



PRESCOTT CITY COUNCIL REGULAR VOTING MEETING AGENDA *A M E N D E D ACTION TAKEN

PRESCOTT CITY COUNCIL
REGULAR VOTING MEETING
TUESDAY, SEPTEMBER 27, 2011
3:00 PM

Prescott City Hall Council Chambers
201 South Cortez
Prescott, Arizona
(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:** Chaplain Walter Crites, Veterans of Foreign Wars
- ◆ **PLEDGE OF ALLEGIANCE:** Councilman Scamardo
- ◆ **ROLL CALL:**

MAYOR AND CITY COUNCIL:

Mayor Kuykendall	
Councilman Blair	Councilwoman Lopas
Councilman Hanna	Councilman Scamardo
Councilman Lamerson	Councilwoman Suttles

- ◆ **SUMMARY OF CURRENT OR RECENT EVENTS**

I. CONSENT AGENDA

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

ACTION: *MOVED to approve Consent Agenda Items I-A through I-G; passed unanimously.*

- A. Approval to purchase Ammonium Lignon Sulfonate (aka Lignobond) from Shilon Corporation for \$.9768/gallon, not to exceed \$20,000.00.

- B. Authorization to pay invoice from Application Data Systems, Inc., (ADSi) in the amount of \$13,869.00 for annual support and maintenance for record storage and retrieval system public safety software system utilized by the Police Department, period of September 1, 2011, through August 31, 2012.
- C. Authorization to pay invoice from Application Data Systems, Inc., (ADSi) in the amount of \$16,990.00 for annual support and maintenance for Computer Aided Dispatch (CAD) software system utilized by the Prescott Regional Communications Center, period of September 1, 2011, through August 31, 2012.
- D. Authorization to pay invoice from Micro Force in the amount of \$15,400.99 for annual support and maintenance for the Micro Focus Compiler utilized by the Prescott Regional Communications Center.
- E. Adoption of Resolution No. 4098-1208 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, authorizing the City of Prescott to enter into an Intergovernmental Agreement with the Fort McDowell Yavapai Nation (FMYN), on behalf of the Arizona Wildfire and Incident Management Academy and Williamson Valley Fire District, for acceptance of \$3,000.00 from FMYN for general operating expenses for the Arizona Wildfire Academy (\$1,000.00) and Williamson Valley Fire District (\$2,000.00), and authorizing the Mayor and staff to take any and all steps necessary to accomplish the above.
- F. Adoption of Ordinance No. 4814-1214 – An ordinance of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, granting a natural gas utility easement to UNS Gas, Inc., to provide natural gas service to The Shops at Prescott Gateway, and declaring an emergency.
- G. Approval of minutes of the Prescott City Council Workshop of September 6, 2011, and the Regular Voting Meeting of September 13, 2011.

II. REGULAR AGENDA

- A. Appointment of Don Michelman as Temporary Vice Chairman of the Planning and Zoning Commission.

ACTION: *MOVED to accept the Council Appointment Committee's recommendation to appoint Don Michelman as the Temporary Vice Chairman of the Planning and Zoning Commission, until November 22, 2011; passed unanimously.*

- B. Public Hearing and consideration of a Bingo application for Clearwater Café located within the Prescott Racquet Club at 1 Kingswood, Prescott, Arizona.

ACTION: *(1) MOVED to close the Public Hearing; passed unanimously; and (2) MOVED to approve/deny the Bingo application for Clearwater Café located within the Prescott Racquet Club at 1 Kingswood, Prescott, Arizona; passed unanimously.*

- C. Presentation by Public Works and Police Departments re performance of stop signs and related public comments (total public comment period limited to 30 minutes).

ACTION: *No Action – for presentation, discussion, and possible direction only.*

- D. Adoption of Resolution No. 4097-1207 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, authorizing the City of Prescott to enter into a Library Service Agreement for FY2011/2012 with the Yavapai County Library District to participate in cooperative funding to the benefit of the City of Prescott Public Library, and authorizing the Mayor and staff to take any and all steps necessary to accomplish the above.

ACTION: *MOVED to adopt Resolution No. 4097-1207; passed unanimously.*

- E. Adoption of Resolution No. 4096-1206 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, accepting a grant from the Governor's Office of Highway Safety in the amount of \$55,983 through the 2012 Highway Safety Plan and authorizing the Mayor and staff to take any and all steps necessary to accomplish the above.

ACTION: *MOVED to adopt Resolution No. 4096-1206; passed unanimously.*

- F. Approval to purchase pavement deicing agents from Envirotech Services, Inc., in an amount not to exceed \$75,000.00.

ACTION: *MOVED to approve purchase of pavement deicing agents from Envirotech Services, Inc., in an amount not to exceed \$75,000.00; passed unanimously.*

- G. Approval of an agreement with Mountain Bike America, LLC, dba Epic Rides, LLC, for the 2012-2014 Whiskey Off-Road Mountain Bike Events.

ACTION: *MOVED to approve an agreement with Mountain Bike America, LLC, dba Epic Rides, LLC, for the 2012*

through 2014 Whiskey Off-Road Bike Events; passed unanimously.

- H. Approval of the Master Plan Revision for the Preserve at Prescott (Downer Trail). (Owner/Applicant: Westridge Preserve, LLC/Tom Devereaux, No. MP11-001)

ACTION: *MOVED to approve the amended Master Plan of the Preserve at Prescott dated April 13, 2011; passed 6-0 with Mayor Kuykendall out of the room.*

- I. Approval of a Real Estate Purchase Agreement with Westridge Preserve, LLC, for acquisition of a minimum of 30 acres of open space at the purchase price of \$56,000.00.

ACTION: *MOVED to approve a Real Estate Purchase Agreement with Westridge Preserve, LLC, for acquisition of a minimum of 30 acres of open space at the purchase price of \$56,000.00; passed unanimously.*

- J. Adoption of Ordinance No. 4813-1213 – An ordinance of the Mayor and Council of the City of Prescott, Yavapai County, Arizona granting a utility easement to SunE AZ1, LLC (SunEdison) in the vicinity of Ernest A. Love Field.

ACTION: *MOVED to adopt Ordinance No. 4813-1213; passed unanimously.*

- K. Approval of a one-year extension to Contract No. 2008-325 with Duke's Root Control for sewer line treatment, in the amount of \$80,000.00.

ACTION: *MOVED to approve a one-year extension to Contract No. 2008-325 with Duke's Root Control for sewer line treatment, in the amount of \$80,000.00; passed unanimously.*

- L. Approval of a Construction Manager at Risk (CMAR) agreement for preconstruction services with PCL/Fann a Joint Venture for the Airport Water Reclamation Facility, Phase I Expansion, in an amount not to exceed \$319,938.00.

ACTION: *MOVED to approve a Construction Manager at Risk (CMAR) agreement for preconstruction services with PCL/Fann a Joint Venture for the Airport Water Reclamation Facility, Phase I Expansion, in an amount not to exceed \$319,938.00; passed unanimously.*

- M. Award of bid and contract for the Old North Reservoir Replacement Project to Fann Contracting, Inc., in the amount of \$3,107,740.00.

ACTION: *MOVED to award the bid and contract for the Old North Reservoir Replacement Project to Fann Contracting, Inc., in the amount of \$3,107,740.00; passed unanimously.*

- N. Adoption of Ordinance No. 4807-1207 – An ordinance of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, authorizing the purchase of real property belonging to John G. Balentine and Vicki E. Balentine, husband and wife and as co-trustees of the John G. Balentine and Vicki E. Balentine Revocable Trust and Howard W. Balentine and Deborah A. Balentine, husband and wife and as co-trustees of the Howard W. Balentine and Deborah A. Balentine Family Trust for the construction of the Zone 19 Water Storage Reservoir, and authorizing the Mayor and City staff to take all necessary steps to effectuate said purchases.

ACTION: *MOVED to adopt Ordinance No. 4807-1207; passed unanimously.*

- O.* Adoption of Resolution No. 4099-1209 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, approving Amendment No. 1 to Intergovernmental Agreement No. 2011-097 (State No. OER-11-IGA-GS-70) with the Governor’s Office of Economic Recovery increasing and accepting funding in the new total amount of \$434,000.00 to support and expand the allowable public safety purposes for which said funding may be applied, and authorizing the Mayor and staff to take any and all steps necessary to accomplish the above.

ACTION: *MOVED to adopt Resolution No. 4099-1209; passed unanimously.*

- P.* Approval of a purchase agreement with The Pulmonary Foundation for real and other appurtenant property located at 215 N. McCormick Street; and adoption of Resolution No. 4100-1210 – A resolution of the Mayor and Council of the City of Prescott, Yavapai County, Arizona, approving the transfer of unencumbered appropriations from the Grants Fund to the Miscellaneous Gifts & Donations Fund.

ACTION: *MOVED to approve the Purchase Agreement with The Pulmonary Foundation for real and other appurtenant property located at 215 N. McCormick Street; and adopt Resolution No. 4100-1210; passed unanimously.*

III. ADJOURNMENT