

Mayor Wilson said that Mr. Kidd needs to get it to Mr Musgrove because Chino Valley is voting on it on January 24, and they need to be working off the same document Mr Kidd said that he would be in touch with him

Councilwoman Suttles noted that this item would not be on the Consent Agenda.

H. Approval of the Minutes of the Prescott City Council Joint Study Session/Regular Voting Meeting of January 8, 2008

I Selection of Items to be placed on the Regular Voting Meeting Agenda of January 22, 2008

Councilwoman Suttles noted that Items II-A through II-E and Item II-H would be on the Consent Agenda, Items II-F and II-G would be on the Regular Agenda.

III. ADJOURNMENT

The Joint Study Session/Special Meeting of the Prescott City Council held January 15, 2008 adjourned at 4 34 p.m.

JACK D WILSON, Mayor

ATTEST.

ELIZABETH A. BURKE, City Clerk