



# AGENDA

**PRESCOTT CITY COUNCIL  
REGULAR VOTING MEETING  
TUESDAY, JUNE 11, 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** Councilman Blair
- ◆ **ROLL CALL**

## MAYOR AND CITY COUNCIL

Mayor Kuykendall  
Councilman Arnold  
Councilman Blair  
Councilman Carlow

Councilman Kuknyo  
Councilman Lamerson  
Councilman Scamardo

- ◆ **ANNOUNCEMENTS**
- I. **CONSENT AGENDA**

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

- A. Approval of the minutes of the Prescott City Council Workshop of May 21, 2013; Special Meeting of May 28, 2013; and a Regular Meeting of May 28, 2013.

- B. Approval of Contract with Party Professionals in the amount of \$18,796.50 for various rides and activities for the 4<sup>th</sup> of July Celebration (City of Prescott No. 2013-198).
- C. Approval of Contract with Expectation Sports, LLC, DBA Rock it Up, in the amount of \$13,280.00 for various rides and activities for the 4<sup>th</sup> of July Celebration (City of Prescott No. 2013-199).

**RECOMMENDED ACTION: MOVE to approve Consent Agenda Items I.A - I.C.**

## II. REGULAR AGENDA

- A. Public Hearing and consideration of a liquor license application from Ann Louise Woodruff, owner and applicant for Biga for a Series 12 Restaurant license, located at 623 Miller Valley Road.

**RECOMMENDED ACTION: (1) MOVE to close the Public Hearing; and (2) MOVE to approve/deny Liquor License Application No.12133550, for a Series 12, Restaurant, license, for Biga located at 623 Miller Valley Road.**

- B. Public Hearing for request to annex portions of APNs 102-05-032C, 102-05-324L, 102-04-010A, and 102-04-010B (ANX13-001; Owner: James Deep Well Ranches #1).

**RECOMMENDED ACTION: MOVE to close the Public Hearing for Annexation Request No. ANX13-001.**

- C. Adoption of Ordinance No. 4858-1315, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF PRESCOTT BY ANNEXING 0.38 ACRES OF RESIDENTIAL (R1L-10) ZONED LAND LYING AT 613 WEST MARICOPA DRIVE INTO THE CITY OF PRESCOTT AND ASSIGNING A ZONING CLASSIFICATION THERETO (Annexation of APN 107-14-057A) (ANX12-001; Owners: Todd L. Metcalf and Dawn L. Nabors).

**RECOMMENDED ACTION: MOVE to adopt Ordinance No. 4858-1315.**

- D. Approve purchase of four (4) HVAC units from Trane U.S., Inc., dba Trane, with fully integrated Trane Tracker building automation controls for the Prescott Police Station in the amount of \$22,608.99.

**RECOMMENDED ACTION: MOVE to approve the purchase of four (4) HVAC units from Trane U.S., Inc., dba Trane, with fully integrated Trane Tracker building automation controls for the Prescott Police Station in the amount of \$22,608.99.**

- E. Discussion of Airport rates and fees proposed for Fiscal Year 2014.

**RECOMMENDED ACTION: No formal action is proposed. The revised rates and fees will be presented to Council for adoption at the meeting of June 25, 2013.**

- F. Approval of purchase and installation of OnBase digital evidence management software from SHI Direct in the total amount of \$33,183.01 using State contract pricing.

**RECOMMENDED ACTION: MOVE to approve the purchase of OnBase digital evidence management software from SHI Direct in the total amount of \$33,183.01 using State contract pricing.**

- G. Approval of Animal Sheltering Service Agreement with the Yavapai Humane Society in the annual amount of \$77,700.00 (City Contract No. 2013-194).

**RECOMMENDED ACTION: MOVE to approve the Animal Sheltering Service Agreement with the Yavapai Humane Society (City Contract No. 2013-194).**

- H. Adoption of Resolution No. 4177-1339 approving transfers of certain Fiscal Year 2013 appropriations.

**RECOMMENDED ACTION: MOVE to adopt Resolution No. 4177-1339.**

- I. Resolution No. 4175-1337 adopting the Tentative Budget for Fiscal Year 2014 and setting the Public Hearing for the Final Budget, Expenditure Limitation, Tax Levy and Truth in Taxation for the City of Prescott.

**RECOMMENDED ACTION: MOVE to adopt Resolution No. 4175-1337.**

- J. Adoption of Resolution No. 4174-1336 approving an Intergovernmental Agreement with Yavapai County for Consolidated Court Operations (City of Prescott No. 2013-204).

**RECOMMENDED ACTION: MOVE to adopt Resolution No. 4174-1336.**

- K. 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