



AGENDA

**PRESCOTT CITY COUNCIL
REGULAR VOTING MEETING
TUESDAY, MARCH 12, 2013
3:00 P.M.**

**Council Chambers
201 South Cortez Street
Prescott, Arizona 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. One or more members of the Council may be attending this meeting through the use of a technological device.

- ◆ **CALL TO ORDER**
- ◆ **INTRODUCTIONS**
- ◆ **INVOCATION** Reverend Julia, Each One Reach One Ministries
- ◆ **PLEDGE OF ALLEGIANCE:** Mayor Kuykendall
- ◆ **ROLL CALL:**

MAYOR AND CITY COUNCIL

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

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

- I. **CONSENT AGENDA**

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

RECOMMENDED ACTION: MOVE to approve Consent Agenda Item I.A.

- A. Approval of the minutes of the Prescott City Council Caucus of February 19, 2013; Special Meeting of February 26, 2013; and Voting Meeting of February 26, 2013.

II. REGULAR AGENDA

- A. Public Hearing for amendment of City Code Title II Chapter 2-1: Public Works Department, Sewer Use Ordinance for Wastewater Pretreatment Program implementation.

RECOMMENDED ACTION: MOVE to Conduct the Public Hearing; no other Council action is necessary at this time.

- B. Approval of a professional services agreement (City of Prescott Contract No. 2013-147) with AMEC Environmental & Infrastructure, Inc., for the Upper Granite Creek Watershed and Watson and Willow Reservoirs Water Quality Improvement Study, in an amount not to exceed \$60,000.00

RECOMMENDED ACTION: MOVE to approve a professional services agreement (City of Prescott Contract No. 2013-147) with AMEC Environmental & Infrastructure, Inc., for the Upper Granite Creek Watershed and Watson and Willow Reservoirs Water Quality Improvement Study, in an amount not to exceed \$60,000.00.

- C. Public Hearing for request to annex APN 107-14-057A (ANX12-001; owners Todd L. Metcalf and Dawn L. Nabors).

RECOMMENDED ACTION: MOVE to close the Public Hearing for ANX12-001, Annexation request for 0.38 acres of residential property in Yavapai County.

- D. Revision of Cloudstone Unit 1 final plat to incorporate an adjacent open space tract (RP12-002).

RECOMMENDED ACTION: MOVE to approve plat revision RP12-002 amending the boundary of Cloudstone Unit 1 to incorporate the open space tract as depicted.

- E. Approval of Preliminary Plat PP12-002 and Water Service Agreement WSA12-003 (City Contract No. 2013-146) for The Meadows at Lynx Lake PAD, a 17 lot single-family home subdivision on 6.3 acres located on Walker Road south of State Route 69. APPLICANT/OWNER: Scot Lee, Lee Ltd., 300 N. Lee Blvd., Prescott, AZ 86301.

RECOMMENDED ACTION: (1) MOVE to approve Preliminary Plat PP12-002 with the condition that the Final Plat be submitted within 5 years; and (2) MOVE to approve Water Service Agreement WSA12-003, (City Contract No. 2013-146).

- F. Future annexations in the West and North Airport Areas.

RECOMMENDED ACTION: *For information only; no specific Council action is proposed.*

- G. Approval of a grant application to the Arizona Department of Homeland Security seeking total funds in the amount of \$103,033.00 for CAD Server replacement and Mobile Modem upgrades.

RECOMMENDED ACTION: *MOVE to approve submission of a grant application to the Arizona Department of Homeland Security for funding in the amount of \$103,033.00.*

- H. Award of bids and contracts for off-site refueling stations to dispense gasoline and diesel fuel to (1) Bennett's Oil of Prescott at OPIS pricing plus a per gallon markup of \$0.09 and (2) SC Fuels of Camp Verde at OPIS pricing plus a per gallon markup of \$0.09.

RECOMMENDED ACTION: *MOVE to award bids and contracts for Gasoline and Diesel Fuel – Off-Site- Refueling Stations to each of: (1) Bennett's Oil of Prescott at OPIS pricing plus a per gallon mark up of \$0.09 and (2) SC Fuels of Camp Verde at OPIS pricing plus a per gallon mark up of \$0.09.*

- I. Communications and Marketing

RECOMMENDED ACTION: *Council can discuss and provide direction. No formal action will be taken.*

- J. Legislation

- a. HB 2527 Elections; revisions

RECOMMENDED ACTION: *Council can discuss and provide direction. No formal action will be taken.*

- b. Update on other legislation

RECOMMENDED ACTION: *Council can discuss and provide direction. No formal action will be taken.*

III. ADJOURNMENT

EXECUTIVE SESSION

Upon a public majority vote of a quorum of the City Council, the Council may hold an executive session, which will not be open to the public, regarding any item listed on the agenda but only for the following purposes:

- (i) Discussion or consideration of personnel matters (A.R.S. §38-431.03(A)(1));
- (ii) Discussion or consideration of records exempt by law (A.R.S. §38-431.03(A)(2));

- (iii) Discussion or consultation for legal advice with the city's attorneys (A.R.S. §38-431.03(A)(3));
- (iv) Discussion or consultation with the city's attorneys regarding the city's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid litigation (A.R.S. §38-431.03(A)(4));
- (v) Discussion or consultation with designated representatives of the city to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. §38-431.03(A)(5));
- (vi) Discussion, consultation or consideration for negotiations by the city or its designated representatives with members of a tribal council, or its designated representatives, of an Indian reservation located within or adjacent to the city (A.R.S. §38-431.03(A)(6));
- (vii) Discussion or consultation with designated representatives of the city to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03(A)(7)).

Confidentiality

Arizona statute precludes any person receiving executive session information from disclosing that information except as allowed by law. A.R.S. §38-431.03(F). Each violation of this statute is subject to a civil penalty not to exceed \$500, plus court costs and attorneys' fees. This penalty is assessed against the person who violates this statute or who knowingly aids, agrees to aid or attempts to aid another person in violating this article. The city is precluded from expending any public monies to employ or retain legal counsel to provide legal services or representation to the public body or any of its officers in any legal action commenced for violation of the statute unless City Council takes a legal action at a properly noticed open meeting to approve of such expenditures prior to incurring any such obligation or indebtedness. A.R.S. §38-431.07(A)(B).

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.

Lynn Mulhall, MMC, City Clerk