



PRESCOTT CITY COUNCIL VOTING MEETING AGENDA

PRESCOTT CITY COUNCIL
REGULAR MEETING
TUESDAY, JUNE 10, 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 Bobbie Root, Unitarian
- ◆ **PLEDGE OF ALLEGIANCE:** Councilwoman Lopas
- ◆ **ROLL CALL:**

MAYOR AND CITY COUNCIL:

Mayor Wilson	
Councilman Bell	Councilman Luzius
Councilman Lamerson	Councilman Roecker
Councilwoman Lopas	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. Sherry Hager re water line on West Aubrey Street

II. PROCLAMATIONS

- A. Sharlot Hall Museum 80th Anniversary

III. PRESENTATIONS

- A. Judge Markham & Rolf Eckel re the impact of photo radar on the court system.

IV. CONSENT AGENDA

- A. Approval of grant recipients in the amount of \$35,000.00 as recommended by the Prescott Area Arts and Humanities Council.
- B. Approval of Resolutions for submission to the League of Arizona Cities and Towns' Resolutions Committee for the 2009 Legislative Session.
- C. Adoption of Ordinance No. 4654-0856 – An ordinance of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, authorizing the sale of miscellaneous surplus property and authorizing the Administrative Services Director to execute any and all documents to effectuate said sales.
- D. Response to Petitions filed on May 13, 2008 re the installation of a pedestrian-activated stop light at the corner of West Gurley and Summit streets.
- E. Approval of Amendment One to the contract with Weber Group, L.C. for emergency well repairs, with no adjustment for compensation above \$240,000.00 previously approved by Council for a three-year contract (\$80,000 per year).
- F. Adoption of Ordinance No. 4655-0857 – An ordinance of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, amending the zoning map pertaining to that certain property located at the southwest corner of State Highway 89 and Prescott Lakes Parkway described as Parcel Numbers: Portions of 105-09-295A and 105-09-005C, from “Single-Family 9 (PAD)” and “Multi-Family Medium” to “Business General”; and a portion of Parcel Number 105-04-003D, from “Business General” to “Single-Family 9 (PAD).”

- G. Adoption of Resolution No. 3894-0862 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, authorizing the City of Prescott to enter into a Memorandum of Understanding (MOU), with the Northern Arizona Council of Governments (NACOG) Economic Workforce Development, providing for the administration of the voucher transit program for Fiscal Year 2009, and authorizing the Mayor and staff to take any and all steps necessary to accomplish the above.
- H. Authorization to purchase insurance policies for FY09 totaling \$479,166.00 (\$308,701.00 to AIG; \$45,548.00 to Midwest Employer's Casualty; \$124,917.00 to Traveler's Indemnity Co.).
- I. Award of Banking Services Contract to Wells Fargo.
- J. Adoption of Resolution No. 3892-0860 - A Resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, approving the transfer of unencumbered appropriations from the Capital Improvement Fund to the Self-Insurance Fund.
- K. [Adopt Resolution No. 3893-0861 - A Resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, adopting a tentative budget, adopting the estimated amounts required to meet the public expenses for the City of Prescott for the Fiscal Year 2008-2009, authorizing and directing publication of statements and schedules of the tentative budget, together with notice of hearing on said budget and notice of date of final adoption of said budget, and notice of date of establishment of the expenditure limitation, and notice of the date for fixing a tax levy.](#)
- L. Approval of the Minutes of the Prescott City Council Study Session of May 20, 2008.

V. REGULAR AGENDA

- A. Response to Petitions filed on May 13, 2008 re immigration issues in Prescott.
- B. [Request to accept two grants with the Federal Aviation Administration \(FAA\).](#)
- C. Notice of Public Hearing (June 10) and consideration of a liquor license application submitted by Harold Anderson, Agent for Gas Plus, for a Series 10, Beer & Wine Store, license for Gas Plus located at 421 East Sheldon Street.

- D. 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 settlement discussions conducted in order to avoid or resolve litigation, pursuant to A.R.S. 38-431.03(A)(4).

- 1. Mallie Brogdon v. City of Prescott .

VI. 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.

Lorri Carlson, Deputy City Clerk



City of Prescott

Utilities Department

PO Box 2059 Prescott, Arizona 86302

433 N Virginia Street Prescott AZ 86301

Phone: (928) 777-1130 TDD: (928) 778-5680 FAX: (928) 771-5929

MEMORANDUM

TO: The Honorable Mayor and Council
FROM: Jim Ciaffoni, Utilities Director *J.C.*
DATE: June 4, 2008
SUBJECT: Upcoming Public Comment by Sherry Hager
June 10 Voting Session

The purpose of this memo is to provide the City Council with useful information in relation to public comment anticipated to be made at the June 10, 2008 Regular Meeting.

Mrs. Hager will be protesting the Utilities Department's plan to place a new 20" waterline as part of the Zone 39 Project (which includes the proposed Indian Hill tank) in a City easement bordering her property, contending that the work will result in adverse impacts to her view of vegetation within the easement which also provides habitat for wildlife. Related to her complaint, Nancy Burgess, City Historic Preservation Specialist, recently informed me that the State Historic Preservation Office has expressed concern that a citizen(s)-initiated inquiry has raised the question of whether or not the subject easement, as well as other portions of the proposed Zone 39 Project, fall within the "viewshed" of affected Historic Neighborhoods in general, and the Pioneer Home in particular.

Mrs. Hager owns a lot at the west end of Aubrey St. Until 1979, there was an unimproved extension of Aubrey St., fifty (50) feet wide and continuing to the west to join with Pioneer Dr. This extension was abandoned by the City under a recorded Ordinance No. 1366, and the 50-foot strip accrued in fee title to Mrs. Hager, with an easement reserved by the City to allow the continuance of existing utilities, which include a 12" and 8" water main.

In April of 2006, Mrs. Hager was granted a building permit for a house, which was constructed soon thereafter. In the same time frame, Mrs. Hager enlisted the services of a land surveyor to locate her property corners, and built a fence and backyard improvements based on such locations. From my observations, it is possible that the fence was constructed 20'-30' within the 50-foot easement, and it appears that a portion of the residence may also be within the easement.

Mrs. Hager maintains that she acted in reliance with the work performed by the Licensed Surveyor.

I met Mrs. Hager at her property earlier this week to discuss her concerns. She proposed two alternative alignments that would avoid the use of the easement in question. One alternative would involve at least an extra \$600K for the additional length of water line. The other alternative would be a route along the back side of her property along a drainage, which would in my opinion involve greater environmental impact and would be closer to the Pioneer Home, as well as an undetermined, but significant, extra cost due to the extra length.

I suggested that the construction contract could include measures to minimize the impact of the new water line to the primary vegetation in her viewshed by moving away from her property line. This measure would minimize the chance of killing those small trees, but not eliminate the possibility altogether.

Before the Council takes any hard-and-fast position on anything Mrs. Hager or staff might say, I recommend that Council await the outcome of two important inquiries currently underway:

- 1) An assessment by the City Transportation Engineering Services surveyor as to the legitimacy of the property corner established by the Licensed Surveyor;
- 2) An opinion by the Legal Department as to the rights and obligations under the recorded ordinance/easement pertaining to removal of vegetation, replacement of existing pipes, etc.

Attachments:

- 1) Comment letter by Sherry Hager

The City of Prescott would like to thank you for attending tonight's public meeting. Your input is very valuable to us and we encourage your participation in this project. Please give us your comments in writing, using the space below.

Comments: I built the blue house on the hill up from Aubrey in 2006-2007. I moved in on June 6, 2007. A few months later I learned that a new pipeline was to be constructed immediately next to my yard and home. When my contractor applied for city permits on my behalf during this construction process, we were not informed of any future pipeline adjacent to my property! And I had paid the water impact fees and other fees connected with the permits. I also had my land surveyed ^(500') so I knew where the easements were when I had a \$4,000. special fence constructed to keep my cats contained and safe. Now blue lines have been painted where the present water line exists, and these are immediately next to my fence! I understand now that the new pipeline will be constructed parallel to the existing pipeline and will be an even larger 20 inch pipe! I understand the need to upgrade the water pipes for greater efficiency, but I also realize the destruction that will follow this project to my neighbors above me and to my property through devaluation and ravaging of our hillside:

* * * Even had to pay for a new sewer pipeline on the north side of my house!

- We overlook a pristine, lovely wooded hill, home to a variety of wildlife.
- Trucks, tractors, etc. excavating and plowing through this area will not be replaced in our lifetime. There goes our view and wildlife!
- Since my home is so new, it has not settled yet. Any excavating/blasting of boulders up this hill (and there are many — look at all of the boulders in front of my house — they all had to be blasted in the ground under my garage before construction could begin and were moved to their present location — I cannot tell you how many drill bits were also broken). I do not want to see cracks in my walls and foundation occurring when you excavate this close to my house!

Please fill out the contact information below.

Name: Sherry Hager
 Address: 350 W. Aubrey St.
Prescott 86303
717-2375
925-8585 (cell)
 Email: shhager@cableone.net

solutions. Months before this I met with Bruce and numerous personnel thereafter, asking questions and informing them of my concerns and that of my neighbors. Bruce understood my concerns and tried to reassure me, but we need alternate solutions for this to have a positive result.

I believe in working toward positive solutions. Months before this I met with Bruce and numerous personnel thereafter, asking questions and informing them of my concerns and that of my neighbors. Bruce understood my concerns and tried to reassure me, but we need alternate solutions for this to have a positive result.

The Project Manager, Greg Barry, also approached me after our public meeting on May 8th and offered to meet with me and my neighbors above. I will be calling him and Bruce Canavan to set up such a meeting. See the enclosed maps of our proposed solutions to them.

Sincerely, S. Hager

Bryce Snyder
 ESMpr
 Public Relations Manager
 23 East Fine Avenue
 Flagstaff, AZ 86001
 bsnyder@esmaz.com

For upcoming improvements see:

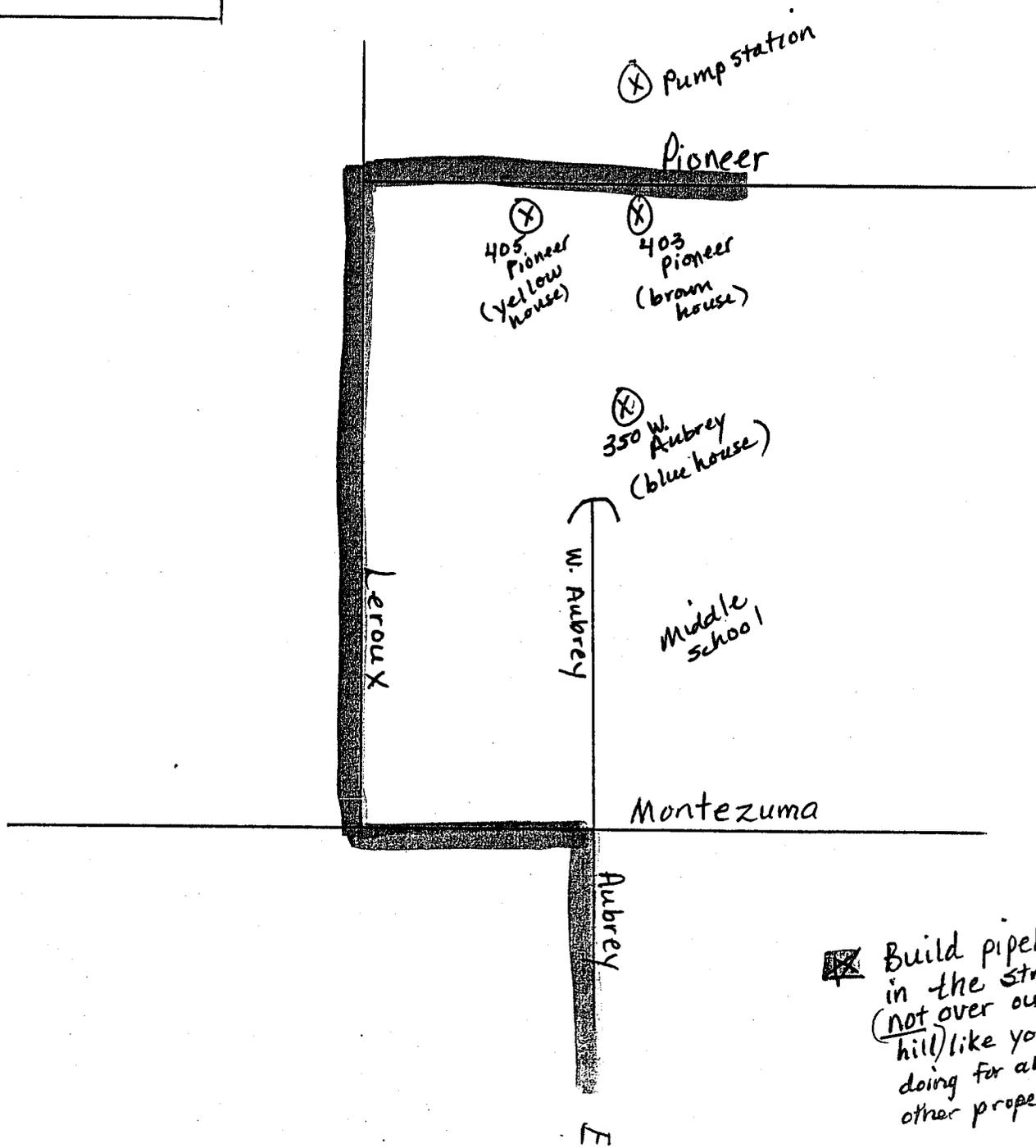
City of Prescott Engineering Services website at www.prescottroadconstruction.com

The Best Solution

Sherry Hager
350 W. Aubrey
717-2375
(blue house)

Randall + Betty Hanna
403 Pioneer
778-5014
(brown house)

Richard + Linda Emig
405 Pioneer
445-8830
(yellow house)



Build pipeline
in the street
(not over our
hill) like you are
doing for all the
other property owners.

An Alternate Solution

⊗ Pump station

Pioneer

⊗ 405

⊗ 403 →

Keep our hill pristine and undisturbed for the natural animal habitat it provides.

Build the pipeline in the bottom of the ravine.

Hager and Hanna would give you permission to cross their sections of the ravine.

The middle school probably would consent as well, providing you built them a berm to divert the ravine run off from flooding their parking lot (a problem they currently have).

LeRoux

⊗ 350 →

W. Hubrey

parking lot

Middle School

You wouldn't have all the boulder and tree problems when excavating, and the grass will grow back to hide the scarring. The ravine is a natural location.

Montezuma

Hubrey

E

S

FROM SHERRY HAGER

HOMEOWNER IMPACTS ON PROPOSED UTILITY IMPROVEMENT

June 5, 2008

SUBJECT

The proposed installation of a 20-inch pipeline on West Aubrey St. up the hillside along the City of Prescott Easement to Pioneer Drive scheduled for the fall of 2008. The shortest route via the hillside will desecrate a 30 foot width of natural hillside and animal habitat, creating a bare hill subject to extensive water erosion from winter rains and monsoons.

HOMEOWNERS IMPACTED

Sherry Hager
350 W. Aubrey St.
Prescott 86303
(928) 717-2375

Randall and Betty Hanna
403 Pioneer Dr.
Prescott 86303

Richard and Linda Emig
405 Pioneer Dr
Prescott 86303

PHOTOGRAPHS

- 1) Our hill with its scenic view of pristine woods and a natural, sustaining habitat for a variety of animals;
- 2) Scenic vista of the west hills and forests of Prescott, witnessing no prominent scarring of the landscape.

PRESENTATION

City of Prescott City Council Meeting on June 10, 2008
Resident Speaker, Sherry Hager

PROBLEM

The installation of a trench on a steep hillside with dense vegetation will tear up an existing scenic area and cause landscaping damage and potential damage to residential dwellings.

DISCUSSION POINTS

- Extensive landscaping was done this year to build berms up the hillside with expensive river rock to compensate for the heavy run-off during rainy seasons. Also ~~plant~~ drought-resistant shrubs were planted and grown in this area to control erosion. What will the City of Prescott plan to do to compensate for damages done to the landscaping? Such as:
 - a. Boulder replacement in the construction area.
 - b. Bridge and boulder replacement between the residences of 403 & 405 Pioneer Dr.
 - c. Control of water runoff

- Questioning why the new pipeline installation will be six feet from the existing pipeline. Why can't the original trench be excavated to conserve vegetation outside this area? Since this trench is already cleared of boulders, large trees, etc., excavation would be minimized and dynamiting unnecessary, which could result in foundation and wall cracks to existing homes.
- Are there any steps being taken to preserve the majority of the hillside's trees, shrubs, boulders, and berms by working around them?
- What communication steps will be put into place to keep the homeowners informed of the trees and shrubs to be removed?
- Can another means be used to haul the pipes and other obtrusive equipment up the hill and keep the truck parked below the lower telephone pole?
- Will the newly installed expensive fencing and the trees/shrubs planted near the fence be preserved at the 350 W. Aubrey residence?

STATEMENT SUMMARY

The purpose of this presentation was to strive for a working relationship with the Mayor, the City Council Members, and Project personnel to insure that our hill remains a lovely part of the Prescott landscape for all to appreciate and enjoy. With your consideration and care, it will remain intact. With that having been said, you have our gratitude providing that you show a serious intent to work with the homeowners regarding the above points.



W. Aubrey



From Pioneer looking
down to Aubrey



From Bucky's Casino
looking at Indian Hill

**Presentation against the proposed Zone 39 Utility
Improvements**

**Agenda Item – City of Prescott City Council Meeting
June 10, 2008**

**Richard and Linda Emig
405 Pioneer Drive**

This written presentation is regarding the proposed Zone 39 Utility Improvements. The proposal that will soon be before you will be mandating a 20 inch water pipe to be placed at the easement between 403 and 405 Pioneer Drive and 350 W. Aubrey. This is supposed to be the largest pipe in the system. This is notable because in all of the other water pipes that are installed, they are all installed on the street. This area has been uniquely singled out to be installed between and adjacent to the property lines.

We understand that this is the first time that the Council is being addressed to the concerns of the homeowners affected by this proposed project. The only reference that they had is that there will be a water pipe installed on an easement. That does not take into account any property cost, or human factor involved in this action. This presentation is about the consequences that installing this waterline upon the easement will be.

Now we understand that there is a need for a water supply. And we also knew understand that the city has the rights of via the easement to install this water pipe. This is in spite of the fact that these residents pay taxes on this land. However, it is hoped that the city take into account other factors that will be discussed in this presentation.

There will be a great deal of economic and environmental impact associated with these water improvements. There will be grave property damage to both 403 and 405 Pioneer Drive and 350 W. Aubrey. The

proposed plan will destroy beautiful landscape, a bridge that has been there for at least 10 years at 403 Pioneer, and recently installed fences at 350 W. Aubrey at a cost of these residents of many thousands of dollars.

Thus far the capital projects manager, Tim Burkeen, has been quite cavalier in discussing our property. He feels that he has the right not only to use the easement, but to go 6 feet in either direction and then some. When told that their plans would destroy the landscape and trees in the area, we were told that we were not allowed to have any landscape and trees around the water pipes anyway. This is the first time that we've heard of this level of control on private property. Due to this proposal, this beautiful landscape that we and nature have created, will turn into a simple dirt hill, much like they have at Lowe's. With great and dangerous potential for erosion.

Due to the loss of vegetation and trees, the resulting construction will result in a loss of property value to each property. Of course if these residents try to sell the property at a future time, it will be difficult to sell the property. This adds to the additional problem of a difficult real estate market.

In addition, this six-month project will prove to be a great nuisance to these residents, all which are elderly. Will it make it more difficult for these people to get around?

And what of the schools and the children in the area? The construction and trucks will make a hazardous area around the school. Will this increase the potential for accidents, and liability?

There is another safety factor that the proposed plan does not address. The new water tower will be above the hills where our houses sit. There have been several examples of water towers that have leaked their water onto the hills and houses below. You wonder and fear: is it possible that this area would be flooded out because of one of these leaks of the water tower? Would the city be willing to issue flood insurance to those residents who may be involved? So far, the city seems to be silent upon this very important issue for these residents.

Another potential problem would be one of construction defect. Due to the drilling in excavation that would be necessary in installing these water pipes, would there be resulting cracks in these three affected houses? One of these homes is brand-new, and still settling upon its foundation¹. Any resulting defect would cost the city thousands of dollars through litigation.

And there is also a loss of wildlife. There are numerous javalina, raccoons, coyotes and other creatures that would have their habitat destroyed because of this proposed plan.

¹ BY THE WAY, IF THE HOMEOWNERS WOULD HAVE KNOWN THAT PLANS WERE UNDERWAY FOR THIS WATER PIPE: SHE NEVER WOULD HAVE BUILD ON THE SITE.

There are other possible options to achieve this, without going through this easement. As mentioned before, most other projects in the area were achieved by putting the water pipes in the street. We as residents feel singled out.

An environmental impact report that discusses and assesses all of these impacts should be required before signing off on this project.

At the very least, these homeowners should be compensated for their economic impact, loss of property value, and overall nuisance that will be created because of this project. If these concerns are not addressed in these initial stages, then we may be forced to seek legal counsel to determine what our rights are in protecting our property.

PROCLAMATION

"SHARLOT HALL MUSEUM 80TH ANNIVERSARY" June 11, 2008

WHEREAS, the Sharlot Hall Museum is the largest museum in the central territory of Arizona; and

WHEREAS, the Sharlot Hall Museum is dedicated to providing educational adventures in history through festivals, events, exhibits, performances and publication; and

WHEREAS, the Museum was founded by territorial historian and poet, Sharlot M. Hall in 1928; and

WHEREAS, Sharlot M. Hall moved an extensive collection of artifacts and documents into the Territorial Governor's Mansion and opened it as a museum; and

WHEREAS, the Museum has inspired people to contribute to the preservation of early Arizona history while providing quality museum services to Arizona and its citizens for three-quarters of a century.

NOW THEREFORE, I, Jack D. Wilson, Mayor of the City of Prescott, Arizona, do hereby recognize Sharlot Hall Museum as a state treasure and encourage Arizonans to continue learning about Arizona's rich history by participating in the year-long celebration of the 80th anniversary of Sharlot Hall Museum.

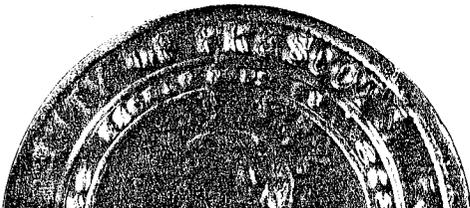
IN WITNESS THEREOF, I have hereunto set my hand and caused the Seal of the City of Prescott to be affixed this 10th day of June, 2008 as:

SHARLOT HALL MUSEUM 80TH ANNIVERSARY DAY



JACK D. WILSON, MAYOR
City of Prescott

ATTEST:



COUNCIL AGENDA MEMO – (June 10, 2008)	
DEPARTMENT:	Prescott City Court
AGENDA ITEM:	Presentation regarding the impact of photo radar on court operations

Approved By:	Date:
Department Head: City Magistrate Arthur Markham	
Finance Director: Mark Woodfill	
City Manager: Steve Norwood <i>[Signature]</i>	<i>06/06/08</i>

Background

Photo enforcement systems have a significant impact on court operations in other cities in Arizona. City Magistrate Arthur Markham and Court Administrator C. Rolf Eckel would like to offer a brief issues paper to the Mayor and Council to begin the discussion and identification of additional court resource needs should the city move forward with photo enforcement.

City of Prescott Photo Radar and the Impact on the Court

A Discussion Paper Outlining Court Needs

Date:	May 23, 2008
Prepared by:	Arthur Markham, City Magistrate C. Rolf Eckel, Court Administrator Prescott City Court
On behalf of:	Prescott City Court

I. Introduction

Photo enforcement has been a hot topic in Arizona over the past dozen years or so. Courts throughout the state have experienced unprecedented increases in case filings and workload as a result. Prescott City Court has spent the last year researching the impact photo radar has on court operations in anticipation of a possible implementation in our jurisdiction. Our goal is to avoid the experience of some courts that were left out of the process and quickly found themselves in a situation where they lacked adequate staffing and systems automation to deal with the volume of citations these systems generate.

As part of our preparation, the court has trained four volunteer Civil Traffic Hearing Officers to hear civil traffic cases in council chambers. Court personnel have attended photo radar training sessions, visited Scottsdale and Prescott Valley courts and have participated in state-wide photo enforcement court administration group discussions. Through our research, we have found that photo enforcement has a profound impact on the number of cases filed and the amount of workload added to the court. Even though the court must remain neutral and not have an opinion on whether or not Prescott should implement photo enforcement, we must be actively involved in matters concerning court staffing, staff facilities and automation between the vendor and our case management system if we are to comply with state mandated timelines and provide quality customer service. While the final configuration chosen by council will have a direct impact of additional staff needed, there are now enough cities using photo radar throughout the state that estimating court needs can be achieved.

II. Staffing Requirements

Every photo enforcement citation filed into the court must be treated the same as if the citation was issued to the defendant in person by the officer. As a result, each of these citations is "touched" by court staff several times and in some cases, many times. For example; accepting and processing the payment, requests for Defensive Driving diversion, MVD notification of case status, process of service fees, default/suspension, questions/correspondence/motions, complaint resolution and civil traffic hearings. Another way to look at it is that each time the photo camera snaps a picture; the process is fairly easy until the citation is filed in the court. It then becomes a high touch/high occurrence process for court personnel.

- Below are current configurations based on our contacts with the courts in Prescott Valley and Tempe. Our estimate for additional staff needed for a system similar in size to what Prescott Valley has is a minimum of 4 new clerks. Additional clerks would have to be factored in if the number of radar photo stations (approaches) increases or if certain approaches create significantly greater case filings.

Prescott Valley	9 APPROACHES 2- red light and speed on green, 2- stationary speed and 3 vans	2200 filings per month (26400/year)	9 clerks
Tempe	19 APPROACHES 7-red light and speed on green, 3- stationary and 2 vans	10000 filings per month (120000/year)	31 clerks
Prescott-No Photo Enforcement	None	1170 filings per month (14000/year)	5.75 clerks
Prescott-With Photo Enforcement- Est.	8-10 APPROACHES?	2500 estimated filings per month (30000/year)	9.75 clerks (4 additional clerks)

- Prescott City Court is co-located with the Prescott Justice Court under the umbrella designation Prescott Consolidated Court. We are located on the north end of the first floor of the Yavapai County Courthouse. This location is currently at full capacity and there is no space available to house the additional staff required for photo enforcement. The city would be asked to provide a satellite location in the downtown area to house the staff and provide service to the customers. The necessary office equipment, desks, computer, phones, etc. would also have to be purchased and maintained.
- It is unclear to the court whether the photo vendor will pay for the extra clerks and necessary infrastructure to make the cost to the city truly "cost neutral".

III. Technical Requirements

Prescott City Court has an in-house developed Case Management System (CMS) that is maintained by a local service contractor. The CMS would need to be modified to allow either a direct feed of photo citations from the vendor or from the AZ Supreme Court's Administrative Office of the Courts. Either way, extensive programming time and cost would be charged by our CMS vendor. Courts throughout the state have insisted on automated filing of photo citations due to the high cost and labor intensive nature of manual entry. It is unclear to the court if the photo vendor would pay our CMS vendor for the cost of building this interface or if this would be paid for out of the city budget.

IV. Court Requests for Consideration Regarding Photo Enforcement.

Early inclusion in the RFP process to provide input for issues affecting the court.

Minimum of four new court clerks including one senior court clerk (depending of size of program).

Satellite location for new staff including necessary operational infrastructure.

Vendor to be responsible for entering the information in computer data format to be docketed automatically and develop seamless system integration between the photo radar vendor and our CMS vendor for automatic download of citations to the court.

COUNCIL AGENDA MEMO – June 10, 2008

DEPARTMENT: Budget and Finance

AGENDA ITEM: TENTATIVE BUDGET FOR FISCAL YEAR 2009

Approved By:

Date:

Department Head: Mark Woodfill

Finance Director: Mark Woodfill

City Manager: Steve Norwood *[Signature]*

06/06/08

At the Council Meeting of June 4, 2008, Mayor and Council gave staff direction to include the recommendations from the Capital Needs Committee in the tentative FY09 Budget.

Attached are the updated State Legal Forms including the recommended projects. The revised tentative FY09 budget is as follows:

	FY08	FY09	%
	Budget	Budget	Change/ Budget
Operating	85,433,281	80,514,053	-5.8%
Capital Outlay/Projects	122,412,195	175,763,110	43.6%
Total	207,845,476	256,277,163	23.3%

Recommended Action: MOVE to adopt Resolution # _____

CITY OF PRESCOTT, ARIZONA
Summary Schedule of Estimated Revenues and Expenditures/Expenses
Fiscal Year 2009

FUND	ADOPTED BUDGETED EXPENDITURES/EXPENSES* 2008	ACTUAL EXPENDITURES/EXPENSES ** 2008	FUND BALANCE/NET ASSETS*** July 1, 2008**	PROPERTY TAX REVENUES 2009	ESTIMATED REVENUES OTHER THAN PROPERTY TAXES 2009	OTHER FINANCING 2009		INTERFUND TRANSFERS 2009		TOTAL FINANCIAL RESOURCES AVAILABLE 2009	BUDGETED EXPENDITURES/EXPENSES 2009
						SOURCES	<USES>	IN	<OUT>		
1. General Fund	\$ 34,890,506	\$ 33,837,770	\$ 11,070,138	Primary: \$ 1,215,502 Secondary:	\$ 33,987,459	\$ 250,000	\$ 80,000	\$ 2,495,070	\$ 44,118,029	\$ 33,857,409	
2. Special Revenue Funds	65,596,200	38,610,040	20,860,096		27,259,913		4,556,967	2,693,768	49,983,208	45,524,994	
3. Debt Service Funds Available	2,711,630	2,361,630	198,058	1,923,785	459,517				2,561,360	2,369,675	
4. Less: Designation for Future Debt Retirement											
5. Total Debt Service Funds	2,711,630	2,361,630	198,058	1,923,785	459,517				2,561,360	2,369,675	
6. Capital Projects Funds						54,590,021				54,590,021	
7. Permanent Funds	100,000	100,000	673,705		20,000				693,705	100,000	
8. Enterprise Funds Available	89,063,447	46,503,141	27,304,351		56,143,560	41,481,450	724,871	296,000	127,356,232	104,703,002	
9. Less: Designation for Future Debt Retirement											
10. Total Enterprise Funds	89,063,447	46,503,141	27,304,351		56,143,560	41,481,450	724,871	296,000	127,356,232	104,703,002	
11. Internal Service Funds	15,483,693	11,792,162	4,712,301		10,375,533		125,000		15,212,834	15,132,062	
12. TOTAL ALL FUNDS	\$ 207,845,476	\$ 133,004,743	\$ 64,818,649	\$ 3,139,287	\$ 130,255,982	\$ 96,321,471	\$ 5,486,838	\$ 5,486,838	\$ 294,535,389	\$ 256,277,163	

EXPENDITURE LIMITATION COMPARISON

	2008	2009
1. Budgeted expenditures/expenses	\$ 207,845,476	\$ 256,277,163
2. Add/subtract: estimated net reconciling items		
3. Budgeted expenditures/expenses adjusted for reconciling items	207,845,476	256,277,163
4. Less: estimated exclusions		
5. Amount subject to the expenditure limitation	\$ 207,845,476	\$ 256,277,163
6. EEC or voter-approved alternative expenditure limitation		

* Includes Expenditure/Expense Adjustments Approved in 2007-08 from Schedule E.

** Includes actual amounts as of the date the proposed budget was prepared, adjusted for estimated activity for the remainder of the fiscal year.

*** Amounts in this column represent Fund Balance/Net Asset amounts except for amounts invested in capital assets, net of related debt, and reserved/restricted amounts established as offsets to assets presented for informational purposes (i.e., prepaids, inventory, etc.)

CITY OF PRESCOTT, ARIZONA
Summary of Tax Levy and Tax Rate Information
Fiscal Year 2009

	2008	2009
1. Maximum allowable primary property tax levy. A.R.S. §42-17051(A)	\$ 1,207,632	\$ 1,278,666
2. Amount received from primary property taxation in the current year in excess of the sum of that year's maximum allowable primary property tax levy. A.R.S. §42-17102(A)(18)	\$	
3. Property tax levy amounts		
A. Primary property taxes	\$ 1,160,983	\$ 1,215,502
B. Secondary property taxes	1,915,789	1,939,408
C. Total property tax levy amounts	\$ 3,076,772	\$ 3,154,910
4. Property taxes collected*		
A. Primary property taxes		
(1) Current year's levy	\$ 1,139,686	
(2) Prior years' levies	21,297	
(3) Total primary property taxes	\$ 1,160,983	
B. Secondary property taxes		
(1) Current year's levy	\$ 1,882,242	
(2) Prior years' levies	33,547	
(3) Total secondary property taxes	\$ 1,915,789	
C. Total property taxes collected	\$ 3,076,772	
5. Property tax rates		
A. City/Town tax rate		
(1) Primary property tax rate	0.1991	0.1839
(2) Secondary property tax rate	0.2981	0.2394
(3) Total city/town tax rate	0.4972	0.4233

B. Special assessment district tax rates
 Secondary property tax rates - As of the date the proposed budget was prepared, the City of Prescott did not operate any special assessment districts for which secondary property taxes are levied.

* Includes actual property taxes collected as of the date the proposed budget was prepared, plus estimated property tax collections for the remainder of the fiscal year.

CITY OF PRESCOTT, ARIZONA
Summary by Fund Type of Revenues Other Than Property Taxes
Fiscal Year 2009

SOURCE OF REVENUES	ESTIMATED REVENUES 2008	ACTUAL REVENUES* 2008	ESTIMATED REVENUES 2009
GENERAL FUND			
Local taxes			
Privilege and Use Tax	\$ 16,372,000	\$ 15,302,764	\$ 15,121,000
Franchise Taxes	1,536,865	1,518,632	1,564,191
Licenses and permits	1,322,650	787,750	895,915
Intergovernmental			
State	12,403,799	12,123,799	12,282,566
Local Jurisdictions	2,224,962	2,192,806	2,304,733
Charges for services	783,550	752,253	753,529
Fines and forfeits	407,572	446,900	449,000
Interest on investments	300,000	475,000	200,000
In-lieu property taxes	94,550	94,550	94,550
Miscellaneous	286,525	350,659	331,975
Total General Fund	\$ 35,732,473	\$ 34,045,113	\$ 33,997,459
SPECIAL REVENUE FUNDS			
Highway User Revenue Fund			
Intergovernmental - State	\$ 3,839,608	\$ 3,524,517	\$ 3,895,679
Intergovernmental - Local Jurisdictions	250,759	247,050	294,264
Miscellaneous	373,352	308,117	278,950
Total Highway User Revenue Fund	\$ 4,463,719	\$ 4,079,684	\$ 4,468,893
Streets and Open Space Fund			
Streets and Open Space Tax	\$ 15,945,000	\$ 14,724,000	\$ 14,684,000
Intergovernmental - County	839,615	728,961	
Interest Earned	754,000	622,000	519,000
Intergovernmental - Local Jurisdictions	452,614	53,570	799,080
Total Streets and Open Space Fund	\$ 17,991,229	\$ 16,128,531	\$ 16,002,080
Transient Occupancy fund			
Transient Occupancy Tax	\$ 440,592	\$ 550,740	\$ 680,715
Fees/Donations			37,000
Miscellaneous	3,000	6,768	3,000
Total Transient Occupancy Fund	\$ 443,592	\$ 557,508	\$ 720,715
Capital Improvement Fund			
Sale of Property	\$ 8,000,000	\$ 500,000	
Donations/Contributions			
Interest Earned	300,000	350,000	176,389
Miscellaneous	13,000	1,100	1,000
Total Capital Improvement Fund	\$ 8,313,000	\$ 851,100	\$ 177,389
Impact Fees Fund			
Impact Fees	\$ 1,452,150	\$ 596,995	\$ 596,995
Miscellaneous	139,718	123,918	123,918
Total Impact Fees Fund	\$ 1,591,868	\$ 720,913	\$ 720,913
Grants Fund			
Miscellaneous Grants	\$ 4,697,786	\$ 1,165,986	\$ 5,169,923
Total Grants Fund	\$ 4,697,786	\$ 1,165,986	\$ 5,169,923
Total Special Revenue Funds	\$ 37,501,194	\$ 23,503,722	\$ 27,259,913

* Includes actual revenues recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated revenues for the remainder of the fiscal year.

CITY OF PRESCOTT, ARIZONA
Summary by Fund Type of Revenues Other Than Property Taxes
Fiscal Year 2009

SOURCE OF REVENUES	ESTIMATED REVENUES 2008	ACTUAL REVENUES* 2008	ESTIMATED REVENUES 2009
DEBT SERVICE FUNDS			
Special Assessments	\$ 458,253	\$ 322,151	\$ 322,151
Interest Earned	336,952	158,054	137,366
	\$ 795,205	\$ 480,205	\$ 459,517
Total Debt Service Funds	\$ 795,205	\$ 480,205	\$ 459,517
PERMANENT FUNDS			
Acker Trust	\$ 26,000	\$ 27,500	\$ 20,000
Miscellaneous Gift Fund	336,952	75,000	336,952
	\$ 26,000	\$ 102,500	\$ 20,000
Total Permanent Funds	\$ 26,000	\$ 102,500	\$ 20,000
ENTERPRISE FUNDS			
Water Fund	\$ 19,985,028	\$ 16,902,221	\$ 22,030,453
Wastewater Fund	6,346,805	5,837,545	7,949,402
Solid Waste Fund	6,018,193	5,839,428	6,018,193
Transfer Station Fund	5,253,241	3,478,371	5,253,241
Solid Waste/Transfer Station Fund	4,224,682	3,711,373	9,798,603
Golf Course Fund	3,309,554	2,095,478	4,166,660
Airport Fund	78,000	65,362	14,122,642
Parking Garage Fund	45,215,503	37,929,778	58,143,560
Total Enterprise Funds	\$ 45,215,503	\$ 37,929,778	\$ 58,143,560
INTERNAL SERVICE FUNDS			
Central Garage Fund	\$ 5,514,810	\$ 5,722,850	\$ 4,481,785
Self-Insurance Fund	1,778,301	1,741,301	2,355,204
Facilities Maintenance Fund	955,726	954,196	1,180,934
Engineering Fund	2,335,433	2,364,701	2,357,610
Total Internal Service Funds	\$ 10,584,270	\$ 10,783,048	\$ 10,375,533
TOTAL ALL FUNDS	\$ 129,854,645	\$ 106,844,366	\$ 130,255,982

* Includes actual revenues recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated revenues for the remainder of the fiscal year.

CITY OF PRESCOTT, ARIZONA
Summary by Fund Type of Other Financing Sources/<Uses> and Interfund Transfers
Fiscal Year 2009

FUND	OTHER FINANCING 2009		INTERFUND TRANSFERS 2009	
	SOURCES	<USES>	IN	<OUT>
GENERAL FUND	\$ 250,000	\$	\$ 80,000	\$ 2,495,070
Total General Fund	\$ 250,000	\$	\$ 80,000	\$ 2,495,070
SPECIAL REVENUE FUNDS				
Grants Fund	\$	\$	\$ 741,159	\$
1% Streets and Open Space			187,894	1,201,270
Capital Improvement Fund			3,627,914	701,292
Impact Fees				783,679
Streets (HURF) Fund				7,527
Total Special Revenue Funds	\$	\$	\$ 4,556,967	\$ 2,693,768
DEBT SERVICE FUNDS				
Total Debt Service Funds	\$	\$	\$	\$
CAPITAL PROJECTS FUNDS				
Public Safety Projects	\$ 42,818,040	\$	\$	\$
Park Upgrades	4,000,000			
Rodeo Grounds	3,196,981			
Runway 3R-21L Land	4,575,000			
Total Capital Projects Funds	\$ 54,590,021	\$	\$	\$
PERMANENT FUNDS				
Total Permanent Funds	\$	\$	\$	\$
ENTERPRISE FUNDS				
Water Fund	\$ 19,000,000	\$	\$	\$ 149,000
Wastewater Fund	21,000,000			149,000
Parking Garage			23,579	
Airport/Airport Grants	861,450		701,292	
Golf Course Fund	620,000			
Total Enterprise Funds	\$ 41,481,450	\$	\$ 724,871	\$ 298,000
INTERNAL SERVICE FUNDS				
Engineering Fund	\$	\$	\$	\$
Central Garage Fund			125,000	
Total Internal Service Funds	\$	\$	\$ 125,000	\$
TOTAL ALL FUNDS	\$ 96,321,471	\$	\$ 5,486,838	\$ 5,486,838

CITY OF PRESCOTT, ARIZONA
Summary by Department of Expenditures/Expenses Within Each Fund Type
Fiscal Year 2009

FUND/DEPARTMENT	ADOPTED BUDGETED EXPENDITURES/ EXPENSES 2008	EXPENDITURE/ EXPENSE ADJUSTMENTS APPROVED 2008	ACTUAL EXPENDITURES/ EXPENSES* 2008	BUDGETED EXPENDITURES/ EXPENSES 2009
GENERAL FUND				
City Council	\$ 65,668	\$	\$ 56,340	\$ 59,353
City Clerk	253,457		85,260	125,712
City Court	553,132		500,093	521,285
City Manager	1,726,995		1,623,263	1,604,204
Legal Department	296,135		251,627	285,357
Budget & Finance	1,588,715		1,487,673	1,911,028
Administrative Services	574,499		521,672	585,576
Community Development	2,753,941		2,615,679	2,430,949
Parks, Recreation & Library	6,356,522		6,301,364	6,079,335
Police Department	12,903,536		12,498,118	10,217,104
Fire Department	7,817,906		7,696,681	7,550,839
Regional Communications				2,486,667
Total General Fund	\$ 34,890,506	\$	\$ 33,637,770	\$ 33,857,409
SPECIAL REVENUE FUNDS				
Highway User Fund	\$ 4,563,615	\$	\$ 4,157,878	\$ 4,165,866
1% Streets and Open Space	39,222,070		26,545,179	23,225,513
Transient Occupancy Tax	474,500		458,906	839,122
Capital Improvement Fund	14,906,859	(450,000)	4,447,761	11,160,211
Impact Fee Fund	1,433,125	150,000	1,554,604	223,200
Grants Fund	5,296,031		1,445,712	5,911,082
Total Special Revenue Funds	\$ 65,896,200	\$ (300,000)	\$ 38,610,040	\$ 45,524,994
DEBT SERVICE FUNDS	\$ 2,711,630	\$	\$ 2,361,630	2,369,675
CAPITAL PROJECTS FUNDS				
Public Safety Projects				42,818,040
Park Upgrades				4,000,000
Rodeo Grounds				3,196,981
Runway 3R-21L Land				4,575,000
Total Capital Projects Funds	\$	\$	\$	\$ 54,590,021
PERMANENT FUNDS				
Trust Funds	100,000		100,000	100,000
Total Permanent Funds	\$ 100,000	\$	\$ 100,000	\$ 100,000
ENTERPRISE FUNDS				
Water Fund	\$ 44,994,671	\$	\$ 16,273,371	\$ 48,740,756
Wastewater Fund	23,049,931		13,368,760	28,002,728
Solid Waste Fund	5,763,198		5,377,019	
Transfer Station Fund	5,897,867		4,633,151	
Solid Waste/Transfer Station				10,061,302
Golf Course Fund	4,996,732		4,430,187	4,470,926
Airport Fund	4,251,808		2,321,276	13,309,432
Parking Garage Fund	109,240		99,377	117,858
Total Enterprise Funds	\$ 89,063,447	\$	\$ 46,503,141	\$ 104,703,002
INTERNAL SERVICE FUNDS				
Central Garage	\$ 10,262,245	\$	\$ 6,591,428	\$ 9,330,254
Self-Insurance Fund	1,651,301	300,000	1,930,587	2,265,204
Engineering Fund	2,331,933		2,331,933	2,357,610
Facilities Maintenance Fund	938,214		938,214	1,178,994
Total Internal Service Funds	\$ 15,183,693	\$ 300,000	\$ 11,792,162	\$ 15,132,062
TOTAL ALL FUNDS	\$ 207,845,476	\$	\$ 133,004,743	\$ 256,277,163

* Includes actual expenditures/expenses recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated expenditures/expenses for the remainder of the fiscal year.

CITY OF PRESCOTT, ARIZONA
Summary by Department of Expenditures/Expenses
Fiscal Year 2009

DEPARTMENT/FUND	ADOPTED BUDGETED EXPENDITURES/ EXPENSES	EXPENDITURE/ EXPENSE ADJUSTMENTS APPROVED	ACTUAL EXPENDITURES/ EXPENSES *	BUDGETED EXPENDITURES/ EXPENSES
	2008	2008	2008	2009
Public Works:				
1% Streets and Open Space	\$ 39,175,570	\$	\$ 26,545,179	\$
Streets (HURF) Fund	4,563,615		4,165,866	
Water Fund	44,994,671		16,273,371	
Wastewater Fund	22,599,931		13,368,760	
Department Total	\$ 111,333,787	\$	\$ 60,353,176	\$
Field Operations				
Streets (HURF) Fund	\$	\$	\$	\$ 3,344,784
Solid Waste/Transfer Station				10,061,302
Department Total	\$	\$	\$	\$ 13,406,086
Utilities				
Water Fund	\$	\$	\$	\$ 48,740,756
Wastewater Fund				28,002,728
Department Total	\$	\$	\$	\$ 76,743,484
Transportation Engineering				
Engineering	\$	\$	\$	\$ 2,357,610
1% Streets and Open Space				23,225,513
Streets (HURF) Fund				821,082
Department Total	\$	\$	\$	\$ 26,404,205

* Includes actual expenditures/expenses recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated expenditures/expenses for the remainder of the fiscal year.

V B

COUNCIL AGENDA MEMO – (June 10, 2008)

DEPARTMENT: Airport

AGENDA ITEM: Request to accept two grants with the Federal Aviation Administration

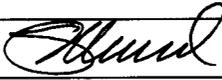
Approved By:

Date:

Department Head: Ben Vardiman

Finance Director: Mark Woodfill

City Manager: Steve Norwood



06/06/08

Background

This is a request to accept two grants with the Federal Aviation Administration (FAA).

In March of 2008, the City entered into an agreement with Horizon Airlines for air service to Los Angeles, CA. As a result of this agreement, the Transportation Security Administration (TSA) is requiring revisions to the Airport Security Program which, among other things, expands the fingerprinting requirement for those persons accessing certain areas of the Airport. The first grant offer is for the purchase of the required equipment up to \$25,000 (\$1,200 City). This project is budgeted.

The second agreement is for the City to conduct an Environmental Assessment for three upcoming projects to include the Land Purchase for the main runway extension, the actual runway extension, and the new terminal facility. An Environmental Assessment is required to be conducted for all three projects by the FAA and various other federal agencies. To save the expense of having to conduct multiple Assessments, the FAA and City will be completing the assessment for all three projects at once. This project is anticipated to cost \$200,000 (\$10,000 City). This project is budgeted.

Due to the issues with the congressional release of the Federal funding, these grant offers were not received until this week and must be accepted by June 20, 2008.

Recommended Action: Move to approve acceptance of two Grant Offers with the FAA; the first in the amount of \$25,000 (\$1,200 City) and the second in the amount of \$200,000 (\$10,000 City); and further authorizing the Mayor and city Staff to execute any and all related documents.