

PRESCOTT CITY COUNCIL
REGULAR VOTING MEETING
TUESDAY, AUGUST 14, 2012
PRESCOTT, ARIZONA

MINUTES OF THE REGULAR VOTING MEETING OF THE PRESCOTT CITY COUNCIL HELD ON AUGUST 14, 2012, 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 3:00 P.M.

◆ **INTRODUCTIONS**

Councilman Lamerson introduced David Willhelmsen, from Prescott, who introduced Jose Aliaga, from Michigan, recognized as an outstanding Latin Republican.

◆ **INVOCATION** by Pastor Adam Arquardt, American Evangelical Lutheran said the invocation.

◆ **PLEDGE OF ALLEGIANCE** by Mayor Kuykendall led the Council and audience in the Pledge of Allegiance

◆ **ROLL CALL:**

Present:

Absent:

Mayor Kuykendall
Councilman Arnold
Councilman Blair
Councilman Carlow
Councilman Kuknyo
Councilman Lamerson
Councilman Scamardo

None

◆ **SUMMARY OF CURRENT OR RECENT EVENTS**

I. PROCLAMATION

Councilman Scamardo read and presented the proclamation to representatives of Daughters of 1812.

II. CONSENT AGENDA

A. Approval of the Minutes of the Prescott City Council Regular Voting Meeting of July 10, 2012.

COUNCILMAN ARNOLD MOVED TO APPROVE CONSENT AGENDA ITEM 1-A; SECONDED BY COUNCILMAN KUKNYO; PASSED UNANIMOUSLY.

III. REGULAR AGENDA

- A. Approval of FY13 purchases of computers, software, and licenses from Dell, Inc., in an amount not to exceed \$120,000.00.

Mark Woodfill, Finance Director, introduced the item. He noted the City received a lesser warranty cost from Dell because they provided the parts and the City did the service. He said this is the open contract for the year.

Councilman Blair asked what is done with the old computers. Mr. Woodfill said that they may be updated or rebuilt; if the computers are too old, they will not rebuild them. Councilman Blair asked how often they replaced the computers in the library. Mr. Woodfill said they are on a five year replacement schedule.

COUNCILMAN BLAIR MOVED TO APPROVE FY13 PURCHASES OF COMPUTERS, SOFTWARE, AND LICENSES FROM DELL, INC., IN AN AMOUNT NOT TO EXCEED \$120,000.00; SECONDED BY COUNCILMAN ARNOLD; PASSED UNANIMOUSLY.

- B. Approval of Acker Trust Board grants for Fiscal Year 2013.

Joe Baynes, Parks and Recreation Director, gave a brief history of the fund.

COUNCILMAN KUKNYO MOVED TO APPROVE ACKER TRUST BOARD GRANTS FOR FISCAL YEAR 2013; SECONDED BY COUNCILMAN ARNOLD; PASSED UNANIMOUSLY.

- C. Adoption of Resolution 4144-1304 approving an Intergovernmental Agreement (IGA) between the City of Prescott and the Yavapai-Prescott Indian Tribe for the City, as agreed upon lead agency, to provide consolidated dispatch and supplemental law enforcement services to the YPIT.

Police Chief Kabbel spoke about the purpose to provide consolidated services and noted that the Prescott Dispatch Center provided this service to nine partnering agencies since 2005. The Prescott-Yavapai Tribe (YPIT) will become the tenth agency. He said the police response will include general law enforcement along with some specialty services.

The IGA will be in effect until 2014. The agreement will automatically renew after this period, for a consecutive 24 months, unless one of the parties provides written notice of its intent to terminate. He said they built in a cost estimate not to exceed \$40,378.00 for the consolidated dispatch

services. The YPIT will pay \$13,077.54 for supplemental law enforcement services for the first fiscal year that the IGA is in effect. Supplemental payments in subsequent years will be determined after reevaluation pursuant to the articles in the IGA. He said there will be no technological compatibility issues.

COUNCILMAN ARNOLD MOVED TO ADOPT RESOLUTION NO. 4144-1304; SECONDED BY COUNCILMAN LAMERSON; PASSED UNANIMOUSLY.

- D. Adoption of Resolution 4145-1305 approving a Memorandum of Understanding between the Yavapai-Prescott Indian Tribe and the Prescott Police Department to establish responsibility and authority for the Prescott Regional Communication Center to enter YPIT records in the Arizona Criminal Justice Information System and the National Crime Information Center per an approved Holder of Record Agreement.

Police Chief Kabbel said the Memorandum of Understanding (MOU) is required by the State of Arizona. The purpose is to establish responsibility and authority for the Prescott Regional Communications Center to enter Yavapai-Prescott Indian Tribe information into our records system.

COUNCILMAN LAMERSON MOVED TO ADOPT RESOLUTION NO. 4145-1305; SECONDED BY COUNCILMAN ARNOLD; PASSED UNANIMOUSLY.

- E. Special Use Permit to allow operation of an Auto Sales business at 543 W. Gurley Street at the southeast corner of West Gurley Street and Park Avenue. The zoning is Business General (BG). Owner: Intermountain Communications; Applicant: Prescott Car Company, Inc. File No. SUP 12-001.

George Worley, Planning Manager, said zoning requires a special use permit for auto dealerships. The review included customer parking spaces and an area for display vehicles. He said the Special Use Permit is being recommended for approval by the Planning and Zoning Commission.

Mr. Biele, lot owner, said that he intended to be a good neighbor and accept the conditions proposed by Council

COUNCILMAN ARNOLD MOVED TO APPROVE SUP12-001, WAIVING THE TEN FOOT STREET FRONTAGE SETBACK AND INCLUDING THE CONDITIONS RECOMMENDED BY THE PLANNING AND ZONING COMMISSION; SECONDED BY COUNCILMAN SCAMARDO; PASSED 6-1, WITH COUNCILMAN KUKNYO CASTING THE DISSENTING VOTE.

- F. Approval of Fiscal Year 2013 Transient Occupancy (Bed Tax) allocations

Don Prince, Tourism Director, presented. He said this is the second year the Tourism Advisory Committee got to weigh in. He noted the committee evaluated 16 applications and balanced start-ups with well proven businesses as well as dividing it between signature event and others.

Councilman Arnold said that he had some questions remaining and would like to move the item to the first voting meeting in September. There was a discussion of the events and their value to the community.

John Stevens, Prescott, said that it was not accurate to say that the proposed Bed Tax allocation was helping out the signature events.

Roxane Neilsen, Prescott, Tourism Advisory Committee, said they take the application very seriously. She said these events drive people to this community. She said they all had to watch their budgets in times like this and it was not the time to cut expenses so much that you squeeze the life out of an orange.

Margo Christensen, Ponderosa Hotel Management and Tourism Advisory Committee said she has been on the committee since its inception and makes sure the numbers will give a good return on investment.

Amore' Cianciola, Hassayampa Inn, said the quality of life we Prescottonians get from the people coming from out of town have helped create great parks and events due to their tourism dollars.

Daniel Mattson, Prescott, asked what the repercussions would be if the item were tabled for a few weeks. Mr. Prince said that some of the people had their events and the delay would be an inconvenience.

Councilman Arnold said there was no guarantee of any funds to anyone. He said that the City would spend \$50,000.00 this year to keep the City clean.

COUNCILMAN ARNOLD MOVED TO LAY THE QUESTION ON THE TABLE; SECONDED BY COUNCILMAN LAMERSON; PASSED UNANIMOUSLY.

- G. Approval of payment of Yavapai County Water Advisory Committee membership dues for Fiscal Year 2013.

Leslie Graser, Water Resources Specialist, noted there are two membership dues to be discussed. The first one is the Yavapai County Water Advisory Committee which works on regional water issues and allows for an ongoing pooling of monies that allows for continued data collection. She showed a slide of current events and efforts. She said they were testing the flow model to determine how the first generation model should be used.

She said the Central Yavapai Highlands Water Resources Management Study was in Phase II, which is working on how deficits may be met.

Craig McConnell, City Manager, said the information from the studies would be plugged into the statewide commission.

COUNCILMAN BLAIR MOVED TO APPROVE PAYMENT OF FISCAL YEAR 2013 YAVAPAI COUNTY WATER ADVISORY COMMITTEE MEMBERSHIP DUES IN THE AMOUNT OF \$42,672.00; SECONDED BY COUNCILMAN ARNOLD; PASSED UNANIMOUSLY.

- H. Approval of payment of Upper Verde River Watershed Protection Coalition membership dues for Fiscal Year 2013.

Leslie Graser, Water Resources Specialist, said the Watershed Coalition is looking for an agreement to have access rights and construction, which has not come to Council.

Mayor Kuykendall noted that most of the projects were complete, but the cost for program management was increasing. Craig McConnell, City Manager, said the budget was out of balance and the Mayor was right.

Councilman Lamerson asked if everyone was paid up on their dues. Ms. Graser said the Town of Chino Valley was not. Councilman Lamerson asked who covers the cost of their share. Ms. Graser said the remainder of the group does. Councilman Arnold asked if The Town of Chino Valley lost their voting rights. Ms. Graser said yes.

COUNCILMAN BLAIR MOVED TO APPROVE PAYMENT OF FISCAL YEAR 2013 UPPER VERDE RIVER WATERSHED PROTECTION COALITION MEMBERSHIP DUES IN THE AMOUNT OF \$52,000.00; SECONDED BY COUNCILMAN ARNOLD; PASSED UNANIMOUSLY.

- I. League of Arizona Cities and Town resolutions

Alison Zelms, Deputy City Manager, said this is an annual item to come before the City Council. She said it is the League of Arizona Cities and Towns 2010 resolutions. This year, each of the 17 resolutions submitted are recommended as a significant municipal issue or recommended for approval to become part of the municipal policy statement.

COUNCILMAN ARNOLD MOVED TO APPROVE THE RECOMMENDATIONS OF THE LEAGUE OF ARIZONA CITIES AND TOWNS RESOLUTIONS SUBCOMMITTEE TO BE COMMUNICATED TO THE RESOLUTIONS COMMITTEE AT THE 2012 ANNUAL CONFERENCE; SECONDED BY COUNCILMAN KUKNYO; PASSED UNANIMOUSLY.

- J. Purchase of closed circuit television (CCTV) computer, software, camera and training for the Wastewater Division camera van from Arizona Wastewater Industries, Inc., in the amount of \$63,603.17.

Mr. Nietupski, Public Works Director, presented. He said the existing camera equipment was first acquired in 2003. The new package will integrate to the new management system.

COUNCILMAN ARNOLD MOVED TO PURCHASE CLOSED CIRCUIT TELEVISION (CCTV) COMPUTER, SOFTWARE, CAMERA AND TRAINING FROM ARIZONA WASTEWATER INDUSTRIES, INC., IN THE AMOUNT OF \$63,603.16; SECONDED BY COUNCILMAN KUKNYO; PASSED UNANIMOUSLY.

- K. Letter of Support to Arizona State Parks on behalf of the International Mountain Bike Association application for grant funding to aid in construction of the Prescott Circle Trail.

Joe Baynes, Parks and Recreation Director, noted the 6.6 miles of the Circle Trail is in two sections. The grant will help expedite construction of the trail and allow for improvements that would not be completed with City volunteers. He said there is a 6 percent grant match that would come from the Yavapai Trails Association or other private monies, not the City.

COUNCILMAN SCAMARDO MOVED TO APPROVE SUBMISSION OF A LETTER TO ARIZONA STATE PARKS SUPPORTING A GRANT APPLICATION BY THE INTERNATIONAL MOUNTAIN BIKE ASSOCIATION FOR FUNDING TO AID IN CONSTRUCTION OF THE PRESCOTT CIRCLE TRAIL; SECONDED BY COUNCILMAN CARLOW; PASSED UNANIMOUSLY.

- L. Award of bid and contract for On-Call Water and Wastewater Controls Integration Services Project to Quantum Integrated Solutions/Engineering, Inc., in an amount not to exceed \$227,000.00.

Mark Nietupski, Public Works Director, presented. He said this is an operational information system that is used to monitor our remote locations in water and wastewater, including pumping stations, well sites, lifts stations and storage facilities.

COUNCILMAN ARNOLD MOVED TO AWARD THE BID AND CONTRACT FOR THE ON-CALL WATER AND WASTEWATER CONTROLS INTEGRATION SERVICES PROJECT TO QUANTUM INTEGRATED SOLUTIONS/ENGINEERING, INC., IN AN AMOUNT NOT TO EXCEED \$227,000.00; SECONDED BY COUNCILMAN LAMERSON; PASSED UNANIMOUSLY.

- M. Approval of a professional services agreement with Lyon Engineering & Surveying, Inc., for engineering and construction support services for the Side Road Connector Roundabout at State Route 89 in an amount not to exceed \$257,900.00.

Mark Nietupski, Public Works Director presented.

Councilman Lamerson asked who would do the construction inspection and how often it would be done. Mr. Nietupski said the inspection would begin with first excavation which is ongoing and continual and would be done by the qualified staff of the City of Prescott.

Daniel Mattson, Prescott, asked when the Side Road connector would be put together. Mr. Nietupski said it will be driven by the development of the property that has been preliminarily platted in that area. Mr. Mattson said the City is looking at spending a lot of money on a roundabout that will cause more accidents. He said it would be cost effective to put a center left turn lane and pull outs in the area.

MAYOR KUYKENDALL MOVED TO APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH LYON ENGINEERING & SURVEYING, INC., FOR ENGINEERING AND CONSTRUCTION SUPPORT SERVICES FOR THE SIDE ROAD CONNECTOR ROUNDABOUT AT STATE ROUTE 89 IN AN AMOUNT NOT TO EXCEED \$257,900.00; SECONDED BY COUNCILMAN BLAIR; PASSED UNANIMOUSLY.

- N. Award of a bid and contract for the Sundog Wastewater Treatment Plant Traveling Bridge Sand Filter Rehabilitation Project to Garney Companies, Inc., in the amount of \$386,000.00.

Mr. Nietupski, Director of Public Works, presented saying this is a necessary piece of our apparatus that needs to be updated.

COUNCILMAN ARNOLD MOVED TO AWARD THE BID AND CONTRACT FOR THE SUNDOG WASTEWATER TREATMENT PLANT TRAVELING BRIDGE SAND FILTER REHABILITATION PROJECT TO GARNEY COMPANIES, INC., IN THE AMOUNT OF \$386,000.00; SECONDED BY COUNCILMAN CARLOW; PASSED UNANIMOUSLY.

- O. Approval of payment in the amount of \$10,000.00 to the Yavapai Humane Society for improvements to the Animal Shelter on Sundog Ranch Road.

Craig McConnell, City Manager presented. He said Ed Boks, Executive Director of Yavapai Humane Society, spoke at the previous meeting to present his annual report and his proposal for a 50/50 public private partnership for improvements to the animal shelter.

Councilman Lamerson asked Mr. McConnell what his administrative authority for expenditures is. Mr. McConnell said that it is up to \$10,000.00 for procurements, but this item is a contribution.

COUNCILMAN ARNOLD MOVED TO APPROVE A PAYMENT IN THE AMOUNT OF \$10,000.00 TO THE YAVAPAI HUMANE SOCIETY FOR IMPROVEMENTS TO THE ANIMAL SHELTER; SECONDED BY COUNCILMAN KUKNYO; PASSED UNANIMOUSLY

IV. ADJOURNMENT

There being no further business to be discussed, the Prescott City Council Regular Voting Meeting of August 14, 2012, adjourned at 6:13 p.m.

MARLIN D. KUYKENDALL, Mayor

ATTEST:

Kim WEBB, Deputy 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 14th day of August, 2012. I further certify the meeting was duly called and held and that a quorum was present.

Dated this ____ day of _____, 2012.

AFFIX
CITY SEAL

KIM WEBB, Deputy City Clerk