

# PRESCOTT CITY COUNCIL JOINT SPECIAL MEETING / WORKSHOP - AGENDA

**PRESCOTT CITY COUNCIL  
JOINT SPECIAL MEETING / WORKSHOP  
TUESDAY, APRIL 5, 2011  
3:00 PM**

**Prescott Council Chambers  
201 South Cortez  
Prescott, Arizona  
(928) 777-1100**

The following Agenda will be considered by the Prescott City Council at its **Joint Special Meeting/Workshop** 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**
- ◆ **PLEDGE OF ALLEGIANCE**      Councilwoman Suttles – introducing the SNAP (Special Needs Activity Program) Signers
- ◆ **INVOCATION**      Church of the Nazarene
- ◆ **ROLL CALL:**  
  
MAYOR AND CITY COUNCIL:  
  
Mayor Kuykendall  
Councilman Blair      Councilwoman Linn  
Councilman Hanna      Councilwoman Lopas  
Councilman Lamerson      Councilwoman Suttles

## **SPECIAL MEETING**

- I. [Public Hearing and consideration of purchase of property at 502 Montezuma for multiple-family housing units for formerly homeless families.](#)
- II. Discussion and possible action regarding Acting City Manager position.
- III. Adjournment

## WORKSHOP

### I. PUBLIC COMMENTS

- A. Introduction of new businesses.
- B. Ross Alexander re denied claim from Risk Management.
- C. Todd Scott re Yavapai 4-H/FFA Expo.
- D. Todd Sadow re Whiskey Row Off-Road Update.
- E. Daniel Mattson re City's Towing Policy.

### II. PROCLAMATIONS

- A. April 2011 as *Substance Abuse Awareness Month*
- B. April 2011 as *Fair Housing Month*
- C. April 2011 as *Water Awareness Month*
- D. April 5, 2011 as *Supporting the Goals of the Arizona Solar Challenge*
- E. April 10-16, 2011 as *National Library Week*

### III. PRESENTATIONS

- A. Recognition of Police Officer Robert Coker for DUI Enforcement, as recognized at the Annual MADD Awards Banquet
- B. Civilian Commendation to Keith Beesmer
- C. Presentation by Community Cupboard on their program
- D. Council Update
- E. Board/Commission Reports by Council liaisons
- F. Legislative Update by Joe Brehm

### IV. DISCUSSION ITEM

- A. Discussion/direction re fees for City's liquor licenses

**V. 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, City Clerk

<b>COUNCIL AGENDA MEMO – 04/05/2011 Special Meeting</b>
<b>DEPARTMENT:</b> City Manager - Grants
<b>AGENDA ITEM:</b> Purchase of property at 502 Montezuma for Multiple Family Housing Units for formerly homeless families.

<b>Approved By:</b>	<b>Date:</b>
<b>Department Head:</b> Linda Hartmann	
<b>Finance Director:</b> Mark Woodfill	
<b>City Manager:</b> Laurie Hadley	

**BACKGROUND:**

At the time the 2010 action plan was developed it was proposed that we use \$100,000 in matching funds to assist project aware renovate their commercial building with a Veterans Affairs grant. However, the amount of money requested by Project Aware was too small for what the VA wanted to fund and Project Aware did not get the grant.

The Citizen Participation Plan provides that any change to the action plan that exceeds 10% must be advertised and available for public comment for a 30 day period. We have followed the plan and advertised by display advertising, posting on our web site and having copies available at City Hall, Grants Administration. There has been no comment.

City housing stock provides very little units of low income housing units for formerly homeless families. Families by definition in Title 24, Housing and Urban Development, Volume 3, CFR 24-570.3 is as follows: Families means all persons living in the same household who are related by birth, marriage or adoption”.

In order to establish suitable housing staff is recommending purchase of this property by the City to donate to Project Aware to build five units of low income housing for formerly homeless families. This is an approved HUD activity. In addition Project Aware will bundle the new housing with their plans to renovate their commercial building to establish an additional four units for formerly homeless Veterans. The financing will be provided by a low interest loan using the land as collateral. Project Aware is currently working toward the loan which cannot be finalized until they have the property. Providing all goes smoothly this project could possibly be complete in the next 18 months.

There will be four smaller apartments at approximately 600 sf and one large apartment @ 960 sf. The number of bedrooms in the smaller units will depend on the layout. At this time, Project Aware is working with Community Development to detail the plans and work through the process.

**Agenda Item: Purchase of property at 502 Montezuma for Multiple Family Housing Units for formerly homeless families.**

The City will put a five year lien on the property as this is a standard practice. In the event that the project does not come to fruition, the property will revert to the City.

This property has been on the market for two years @ \$189,000 being the lowest sales price. The appraised value and costs are broken down as shown.

Appraised Value	\$ 160,000.00
Title Search	904.00
Escrow fee's (buyer)	222.50
Recording fee	25.00
Earnest Money	2,500.00
Earnest Money	[2,500.00]
Appraisal Fee	2,900.00

Total Dollars expended **\$164,051.50**

The appraisal was conducted by HUCK Appraisal.

Project Aware is a well received and respected entity in the area and they are good neighbors.

Approval of this action will serve in the best interest of this community.

**Recommended Action: (1) MOVE** to close public hearing; and **(2) MOVE** to approve purchase of the property located at 502 Montezuma for an amount not to exceed \$164,051.50.

W-I-B

To the City of Prescott:

1/6/2011

On 9/28/2010 a garbage truck owned and manned by the City of Prescott hit power lines on Keen Street pulling down the lines and tearing down the mast and electrical box of our Duplex at 502 Keen Street. My tenants were without power for 4 days. At the time we were vacationing in Utah. We were notified of the accident by phone by Julie McGirk of Risk Management for the City of Prescott, who was at the scene. We were told to put our tenants up in hotel rooms, fix the damage done, then fill out a claim with copies of all invoices so that the City would reimburse us for our expenses. We complied fully with this; although our rental house next door was empty at the time so we moved our tenants in there, thereby avoiding the costly expense to the City of hotel rooms and accommodations for their pets as well. We located the best workers to do the repairs for the least money. We personally talked with the utility companies and had all the wires put on the new pole APS had put up but failed to use so this would not reoccur. Grant Ellis from Traveler's Insurance Company for the City contacted us asking for details of your accident. We were told to file a claim against APS and once again asked to give witness of the events and provide pictures for your accident. APS denied liability and sent us to Qwest. Qwest blew us off refusing to take any responsibility and are continually asking us for data regarding this accident as though we were directly involved.

I would like to point out this is not our accident. I feel totally wronged by the City of Prescott. The accident was your responsibility and your liability and the proof of wrongdoing should never have been put on us. How can we give evidence of an incident we were not witness of and why should that have ever been put on us at all? It has even been suggested by APS that we contact our homeowners insurance to get our money back. We did in fact call them and were told we would have to absorb \$250 as our deductible and would be forced to pay an increased premium for our insurance.

This accident had nothing to do with us other than we suffered the collateral damage to our duplex and inconvenienced our tenants. I fully expect the City of Prescott to pay us the \$2700 we put out of pocket as we were told we would receive. As far as who was at fault and which utility had their wires too low, that is for all of you to decide. The burden of proof should never have been put on us.

This is ridiculous and has been very upsetting to my husband and I. We did not have an accident. We were not even in the state when all of this occurred. We would like the City of Prescott to pay our claim in full and settle your differences with the utilities yourself. I believe that this is the obligation of your insurance company and has nothing to do with us.

Awaiting your reply,

Jean and Ross Alexander



# PROCLAMATION

## "FAIR HOUSING MONTH" April 2011

WHEREAS, The Civil Rights Act of 1968, commonly known as the Federal Fair Housing Act, and the Fair Housing Amendments Act of 1988 prohibit discrimination in the sale, rental, leasing and financing of housing or land to be used for the construction of housing, or in the provision of brokerage services on the basis of race, color, religion, sex, disability, familial status or national origin; and

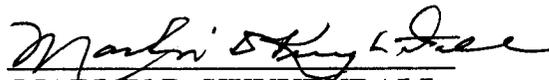
WHEREAS, the 1986 and 1988 Federal Fair Housing Acts declare that it is a national policy to ensure equal opportunities in housing; and

WHEREAS, April has traditionally been designated as Fair Housing Month in the United States.

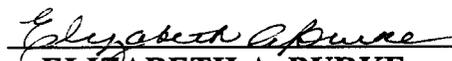
NOW, THEREFORE, I Marlin D. Kuykendall, Mayor of the City of Prescott, do hereby proclaim April as:

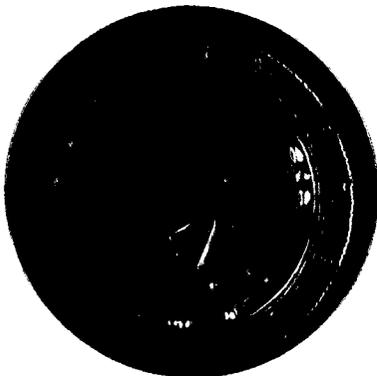
## "FAIR HOUSING MONTH"

IN WITNESS THEREOF, I have hereunto set my hand and caused the Seal of the City of Prescott, to be affixed this 5<sup>th</sup> day of April, 2011.

  
MARLIN D. KUYKENDALL  
Mayor

ATTEST:

  
ELIZABETH A. BURKE,  
City Clerk



# PROCLAMATION

## *“Water Awareness Month” April 2011*

WHEREAS, water is one of our most vital and precious resources;  
and

WHEREAS, Arizona is a semi-arid state, and water is scarce; and

WHEREAS, while the City of Prescott’s water resources are limited, population growth continues to increase the demand for water; and

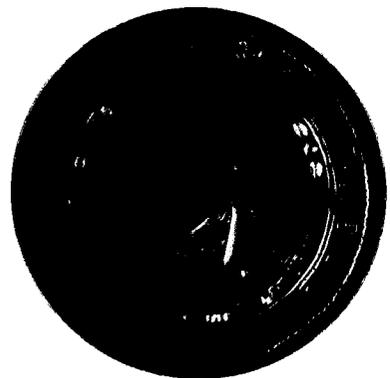
WHEREAS, all citizens of Prescott should use water efficiently and practice conservation to ensure a long-term water supply; and

WHEREAS, creating a culture of conservation will greatly reduce the impacts of drought on our resources, economy and quality of life; and

WHEREAS, water education is the cornerstone of any conservation program, and greater awareness of water issues can be gained through community education, action and celebration.

NOW, THEREFORE, I, Marlin D. Kuykendall, Mayor of the City of Prescott, do hereby proclaim that the month of April 2011 be known as “WATER AWARENESS MONTH,” and call upon all citizens and businesses of Prescott to become fully informed of the fact that our water resources are limited, and we all play a part in living “water smart”, not only during the month of April, but all year round.

IN WITNESS THEREOF, I have hereunto set my hand and caused the Seal of the City of Prescott to be affixed this 5<sup>th</sup> day of April 2011.



*Marlin D. Kuykendall*  
MARLIN D. KUYKENDALL, MAYOR  
City of Prescott

ATTEST:

*Elizabeth A. Burke*  
ELIZABETH A. BURKE,  
CITY CLERK



PLANT EARLY SPRING WHEN TEMPERATURES ARE LOWER. SELECT AND GROW NATIVE PLANTS. ASK TO SEE AND PURCHASE WATER SMART PLANTS AT YOUR FAVORITE NURSERY OR HOME CENTERS. THE KEY TO OUTDOOR WATER MANAGEMENT, WATER EARLY IN THE DAY WHEN EVAPORATION IS LOW, WATER SLOWLY, DEEPLY AND LESS OFTEN AS SOIL CONDITIONS WILL ALLOW. HARVEST RAINWATER DURING THE MONSOON SEASON. CHECK YOUR IRRIGATION SYSTEM MONTHLY FOR LEAKS AND REPAIR PROMPTLY

EVENTS 2011	DESCRIPTION	DETAILS AND LOCATION
Mar 6 - 12	National Groundwater Awareness Week	<a href="http://www.ngwa.org/public/awarenessweek/index.aspx">http://www.ngwa.org/public/awarenessweek/index.aspx</a>
Mar 14 - 20	Fix a Leak Week –EPA WaterSense	<a href="http://www.epa.gov/watersense/">http://www.epa.gov/watersense/</a>
April	Water Smart Prescott Public Library	Rainwater Harvesting – outdoor water resource Educational display in Library Viewer
April 5	Water Awareness Month Proclamation	City Council Chambers
April 14	The Responsible Bathroom American Standard Water Conservation Tour	Prescott Winnelson 3221 Tower Road - 10am – 2pm <a href="http://www.theresponsiblebathroomtour.com/follow_the_tour">http://www.theresponsiblebathroomtour.com/follow_the_tour</a>
April 15 <sup>th</sup> thru November 1 <sup>st</sup> Annually	Spray Irrigation Ordinance in Effect Ordinance #4536	Spray irrigation allowed only before 8am or after 8pm. Watering at this time of day reduces evaporation and supports water management during peak water demand.
Apr 21	Prescott College 3 <sup>rd</sup> Annual Earth Day Festival	Prescott College- Crossroads Courtyard 220 Grove Avenue - 11am-3pm <a href="http://www.prescott.edu/index.html">http://www.prescott.edu/index.html</a>
Apr 23	Granite Creek Clean Up & Earth Day At The Courthouse Square Open Space Alliance Prescott Creeks	Yavapai County Courthouse Square Celebrate... Saturday, 10am – 4pm <a href="http://www.yavapaiosa.org/earthday.htm">http://www.yavapaiosa.org/earthday.htm</a> Clean Up Starts at Granite Creek Park. 9am-11:30am <a href="http://www.prescottcreeks.org/events/2011/04/23/granite-creek-cleanup">http://www.prescottcreeks.org/events/2011/04/23/granite-creek-cleanup</a>
April 30	Water Conservation Workshop	Chino Valley High School – West Gym Conserve to Preserve Our Rural Lifestyle - Noon – 5:00 PM <a href="http://www.chinoaz.net/water_res/concept.shtml">http://www.chinoaz.net/water_res/concept.shtml</a>
May 7	Grow Native Plant Sale and Education workshops	Highland Center for Natural History 1375 S. Walker Road, Saturday, 8am – 2pm <a href="http://www.highlandscenter.org/">http://www.highlandscenter.org/</a>
May 13 <sup>th</sup> , 14 <sup>th</sup> and 15 <sup>th</sup>	33 <sup>rd</sup> Annual Home and Garden Show Yavapai County Contractors Association	Tim's Toyota Center, Prescott Valley, AZ Fri & Sat 9am-5pm and Sun 10am-3pm <a href="http://ycca.org/v1/index.php/events/home-show">http://ycca.org/v1/index.php/events/home-show</a>
	Smart Irrigation Month Promoting irrigation efficiency, introducing water-saving products, practices and services.	<a href="http://www.smartirrigationmonth.org/">http://www.smartirrigationmonth.org/</a> Find area Certified Irrigation Auditors <a href="http://www.irrigation.org/hirecertified/">http://www.irrigation.org/hirecertified/</a> REQUEST AN AUDIT PRESCOTT UTILITY <a href="http://www.prescott-az.gov/services/water/audit.php">http://www.prescott-az.gov/services/water/audit.php</a>

**PROCLAMATION**

**“Supporting the Goals of the  
Arizona Solar Challenge”  
April 5, 2011**

WHEREAS, Arizona receives over 300 days of sun each year and has world class natural solar resources for heating water and generating electricity with photovoltaic cell; and

WHEREAS, the Arizona Corporation Commission has adopted Renewable Energy Standards requiring regulated electric utilities to produce 15% of their power from renewable energy by 2025 with 30% of the renewable energy coming from distributed energy, such as rooftop solar electric or solar hot water on homes and businesses; and

WHEREAS, generating electricity and hot water from solar energy can save Arizona communities, businesses and homeowners money on their utility bills and can help control future energy costs; and

WHEREAS, solar energy creates opportunities for economic development and job creation; and

WHEREAS, solar energy promotes energy independence and;

WHEREAS, solar energy is good for the environment; and

WHEREAS, Arizona SmartPower, a not-for-profit entity, is launching the Arizona Solar Challenge to encourage more residential solar electric and solar hot water installations; to reduce energy use; to improve the environment; and to create jobs by increasing the use of solar technologies; and

WHEREAS, the City of Prescott has endorsed the goals of the Arizona Solar Challenge; and

WHEREAS, the city of Prescott desires to earn the designation of an *Arizona Solar Community* by having 5% of its owner-occupied homes install solar electric or solar hot water by 2015; and

WHEREAS, Arizona SmartPower will promote the city of Prescott for its participation in the Arizona Solar Challenge and its designation as an *Arizona Solar Community* in media stories, on its website, through social marketing and at presentations; and

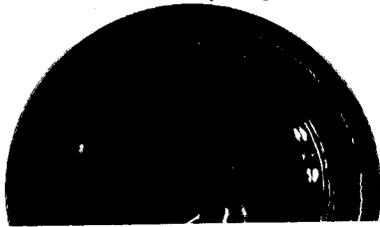
WHEREAS, Arizona SmartPower will provide signage to recognize the City of Prescott as an *Arizona Solar Community*; and

WHEREAS, the City of Prescott will promote the Arizona Solar Challenge, including participating in joint outreach opportunities, such as generating press releases, posting information on the community website, providing cable access information, ensuring City of Prescott officials' attendance at promotional events, assisting with signage placement and other joint outreach efforts; and

WHEREAS, the City of Prescott will designate a person to coordinate communications activities with Arizona SmartPower and the Arizona Solar Challenge.

NOW THEREFORE BE IT RESOLVED that the City of Prescott commits to meeting the solar installation goals of the Arizona Solar Challenge, being 5% of owner-occupied households installing solar electric or solar hot water by 2015, in order to earn the designation as an *Arizona Solar Community*; and RESOLVED that the City of Prescott shall encourage all businesses, institutions and households within the City of Prescott to adopt the goals and purpose of promoting solar energy in our community by supporting the Arizona Solar Challenge.

IN WITNESS THEREOF, I have hereunto set my hand and caused the Seal of the City of Prescott to be affixed this 5<sup>th</sup> day of April 2011.



*Marilyn D. Kuykendall*  
MARELYN D. KUYKENDALL, MAYOR  
City of Prescott

ATTEST:

## National Library Week 2011

**WHEREAS**, Prescott Public Library is the learning center of our community and the place people turn to for the discovery of ideas, the joy of reading and the power of information; and

**WHEREAS**, Prescott Public Library's services are driven by community needs, ensuring that they are delivered in a welcoming, convenient and responsive manner; Whereas, Prescott Public Library has over half a million annual visits, and the average Prescott resident made 13 library visits in 2010; and

**WHEREAS**, each month Prescott Public Library answers an average of 2,100 reference questions from the public and promotes access to accurate information through a variety of trustworthy sources, including books, databases, local resources and web sites; and

**WHEREAS**, Prescott Public Library hosts a variety of programs each month on enriching subjects such as astronomy, state history, gardening, international films, and writing, and encourages the joy of reading through book clubs, reading programs and author visits; and

**WHEREAS**, Prescott Public Library provides 61 public access computers, 7 laptops, printing capabilities and free wireless Internet to residents and guests; and

**WHEREAS**, Prescott Public Library gives residents a chance to give back to our community by enlisting 135 volunteers who provide support for staff and maintain services such as the monthly Friends of the Library Book Sale, Books on Wheels and weekly computer mentor appointments; and

**WHEREAS**, Prescott Public Library has benefitted from support from The Friends of the Library, whose book sale income, membership dues and other contributions fund a variety of projects, including children's reading programs and special events, Chamber music concerts, special collections of books and DVDs and publication of the quarterly newsletter, *The Roundup*; and

**WHEREAS**, each month Prescott Public Library checks out over 53,000 items and fulfills over 8,000 holds on items throughout the county library system; and

**WHEREAS**, each month more than 1,200 young people take part in PPL Youth Programs and an average of 20 classes from various schools visit Prescott Public Library; Whereas, in times of economic hardship, Americans in towns and cities across the country turn to—and depend on—their libraries and librarians; and

**WHEREAS**, libraries, librarians, library staff and library patrons across America are celebrating National Library Week.

**NOW THEREFORE**, be it resolved that I Marlin D. Kuykendall, Mayor do hereby proclaim National Library Week, April 10-16, 2011. I encourage all residents to visit the library this week to take advantage of the wonderful resources available at Prescott Public Library. Create your own story at Prescott Public Library!

**IN WITNESS THEREOF**, I have hereunto set my hand and caused the Seal of the City of Prescott, to be affixed this 5th day of April, 2011.



*Marlin D. Kuykendall*  
MARLIN D. KUYKENDALL, Mayor

ATTEST: