

PRESCOTT CITY COUNCIL
REGULAR VOTING MEETING
TUESDAY, JULY 13, 2010
PRESCOTT, ARIZONA

MINUTES OF THE REGULAR VOTING MEETING OF THE PRESCOTT CITY COUNCIL held on TUESDAY, JULY 13, 2010 in the COUNCIL CHAMBERS located at CITY HALL, 201 SOUTH CORTEZ STREET, Prescott, Arizona.

◆ **CALL TO ORDER**

Mayor Kuykendall called the meeting to order at 3:03 p.m.

◆ **INTRODUCTIONS**

◆ **INVOCATION:** Reverend Julia McKenna, Spiritual Architect

Reverend McKenna gave the invocation.

◆ **PLEDGE OF ALLEGIANCE:** Councilwoman Lopas introducing Dakota McConnell

Councilwoman Lopas and Dakota McConnell were not present; Councilman Hanna led the Council and audience in the Pledge of Allegiance.

◆ **ROLL CALL:**

PRESENT:

Mayor Kuykendall
Councilman Hanna
Councilman Lamerson
Councilwoman Linn
Councilwoman Suttles

ABSENT:

Councilman Blair
Councilwoman Lopas

◆ **SUMMARY OF CURRENT OR RECENT EVENTS**

Mr. Norwood reported that the neighborhood cleanups were just wrapping up, at a cost of around \$60,000. This year they had over 350 tons of trash and was very successful.

He reported that Don Prince of Scottsdale had been hired as the City's new Tourism Director and would start work next Monday.

Mayor Kuykendall said that it may be a good time, in reporting about the cleanups, to report on changes made by the Legislature recently to allow

independent trash collection companies to compete with the City inside the City limits for commercial service. He said that if they lose a large part of their commercial accounts and recycling, then services such as the cleanups will not be done in the future. He asked those that had input on local businesses to encourage them to retain the City as their trash collection company because that is where the money comes from for those services.

Mr. Norwood said that on the July 27 agenda there will be an item for consideration that will give the City a stronger position to be more competitive. He said that the City has always been the lowest rates in the area.

I. PUBLIC COMMENTS

A. David James re Prescott's reputation throughout his travels.

Mr. James said that he has lived in Prescott for almost 34 years and has known most of the Council for that entire time. He said he was visiting with Councilman Lamerson a few months ago and said he would like to speak to Council. Since he retired about three years ago he and his wife have traveled quite a bit, spending a lot of time in the Lake Tahoe area. Every time they are visiting it comes up where they are from. He said that, without exception, he mentions Prescott, Arizona and it always elicits a favorable comment. He wanted to thank the Mayor, Council and staff for the work they have done and also thank the previous mayors and council members for the work they have done to make Prescott what it is.

Mayor Kuykendall thanked Mr. James for his comments and added that it was not only councils and staff, but the citizens, too, that make Prescott the City it is.

B. Melissa Jackson re Palmer Golf and The Club at Prescott Lakes.

Melissa Jackson, Director of Membership for the Club at Prescott Lakes and Steve Esposito, General Manager, said that they were there to share a company new to the area called Arnold Palmer Golf Management. They will be building a clubhouse at Prescott Lakes and they took a few minutes to tell about their company. They have 62 golf courses across the country, and are currently bringing on 9 more. They have 20,000 members and 4,000 employees.

They invited the Council and audience to a guest member mixer tomorrow afternoon at 3:00 p.m.

Mr. Esposito said that he had been to Prescott about 30 years ago and now he was back. One of the privileges of being a member of Palmer is that they can golf at any of the courses just for the cart fee.

Councilwoman Linn said that she was excited they were there. She knew it has been a real struggle and she applauded them for sticking with it. Mr. Esposito said that he would be in Pennsylvania next week and will convey that to Mr. Palmer.

- C. Frank Creelman re Lessons by J.C., the Constitution of the United States of America and the Declaration of Independence (understanding; kindness; caring; compassion; *“Do unto others...”*; and rights to life, liberty and pursuit of happiness).

Mayor Kuykendall reported that Mr. Creelman had called and was unable to attend the meeting today.

- D. Presentation of award from Citizens Tax Committee.

Bill Warren, Chairman of the Citizens Tax Committee, said that they were a group of citizens that meet regularly to monitor the local taxing authorities on behalf of the local taxpayers. They also notice when taxpayers benefit from an elected official, and they have developed the Achievement Legacy Award with the purpose to recognize and honor the individual or group who has made significant, positive, enduring impacts on Yavapai County as a whole or the cities therein. He said there were two criteria that fit the award: 1) the contribution must have a significant long-term, positive impact on the community; and 2) they just overcome obstacles that have been causes for other people to fail.

He said that those in the west are aware of the fact that gunfights are fought over whiskey and women; wars are fought over water. After struggling for many years with the Salt River Project, at a cost of well over \$1 million just in attorneys' fees, last January they found they were no closer on the agreement and estimated it would take ten more years and millions more in attorneys' fees to come to any agreeable resolution.

He said that after six months in office the Honorable Marlin Kuykendall negotiated an agreement which benefits both parties and on June 18 the Governor of the great state of Arizona signed legislation regarding these efforts. He then asked all members of the CTC Board to stand and be acknowledged.

He presented the first Achievement Legacy Award to Prescott Mayor Marlin Kuykendall. Mayor Kuykendall said that he did not do it by himself. They had a committee of Council and staff. Mr. Warren said that over the many years that this endeavor has been pursued there have been many working on it, but the difference between a winning and losing team is its leadership and the CTC presented the award for his leadership. He noted

that the plaque presented was for the Mayor, but there would be a duplicate award prepared for hanging in the foyer.

Mayor Kuykendall thanked the Citizens Tax Committee. He said that he has been encouraging their group for a few years to be stronger and more vigilant and keeping government in their sights to make sure they were doing the right thing. He said that the process was group therapy in its finest form starting with the Council, friends in Prescott Valley, Craig McConnell, who was knee-deep in it from day one, Mr. Norwood, and Mr. Kidd. He said that it was the result of people working together with a common goal and vision.

II. PROCLAMATIONS

A. July 16 & 17, 2010 – *Prescott BBQ Days*

Councilwoman Linn read the proclamation proclaiming July 16 & 17, 2010 as *Prescott BBQ Days* and presented it to members of the Rotary Clubs.

B. July 26, 2010 – *Americans with Disabilities Act Awareness Day*

Councilwoman Suttles read the proclamation proclaiming July 26, 2010 as *Americans with Disabilities Act Awareness Day* and presented it to Nick Perry, Vice President of the Board of New Horizons and Liz Toone, Executive Director of New Horizons.

Ms. Toone said that although their facility was located in Prescott Valley, they serve all of Yavapai County as well as points north. They have done their best to help the local disabilities community and services with a goal to achieve independence. She then invited everyone to the official celebration at 85 E. Mountainview Drive, on July 26, 2010 from 12:00 noon to 4:00 p.m. She added that they would be holding a post-event on September 25 at a local shopping mall.

III. CONSENT AGENDA

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

Mayor Kuykendall reported that they were pulling two items from the regular agenda: Item IV-B and IV-E. Councilwoman Suttles requested that Item III-B of the Consent Agenda be pulled as she felt that approval of final plats should be done in regular agenda so the project can stand on its own.

COUNCILMAN LAMERSON MOVED TO APPROVE CONSENT AGENDA ITEMS III-A THROUGH III-E, EXCLUDING ITEM III-B; SECONDED BY COUNCILWOMAN SUTTLES; PASSED UNANIMOUSLY.

- A. Authorization to purchase Hazardous Materials/CBRN Protective Ensembles in an amount not to exceed \$28,000.00 from Geomet Technologies.
- B. Approval of Final Plat for Gardner Cove, a Planned Area Development comprising 16 Townhomes on 1.21 acres. Property located on Gail Gardner Way east of Pike Place; Zoning MF-M; APN: 115-08-034C, 034D & 071G; Owner and Agent: Rick Radovich of Advanced R.E. Management, File No. FP10-001.
- C. Approval to purchase Lift Station Apparatus from James, Cooke & Hobson, Inc., in the total amount of \$58,241.59.
- D. Approval of total expenditure of \$58,833.00 to Yavapai Fence, Stanley Security Systems, and B&W Security Systems for completion of the Prescott Police Department secured parking area fencing project.
- E. Approval of the Minutes of the Prescott City Council Workshop of June 15, 2010; the Special Meeting of June 18, 2010; the Public Workshop of June 22, 2010; the Special Meeting of June 22, 2010; and the Regular Voting Meeting of June 22 2010.

IV. REGULAR AGENDA

Consent Agenda Item III-B was discussed.

Councilwoman Suttles said that this was the final plat for condominiums, which has been presented to the Council several items, and it appeared everyone was pleased with it. Mr. Guice replied that was correct.

Councilwoman Suttles said that any time they look at a Final Plat she thought it should stand alone in case there was a question or someone had an issue with it. She said that it was a great addition to the neighborhood.

There being no public comment, **COUNCILWOMAN SUTTLES MOVED TO APPROVE THE FINAL PLAT FOR GARDNER COVE, A PLANNED AREA DEVELOPMENT COMPRISING 16 TOWNHOMES ON 1.21 ACRES, LOCATED ON GAIL GARDNER WAY EAST OF PIKE PLACE; SECONDED BY COUNCILMAN HANNA; PASSED UNANIMOUSLY.**

- A. Adoption of Ordinance No. 4750-1101 – An ordinance of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, levying upon the assessed valuation of the property within the City of Prescott, subject to taxation, a certain sum upon each one hundred dollars (\$100.00) of valuation sufficient to raise the amount estimated to be required in the annual budget, less the amount estimated to be received from other sources of revenue; providing funds for various bond redemptions for the purpose of paying interest upon bonded indebtedness, and providing funds for the general municipal expenses, all for the Fiscal Year ending the 30th day of June, 2011.

Mr. Woodfill said that this was the final step in the budget process and was part of the public hearing held on June 22. The primary levy is \$1,251,978 which will go into the General Fund and the secondary levy, used to pay off the secondary debt (lakes), is \$1,573,160.

Mayor Kuykendall asked how these compared to last year. Mr. Woodfill said that the primary was up about \$16,000 and the secondary levy, based on the principle and interest, was down about \$74,000.

Councilwoman Linn said that she felt the chart he showed was important because it showed there had been a real focused effort on keeping taxes low and yet at a value they can still manage their City and debt.

COUNCILWOMAN LINN MOVED TO ADOPT ORDINANCE NO. 4750-1101; SECONDED BY COUNCILMAN LAMERSON; PASSED UNANIMOUSLY.

- B. Discussion/direction of continuing with two Regular Voting meetings a month as previously adopted in Resolution No. 4001-1031.

This item was previously removed from the agenda.

- C. Adoption of Ordinance No. 4752-1103 – An ordinance of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, accepting right-of-way from the Arizona State Land Department and authorizing the Mayor and City staff to take all necessary steps to effectuate such right-of-way acceptance. (Sundog Connector Road east of Prescott Lakes Parkway).

Mr. Nietupski reviewed this item, stating that the property was purchased by Stratford Land LLC for the purpose of ultimately constructing the Sundog Connector to tie in to Prescott Lakes Parkway. It will extend easterly to the eastern boundary of the Storm Ranch Project.

He said that it was a requirement of the Development Agreement with Storm Ranch and the original developer gave up the purchase interest and sold it to Stratford. There were conditions associated with right-of-way with State land.

Mayor Kuykendall said that his understanding was that ultimately the route has been established all the way through to Sundog Ranch Road near Highway 69. Mr. Nietupski said that had been established through the 2030 Regional Transportation Plan. The Corridor Study to absolutely define the route has not yet been completed so it is another objective that remains to be worked on.

Mayor Kuykendall said that the ultimate goal of that route would be to relieve traffic on Highway 69. Mr. Nietupski said that was correct; it would provide parallel capacity to Highway 69 and it would tie in near the Crossings Shopping Center that Prescott Valley developed on the westerly side of their community.

Councilwoman Linn said that one of the things she has tried to commit to do in looking at land purchases is to look at the appraisal. She thought it was a great deal at ten plus acres for \$220,000. She thought that staff should be complemented on doing their due diligence before purchasing.

Councilman Hanna asked if they had any idea when the Storm Ranch project would be moving forward. Mr. Nietupski said that he could not give a definite timetable but the County is preparing to proceed with the advertisement for construction of the roundabout to provide initial access into that area, and Stratford is committed to pay for half the costs associated with that project. He thought that was a positive sign of their commitment to the development.

COUNCILMAN LAMERSON MOVED TO ADOPT ORDINANCE NO. 4752-1103; SECONDED BY COUNCILMAN HANNA; PASSED UNANIMOUSLY.

- D. Discussion of potential installation of crosswalks on Copper Basin Road between White Spar Road and Sheriffs Posse Trail.

Ian Mattingly, City Traffic Engineer, said that this item was discussed in January of this year and staff was directed to meet with the public. A neighborhood meeting was held on April 17, 2010 with 16 residents attending. They had also received some comments via telephone for a total of 23 residents, representing 14 properties, participating in the input.

He said that of the 23 residents, 14 were in favor of the crosswalk, 6 opposed and 3 were neutral. Out of the 14 favoring crosswalks 8 were in

favor of a crosswalk at Highland, 4 at Linden, 3 at Hemlock, 2 and Hassayampa Village Lane, 1 at Park Avenue and 1 and Paul Drive.

Mr. Mattingly said that the intersection is currently an unmarked, legal crossing and although it does not meet the criteria for marking it with a crosswalk the Council still has the option of choosing to install one.

He said that based on the information and input from the public, staff was recommending the Council consider two options: 1) leave the existing traffic control; or 2) leave it uncontrolled and install a crosswalk. Should the Council decide to install a crosswalk pedestrian facilities would need to be installed in conjunction with it, at a minimum a handicap ramp and sidewalk landing area. He said that the cost would be approximately \$5,200 and would be accomplishing using City crews.

Councilman Hanna asked what the opposition was of the six opposed to the crosswalk. Mr. Mattingly said that half of those were calls and they did not say, but most felt there was not enough pedestrian volume or well enough defined sidewalk area.

Councilman Hanna said that if they put the sidewalk in at Highland there is nothing on the south side of the road. He asked where the ramp would go. Mr. Mattingly said that the intent would be to place the crosswalk on Highland at the southwest corner and run diagonally to the southeast corner of Pine Knoll. He said that it would not connect to any other pedestrian facilities

Councilman Lamerson said that while he understood that there were certain requirements that they do not meet, he also understood that they have a two-mile stretch of sidewalk that give people nowhere to cross except to run out in the street. It makes sense to him that whether or not they have a place for the crosswalk, they will still cross and it seems safer to have some place to cross that has adequate signage. That gives the motorists an idea that there could potentially be someone crossing the road. He believed that they picked the best location.

Mayor Kuykendall asked what a legal, unmarked crossing was. Mr. Mattingly replied that as defined by State law, any intersection is a legal crossing.

Councilwoman Suttles said that they have similar situations all over town. They have crosswalks downtown and people will still cross just a few feet over. She appreciated the study and the meeting with neighbors. She asked if at the time they did Copper Basin there was any conversation of having a sidewalk on the other side. Councilman Lamerson said that he believed it was always planned for a sidewalk on just one side.

Mr. Nietupski said that was correct. They went through an extensive, interactive process with the community and the single side on the north was chosen.

Councilwoman Suttles asked if there was any promise made at the time of construction that there would be crosswalks. Mr. Nietupski said that when that was raised it was indicated that when the project was completed they would reconsider the issue and that was what they were doing at this point.

Councilwoman Suttles said that she was having difficulty with where the crosswalk should be. She asked if the City could be held to come back at a later time and do more crosswalks. Mr. Nietupski said that there were circumstances where intersections have been improved through construction of a traffic signal, and there are not always sidewalks that parallel the roadway. They do build crosswalks at intersections, but they will build ramps to go nowhere. It does occur that way and it is a standardized practice. He did not believe that the City would be obligated to build any sidewalk on the south side of the road and it would be a significant project looking at the topography and vegetation that would be impacted.

Councilwoman Suttles said that she was concerned with the crosswalk and who would use it. Councilman Lamerson said that they have a two-mile stretch of sidewalk with no way to cross the road. There is no refuge of safety without the crosswalk. He supported the idea of having four crosswalks. He said that he drives the road at least twice a day and there were times when the sun hit a certain way that people could be hit.

Councilwoman Linn said that it was an understanding that they would look at the issue once the construction was done and that is what they have done. She does not see an issue with it as it is a safety issue and this was the minimum. Councilman Lamerson added that they having school buses stopping along the route as well.

Councilman Hanna asked if it was going to create a problem with the sidewalk being set up from the southwest corner to the northeast corner. Mr. Mattingly said that it is an offset of the intersection; the angle is of no concern. They would have to cross the side street. Councilman Hanna said that he has no problem with making things safe and spending money to do so, but his biggest concern is that they were crossing to nowhere.

Councilwoman Suttles said that they have two options. She had no problem with Option B, but she could not see four crosswalks. Councilman Lamerson said that was not what was being proposed.

Mr. Norwood clarified that the \$5,200 was for one crosswalk. Mr. Mattingly said that the majority of the cost was for the ramp and landing.

Councilman Hanna asked if Highland was the choice of the neighborhood. Mr. Mattingly said that there were extensive discussions about which location would be the most appropriate and Highland was their first choice.

COUNCILMAN LAMERSON MOVED TO APPROVE OPTION B FOR COPPER BASIN ROAD AS DEFINED IN THE COUNCIL MEMORANDUM (LEAVE THE INTERSECTION UNCONTROLLED AND INSTALL A MARKED CROSSWALK WITH APPROPRIATE ADVANCED WARNING SIGNS ON COPPER BASIN ROAD AT HIGHLAND AVENUE); SECONDED BY COUNCILWOMAN LINN; PASSED UNANIMOUSLY.

- E. Acceptance of payment in the amount of \$23,000.00 from Asphalt Paving Supply, Inc. as fair compensation for placing asphalt pavement at less than specified thickness on a portion of Demerse Avenue.

This item was previously removed from the agenda.

- F. Adoption of Ordinance No. 4751-1102 – An ordinance of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, authorizing the purchase of real properties, easements and improvements from Allen G. and Nadine N. Nell; Yakashba Estates Association, Inc. Gill Read President; James H. and Virginia L. Gresham; Dillahunty Living Trust, W.D. Dillahunty Trustee; Pioneer Title Agency Trust #353034 Gerald L. and Annett Gill Trustees; Robert H. Norman Jr. and Laura L. Norman; Larry M. and Leslie J. Steffes; and declaring portions of the Nature Center property for use as right-of-way and drainage easement for the widening of Williamson Valley Road, authorizing the Mayor and City staff to take all necessary steps to effectuate said purchases and declaration, and declaring an emergency.

Mr. Nietupski reviewed the properties involved in this request, noting that it included a portion of the Nature Center property for right-of-way and drainage. He said that \$33,500 was spent for that purchase, coming from the one-cent fund, plus escrow fees. He said that they were still working on the other properties previously brought before Council.

Councilwoman Suttles asked if this will complete the right-of-way acquisitions and allow them to get started on actual construction. Mr. Nietupski said that they were getting closer. They will need a commitment from the utility companies with respect to their utilities. He does not want to hamstring the contractor.

Councilwoman Suttles asked when they would find out about the previous properties. Mr. Kidd replied that they talked to the attorney and have a tentative agreement, but the short sale fell through and they are now negotiating with the bank. The other parcel is the Long parcel. He said that when they file condemnation they file a Motion for Immediate Possession and when that occurs they can move forward with the project.

Mayor Kuykendall asked if they would be able to move forward once these issues are resolved. Mr. Nietupski said that they need to make the final acquisition, get the utilities relocated and advertise the project.

Mayor Kuykendall asked if once they get the go-ahead they could then go to bid. Mr. Nietupski said that once they have the right-of-way and they know with certainty the schedule for relocation of the utilities then they would be in a position to understand when they can advertise the project. They want to make sure that the utilities are not conflicting with the road construction.

Councilman Hanna asked if Mr. Nietupski thought there would be a problem with the utilities. Mr. Nietupski said that there is a fair amount of work to be done. Mr. Nietupski said that through their discussions with the utilities they have been advised that they have a claim of prior rights. The City has been doing some investigation on that. It means that the City is potentially going to be obligated to pay for some of that relocation of their facilities, if they are in an easement that exists outside of the right-of-way that the City controlled at the time that the City took in Williamson Valley Road as part of its system.

Councilman Hanna asked if they have any of that. Mr. Nietupski said that he believed that they did, but the extent of that is being defined.

Councilman Lamerson said that in previous discussions they talked about something come out of the court, and asked if that had been done. Mr. Kidd said that Mr. Lloyd was working on that. It has been drafted. They also have an agreement on the two properties and they need an accurate appraisal.

COUNCILMAN HANNA MOVED TO ADOPT ORDINANCE NO. 4751-1102; SECONDED BY COUNCILWOMAN SUTTLES; PASSED UNANIMOUSLY.

- G. Approval of Airport Ground Lease Agreement with Guidance Helicopters for approximately .395 acres of airport property at Ernest A. Love Field.

Mr. Kidd said that this was bringing an item back as previously directed. He said that back in March or April a proposal was submitted by Guidance

Helicopters which was subsequently awarded, but as a business planning measure Guidance created an LLC and the actual lease agreement was brought before Council under the other name. Because the proposal was from Guidance Helicopters the lease agreement should have been entered into by them. He said that Council voted to reconsider the lease and voted to not approve.

He said that staff followed up with Mayor Kuykendall and Councilman Hanna and they held a negotiating session. As a result of that, there were some terms favorable to the City agreed to by Guidance Helicopters such as a 20-year term lease, but as a 10-year with two 5-year terms at the City's right to renew. When tenant improvements are installed there would be a \$5,000 payment after the ten-year buyout.

Mr. Kidd explained that when staff first went out with the original bid proposal there was no proposal received at all. That was extended and they received one proposal by Guidance Helicopters.

Councilwoman Linn asked if the RFP stated any specific length of term. Mr. Kidd said that they anticipated a 20-year period of time with three 5-year extensions. Councilwoman Linn asked if the City always did their RFP's like this. Mr. Kidd said that the use of the term "anticipated" is a standard term, but they have negotiated each agreement individually.

Mr. Kidd said that he did not believe it was a legal problem. It did address a claim filed by Guidance Helicopters based on their understanding, and this represents a compromise of that legal claim as well.

Councilman Hanna said that he was one of the ones that wanted this brought back. This clears up the wording and the term is still for 20 years, but it is with a 10-year and two 5-year extensions. He said that they were not trying to hose anyone. They were trying to clean it up and he hoped everyone was happy and successful.

MAYOR KUYKENDALL MOVED TO APPROVE THE AIRPORT GROUND LEASE AGREEMENT WITH GUIDANCE HELICOPTERS FOR APPROXIMATELY .395 ACRES OF AIRPORT PROPERTY AT ERNEST A. LOVE FIELD AND FURTHER AUTHORIZE THE MAYOR AND CITY STAFF TO EXECUTE ANY AND ALL RELATED DOCUMENTS NECESSARY FOR THE LEASE; SECONDED BY COUNCILWOMAN SUTTLES; PASSED UNANIMOUSLY.

- H. Approval of Amendment Two to Contract No. 2009-114 with TransitPlus at the request of Central Yavapai Metropolitan Planning Organization for FTA Grant Management Services, in an amount not to exceed \$25,000.00.

Mr. McConnell said that in January 2009 a professional services agreement with Transit Plus was approved by Prescott at the request of CYMPO and amendment one was approved in August 2009. Yavapai County is recruiting a Transit Development Coordinator for CYMPO which does not have an in-house employee with the extensive training required for the Federal Transit Administration TEAM and ECHO systems used to access federal transit funding. Accordingly, continuation of the FTA Section 5307 grant management contract with TransitPlus will be necessary for the next nine to twelve months until the coordinator is able to perform grant management functions.

He said that Yavapai County will be paying the 20% matching; the other 80% will be federal transit monies. The objectives are to develop alternatives for governance models, funding sources and service options. Some service options have been advanced that would not involve public money. He said that there is a particular company in the community who has stepped forward and asked to provide a private sector proposal to use private money to match federal monies and keep the City and others out of it. He said that it may be prudent to continue with this grant management contract for some period of time.

Councilwoman Suttles said that she represents the City of Prescott on the CYMPO Executive Board. She said that Yavapai County was taking the lion's share and the remaining \$5,000 would be split between Prescott, Prescott Valley and Yavapai County. It would be approximately \$1,600 to get TransitPlus on board until they can find an administrator.

Councilman Hanna asked if the \$1,667 was buying them time to see if someone else could step up and get the grants. Councilwoman Suttles said that was correct. Councilman Hanna said that they need to understand that although this was federal grant money, it still comes out of their pockets.

Mayor Kuykendall said that it was mentioned that the FTA money was reimbursable, and he asked who advances the funds. Mr. McConnell said that the entire amount was not advanced. He said that what is advanced is each of the invoices. The services are performed by TransitPlus for a monthly billing. The City of Prescott would pay that bill and then be reimbursed by the FTA.

Chris Bridges, interim administrator said that the FTA is timely and TransitPlus has done a great job. He said that they hope to have a smooth transition with the coordinator.

Mayor Kuykendall asked if they anticipated the coordinator would then assume the responsibility of filing the paperwork. Mr. Bridges said that would be the transition period. He said that the interviews were scheduled for the 29th of the month. He said that it will be a big learning curve.

Mayor Kuykendall asked if the City would continue to be a participant in this long-term FTA fund as they were on the current one. Mr. Bridges said that they would as CYMPO is the designee and the money has to go through them. Even if it goes to a private provider it would still go through CYMPO. The maintenance of the grant may change and they may not need TransitPlus.

COUNCILWOMAN SUTTLES MOVED TO APPROVE AMENDMENT TWO TO CONTRACT NO. 2009-114 WITH TRANSITPLUS AT THE REQUEST OF CYMPO FOR FTA GRANT MANAGEMENT SERVICES, IN AN AMOUNT NOT TO EXCEED \$25,000.00; SECONDED BY COUNCILWOMAN LINN; PASSED UNANIMOUSLY.

V. ADJOURNMENT

There being no further business to be discussed the Regular Voting Meeting of July 13, 2010 adjourned at 4:50 p.m.

MARLIN D. KUYKENDALL, 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 13th day of July, 2010. I further certify the meeting was duly called and held and that a quorum was present.

Dated this ____ day of _____, 2010.

AFFIX
CITY SEAL

ELIZABETH A. BURKE, City Clerk